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No. 94

## House of Representatives

The House met at 10 a.m. and was called to order by the Speaker pro tempore (Mr. HARRIS).

### DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,

June 28, 2011.

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

JOHN A. BOEHNER,

Speaker of the House of Representatives.

### PRAYER

The Chaplain, the Reverend Patrick J. Conroy, offered the following prayer: Eternal God, we give You thanks for giving us another day.

We ask today that You bless the Members of the people's House as they visit their home districts. May they listen and interact constructively and safely with those whom they represent.

Bless also their families in the time they have together at home so that when they return, they are rested and energized to take on the important work that faces them concerning our economy and national security in today's world.

Bless their constituents as well. Help them to understand fully the issues facing their Representatives, and with generous hearts empower the Members of this House to consider not only the interests of the local district but those of the Nation and the world, which look to our great democracy as a beacon of hope. May we as a Nation be worthy of the hope placed in us.

May all that is done this day be for Your greater honor and glory. Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the

last day's proceedings and announces to the House his approval thereof.

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

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

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

### MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 2279. An Act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

The message also announced that the Senate has agreed to a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 15. Concurrent resolution supporting the goals and ideals of World Malaria Day, and reaffirming United States leadership and support for efforts to combat malaria as a critical component of the President's Global Health Initiative.

### SENATE CONCURRENT RESOLUTION REFERRED

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

S. Con. Res. 15. Concurrent resolution supporting the goals and ideals of World Malaria

Day, and reaffirming United States leadership and support for efforts to combat malaria as a critical component of the President's Global Health Initiative; to the Committee on Foreign Affairs.

### ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 10 a.m. on Friday next.

There was no objection.

Accordingly (at 10 o'clock and 9 minutes a.m.), under its previous order, the House adjourned until Friday, July 1, 2011, at 10 a.m.

### EXECUTIVE COMMUNICATIONS, ETC.

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

2224. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Anthropomorphic Test Devices; Hybrid III Test Dummy, ES-2re Side Impact Crash Test Dummy [Docket No.: NHTSA-2010-0146] (RIN: 2127-AK64) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2225. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — General Schedule Locality Pay Areas (RIN: 3206-AM25) June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2226. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Greater Amberjack Management Measures [Docket No.: 110103005-1255-02] (RIN: 0648-BA48) received June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2227. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West

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

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



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Coast States; West Coast Salmon Fisheries; 2011 Management Measures [Docket No.: 110223162-1268-01] (RIN: 0648-XA184) received June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2228. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Taking of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Training Operations Conducted Within the Gulf of Mexico Range Complex (RIN: 0648-AX86) received June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2229. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands; Queen Conch Management Measures [Docket No.: 0907151138-1235-03] (RIN: 0648-AY03) received June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2230. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area [Docket No.: 101126521-0640-02] (RIN: 0648-XA442) received June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2231. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Pierce County Department of Emergency Management Regional Water Exercise, East Passage, Tacoma, WA [Docket No.: USCG-2011-0251] (RIN: 1625-AA00) received June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2232. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Safety Zone, Newport; Morehead City, North Carolina [Docket No.: USCG-2011-0184] (RIN: 1625-AA00) received June 7, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2233. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Launch Safety: Lighting Criteria for Expendable Launch Vehicles [Docket No. FAA-2011-0181; Amdt. No. 417-2] (RIN: 2120-AJ84) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2234. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Standards; Electrical and Electronic System Lightning Protection [Docket No.: FAA-2010-0224; Amendment Nos. 23-61, 25-134, 27-46, and 29-53] (RIN: 2120-AJ57) received June 8, 2010, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2235. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Koito Industries, Ltd., Seats and Seating Systems Approved under Technical Standard Order (TSO) TSO-C39b, TSO-39c, or TSO-C127a [Docket No.: FAA-2010-0857; Directorate Identifier 2010-NM-156-AD; Amendment 39-16708; AD 2011-12-01] (RIN: 2120-AA64) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Com-

mittee on Transportation and Infrastructure.

