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No. 74

House of Representatives

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

DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
May 22, 2012.

I hereby appoint the Honorable ROSCOE G. BARTLETT to act as Speaker pro tempore on this day.

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

PRAYER

Monsignor Stephen Rossetti, Associate Professor, The Catholic University of America, Washington, D.C., offered the following prayer:

Good and gracious God, it is Your spirit that guides us into all truth and leads us on the straight path. In these challenging days, may we be open to being led by this spirit. May we be so docile to Your divine guidance that all of us will work together with one heart for the betterment of all.

Finally, we know that one day Your spirit will lead us safely home. Buoyed up with this saving knowledge and guided by this same spirit, we now step forward into the future with confidence and hope. We make this prayer in Your holy name.

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.

PUBLICATION OF BUDGETARY MATERIALS

REVISIONS TO THE ALLOCATIONS OF THE FISCAL YEAR 2013 BUDGET RESOLUTION RELATED TO LEGISLATION REPORTED BY THE COMMITTEE ON APPROPRIATIONS

Mr. RYAN of Wisconsin. Mr. Speaker, pursuant to section 314 the Congressional Budget Act of 1974 (Budget Act), I hereby submit for printing in the CONGRESSIONAL RECORD revisions to the aggregate budget levels and committee allocations set forth pursuant to H. Con. Res. 112, the Concurrent Resolution on the Budget for Fiscal Year 2013. The revision is for new budget authority and outlays for a provision designated as disaster relief, pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985, contained in a bill making appropriations for the Department of Homeland Security reported by the Committee on Appropriations. A corresponding table is attached.

This revision represents an adjustment for purposes of enforcing sections 302 and 311 of the Budget Act. For the purposes of the Budget Act, these revised allocations are to be considered as allocations included in the budget resolution, pursuant to section 101 of H. Con. Res. 112.

BUDGET AGGREGATES

(On-budget amounts, in millions of dollars)

	Fiscal year		
	2012	2013	2013-2022
Current Aggregates:			
Budget Authority	2,858,503	2,793,848	1
Outlays	2,947,662	2,891,589	1
Revenues	1,877,839	2,260,625	32,439,140
Adjustment for Disaster Designated Spending:			
Budget Authority	0	5,481	1
Outlays	0	274	1
Revenues	0	0	0
Revised Aggregates:			
Budget Authority	2,858,503	2,799,329	1
Outlays	2,947,662	2,891,863	1
Revenues	1,877,839	2,260,625	32,439,140

ALLOCATION OF SPENDING AUTHORITY TO HOUSE COMMITTEE ON APPROPRIATIONS

(In millions of dollars)

	2013
Base Discretionary Action:	
BA	1,027,896
OT	1,209,860
Adjustment for Disaster Designated Spending:	
BA	5,481
OT	274
Global War on Terrorism:	
BA	96,725
OT	51,125
Total Discretionary Action:	
BA	1,130,102
OT	1,261,259
Current Law Mandatory:	
BA	729,675
OT	721,397

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 10 a.m. on Friday, May 25, 2012.

There was no objection.

Accordingly (at 10 o'clock and 5 minutes a.m.), under its previous order, the House adjourned until Friday, May 25, 2012, 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:

6084. A letter from the Acting Under Secretary of Defense, Department of Defense,

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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transmitting authorization of Colonels Roger L. Cloutier and Kristin K. French, United States Army, to wear the insignia of the grade of brigadier general; to the Committee on Armed Services.

6085. A letter from the Acting Branch Chief, Planning and Regulatory Affairs Branch, Department of Agriculture, transmitting the Department's final "Major" rule — Certification of Compliance With Meal Requirements for the National School Lunch Program Under the Healthy, Hunger-Free Kids Act of 2010 [FNS-2011-0025] (RIN: 0548-AE15) received May 15, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6086. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Addition of Certain Persons on the Entity List: Addition of Persons Acting Contrary to the National Security or Foreign Policy Interests of the United States [Docket No.: 111027661-1743-01] (RIN: 0694-AF43) received April 16, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

6087. A letter from the Associate General Counsel, Department of Agriculture, transmitting three reports pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

6088. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Oklahoma Regulatory Program [STATS No.: OK-033-FOR; Docket No. OSM-2011-0001] received April 27, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

6089. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Iowa Regulatory Program [STATS No.: IA-016-FOR; Docket No. OSM-2011-0014] received April 27, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

6090. A letter from the Deputy Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Pennsylvania Regulatory Program [PA-155-FOR; Docket ID: OSM-2010-0003] received April 27, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

6091. A letter from the Acting Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Service's final rule — Endangered and Threatened Species; Range Extension for Endangered Central California Coast Coho Salmon [Docket No.: 100323162-2182-03] (RIN: 0648-XV30) received April 24, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

6092. A letter from the Rules Administrator, Department of Justice, transmitting the Department's final rule — Inmate Communication With News Media: Removal of Byline Regulations [BOP-1149-F] (RIN: 1120-AB49) received April 16, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6093. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — West Oahu Offshore Security Zone [Docket No.: USCG-2011-1048] (RIN: 1625-AA87) received April 26, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6094. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sausalito Yacht Club's Annual Lighted Boat

Parade and Fireworks Display, Sausalito, CA [Docket No.: USCG-2011-0970] (RIN: 1625-AA00) received April 26, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6095. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area; S99 Alford Street Bridge Rehabilitation Project, Mystic River, MA [Docket No.: USCG-2011-1125] (RIN: 1625-AA11) received April 26, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6096. A letter from the Chief, Border Security Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Technical Amendment to Cuba Airport List: Addition of Recently Approved Airports (CBP Dec. 12-08) received April 16, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6097. A letter from the Federal Register Liaison Officer, Department of the Treasury, transmitting the Department's final rule — Disclosure of Cochineal Extract and Carmine in the Labeling of Wines, Distilled Spirits, and Malt Beverages [Docket No.: TTB-2010-0008; T.D. TTB-103; Ref. Notice No. 111] (RIN: 1513-AB79) received April 25, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6098. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance under Section 267(f); Deferral of Loss on Transactions Between Members of a Controlled Group [TD 9583] (RIN: 1545-B192) received April 16, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6099. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Under Sections 642 and 643 (Income Ordering Rules) [TD 9582] (RIN: 1545-BH66) received April 16, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6100. A letter from the Commissioner, Social Security Administration, transmitting a consolidated report of the Administration's processing of continuing disability reviews for FY 2010; to the Committee on Ways and Means.

6101. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "Report to Congress on the Administration, Cost and Impact of the Quality Improvement Organization Program for Medicare Beneficiaries for Fiscal Year 2009"; jointly to the Committees on Ways and Means and Energy and Commerce.

6102. A letter from the Program Manager, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicare and Medicaid Programs; Reform of Hospital and Critical Access Hospital Conditions of Participation [CMS-3244-F] (RIN: 0938-AQ89) received May 15, 2012, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

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

Mr. ROGERS of Kentucky: Committee on Appropriations. Revised Suballocation of Budget Allocations for Fiscal Year 2013

(Rept. 112-489). Referred to the Committee of the Whole House on the state of the Union.

Mr. ROGERS of Michigan: Permanent Select Committee on Intelligence. H.R. 5743. A bill to authorize appropriations for fiscal year 2013 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; with an amendment (Rept. 112-490). Referred to the Committee of the Whole House on the state of the Union.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. CUMMINGS introduced a bill (H.R. 5853) to prohibit wholesalers from purchasing prescription drugs from pharmacies, and to enhance information and transparency regarding drug wholesalers engaged in interstate commerce; which was referred to the Committee on Energy and Commerce.

MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

219. The SPEAKER presented a memorial of the House of Representatives of the State of Idaho, relative to House Joint Memorial No. 7 urging the President to award Retired Sergeant Chris Tschida the Medal of Honor; to the Committee on Armed Services.

220. Also, a memorial of the Senate of the State of Florida, relative to Senate Memorial 1822 urging the Congress to repeal the Sarbanes-Oxley Act of 2002; to the Committee on Financial Services.