2236. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sikorsky Aircraft Corporation (Sikorsky) Model S-92A Helicopters [Docket No.: FAA-2011-0548; Directorate Identifier 2011-SW-025-AD; Amendment 39-16710; AD 2011-12-03] (RIN: 2120-AA64) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2237. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc (RR) RB211-535 Series Turbofan Engines [Docket No.: FAA-2010-0994; Directorate Identifier 2009-NE-39-AD; Amendment 39-16707; AD 2011-11-08] (RIN: 2120-AA64) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2238. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Viking Air Limited Model DHC-3 (Otter) airplanes [Docket No.: FAA-2011-0543; Directorate Identifier 2011-CE-018-AD; Amendment 39-16709; AD 2011-12-02] (RIN: 2120-AA64) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2239. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No.: 30787; Amdt. No. 494] received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2240. A letter from the Assistant Chief Counsel for General Law, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Requirements for Storage of Explosives During Transportation [Docket No.: PHMSA-2005-22987 (HM-238)] (RIN: 2137-AE06) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2241. A letter from the Assistant Chief Counsel for General Law, Department of Transportation, transmitting the Department's final rule — Pipeline Safety: Control Room Management/Human Factors [Docket ID: PHMSA-2007-27954; Amdt. Nos. 192-117; 195-97] (RIN: 2137-AE64) received June 17, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2242. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Revenue Procedure: United States and Area Median Gross Income Figures (Rev. Proc. 2011-37) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2243. A letter from the Chief, Publication and Regulations, Internal Revenue Service, transmitting the Service's final rule — Basis in Stock Acquired in Transferred Basis Transactions (Rev. Proc. 2011-35) received June 8, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. UPTON: Committee on Energy and Commerce. First Semiannual Activity Report of the Committee on Energy and Commerce for the 112th Congress (Rept. 112-125). Referred to the Committee of the Whole House on the State of the Union.

Ms. ROS-LEHTINEN: Committee on Foreign Affairs: First Semiannual Legislative Review and Oversight Activities Report of the Committee on Foreign Affairs for the 112th Congress (Rept. 112-126). Referred to the Committee of the Whole House on the State of the Union.

Mr. KING of New York: Committee on Homeland Security. First Semiannual Report on Legislative and Oversight Activities of the Committee on Homeland Security for the 112th Congress (Rept. 112-127). Referred to the Committee of the Whole House on the State of the Union.

Mr. ISSA: Committee on Oversight and Government Reform. First Semiannual Report on the Activities of the Committee on Oversight and Government Reform for the 112th Congress (Rept. 112-128). Referred to the Committee of the Whole House on the State of the Union.

Mr. DREIER: Committee on Rules. First Semiannual Survey of Activities of the House Committee on Rules for the First Quarter of the 112th Congress (Rept. 112-129). Referred to the Committee of the Whole House on the State of the Union.

Mr. CAMP: Committee on Ways and Means. First Semiannual Report on the Legislative and Oversight Activities of the Committee on Ways and Means for the 112th Congress (Rept. 112-130). Referred to the Committee of the Whole House on the State of the Union.

#### PUBLIC BILLS AND RESOLUTIONS

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

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

H.R. 2404. A bill to amend the Torture Victims Relief Act of 1998 to authorize appropriations to provide assistance for domestic and foreign programs and centers for the treatment of victims of torture, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROGERS of Michigan (for himself, Mrs. MYRICK, and Mr. GENE GREEN of Texas):

H.R. 2405. A bill to reauthorize certain provisions of the Public Health Service Act and the Federal Food, Drug, and Cosmetic Act relating to public health preparedness and countermeasure development, and for other purposes; to the Committee on Energy and Commerce.

#### CONSTITUTIONAL AUTHORITY STATEMENT

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

By Mr. SMITH of New Jersey:  
H.R. 2404.