221. Also, a memorial of the House of Representatives of the State of Idaho, relative to House Joint Resolution No. 8 urging the Congress to repeal the No Child Left Behind Act of 2001; to the Committee on Education and the Workforce.

222. Also, a memorial of the House of Representatives of the State of Idaho, relative to House Joint Memorial No. 14 recognizing and commending the ETA's statement of a definitive cessation of its armed activity and end to terrorism; to the Committee on Foreign Affairs.

223. Also, a memorial of the House of Representatives of the State of Idaho, relative to House Joint Memorial No. 13 urging the President, Executive Agencies and the Congress to work together to see that the Beyond the Border Action Plan on Regulatory Cooperation are carried out; to the Committee on Foreign Affairs.

224. Also, a memorial of the House of Representatives of the State of Florida, relative to House Memorial 611 urging the Congress to direct the Fish and Wildlife Service to reconsider the proposed rule to designate Kings Bay as a manatee refuge; to the Committee on Natural Resources.

225. Also, a memorial of the House of Representatives of the State of Florida, relative to House Memorial 83 petitioning the Congress to propose to the states an amendment to the Constitution of the United States to limit the number of consecutive terms which a person may serve in the Senate or the House of Representatives; to the Committee on the Judiciary.

226. Also, a memorial of the House of Representatives of the State of Idaho, relative to House Joint Memorial No. 4 urging the Congress to authorize an additional United State District Court Judge and commensurate

staff for the District of Idaho; to the Committee on the Judiciary.

227. Also, a memorial of the House of Representatives of the State of Louisiana, relative to House Concurrent Resolution No. 57 memorializing the Congress to review the Government Pension Offset and the Windfall Elimination Provision Social Security benefit reductions; to the Committee on Ways and Means.

228. Also, a memorial of the House of Representatives of the State of Maine, relative to Joint House Resolution urging the President and the Congress to improve the process by which the United States trade agreements are developed and implemented; to the Committee on Ways and Means.

229. Also, a memorial of the Senate of the State of Maine, relative to Joint Senate Resolution urging the President and the Congress to support the continued and increased development and delivery of oil derived from North American oil reserves to American refineries; jointly to the Committees on Transportation and Infrastructure, Foreign Affairs, Energy and Commerce, and Natural Resources.

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.

Mr. CUMMINGS:

H.R. 5853.

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

Article I, Section 8: "The Congress shall have Power to lay and collect Taxes, Duties, Imposes and Excises, to pay the Debts and provide for the common Defence and general welfare of the United States"

ADDITIONAL SPONSORS

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

H.R. 210: Ms. SUTTON, Ms. DEGETTE, and Mr. LEVIN.

H.R. 1244: Mr. LEWIS of Georgia and Mr. LATHAM.

H.R. 1873: Mr. HINCHEY.

H.R. 2499: Mr. WOLF and Ms. PINGREE of Maine.

H.R. 2569: Mr. HENSARLING.

H.R. 2730: Mrs. CAPPS.

H.R. 3015: Mr. CONNOLLY of Virginia.

H.R. 3040: Mr. HINOJOSA and Mr. BISHOP of New York.

H.R. 3096: Ms. CHU.

H.R. 3307: Mr. LANGEVIN.

H.R. 3435: Ms. MCCOLLUM.

H.R. 3444: Mr. FITZPATRICK.

H.R. 3895: Mrs. LUMMIS.

H.R. 4082: Mr. SMITH of Washington.

H.R. 4296: Mr. SCOTT of Virginia, Mr. WEST-MORELAND, and Mr. DOLD.

H.R. 4971: Mr. POMPEO, Mr. MANZULLO, Mr. COSTELLO, Mr. ROE of Tennessee, Mr. LATTA, Mr. NUNNELEE, and Mr. LONG.

H.J. Res. 103: Mr. FLORES.

H. Con. Res. 125: Mr. REICHERT, Mrs. MCMORRIS RODGERS, and Mr. SMITH of Washington.

H. Res. 220: Ms. LORETTA SANCHEZ of California.

H. Res. 659: Mr. CALVERT, Mr. LUETKEMEYER, Mr. MCNERNEY, and Ms. WATERS.