

Taylor	Viscolosky	Weller
Terry	Walberg	Westmoreland
Thompson (CA)	Walden (OR)	Wexler
Thompson (MS)	Walz (MN)	Whitfield (KY)
Thornberry	Wamp	Wilson (NM)
Tiahrt	Wasserman	Wilson (OH)
Tiberi	Schultz	Wilson (SC)
Towns	Waters	Wittman (VA)
Tsongas	Watson	Wolf
Turner	Watt	Woolsey
Udall (CO)	Waxman	Wu
Udall (NM)	Weiner	Yarmuth
Upton	Welch (VT)	Young (AK)
Van Hollen	Weldon (FL)	Young (FL)

## NOT VOTING—19

Cannon	Hensarling	Speier
Capps	Hobson	Stark
Cubin	Klein (FL)	Tierney
Davis, David	Lewis (KY)	Velázquez
Dicks	Miller (FL)	Walsh (NY)
Gingrey	Shuler	
Gutierrez	Simpson	

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members have 2 minutes remaining in this vote.

□ 1801

So (two-thirds being in the affirmative) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on additional motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote is objected to under clause 6 of rule XX.

Record votes on postponed questions will be taken tomorrow.

## TRAVEL PROMOTION ACT OF 2008

Mr. RUSH. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 3232) to establish a non-profit corporation to communicate United States entry policies and otherwise promote tourist, business, and scholarly travel to the United States, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 3232

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

## SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Travel Promotion Act of 2008”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. The Corporation for Travel Promotion.
- Sec. 3. Accountability measures.
- Sec. 4. Matching public and private funding.
- Sec. 5. Travel Promotion Fund fees.
- Sec. 6. Investment of Funds.
- Sec. 7. Prohibition on use of funds.
- Sec. 8. Amendments to the International Travel Act of 1961.
- Sec. 9. Definitions.
- Sec. 10. G.A.O. study

## SEC. 2. THE CORPORATION FOR TRAVEL PROMOTION.

(a) ESTABLISHMENT.—The Corporation for Travel Promotion is established as a non-profit corporation. The Corporation shall not be an agency or establishment of the United States Government. The Corporation shall be subject to the provisions of the District of Columbia Nonprofit Corporation Act (sec. 29–301.01 et seq., D.C. Official Code), to the extent that such provisions are consistent with this section, and shall have the powers conferred upon a nonprofit corporation by that Act to carry out its purposes and activities.

## (b) BOARD OF DIRECTORS.—

(1) IN GENERAL.—The Corporation shall have a board of directors of 15 members, appointed by the Secretary of Commerce, but not before consultation with the Secretaries of Homeland Security, State, and Education, as appropriate, each of whom is a United States citizen, and of whom—

(A) one shall have appropriate expertise and experience in the hotel accommodations sector;

(B) one shall have appropriate expertise and experience in the restaurant sector;

(C) one shall have appropriate expertise and experience in the retail sector, or in associations representing that sector;

(D) one shall have appropriate expertise and experience in the small business sector, or in associations representing that sector;

(E) one shall have appropriate expertise and experience in the advertising sector;

(F) one shall have appropriate expertise and experience in the attractions sector;

(G) one shall have appropriate expertise and experience in the recreation sector;

(H) one shall have appropriate expertise and experience in the research, development, or manufacturing sector;

(I) one shall have appropriate expertise and experience in the financial services sector;

(J) one shall have appropriate expertise and experience in the passenger air sector;

(K) one shall have appropriate expertise and experience in the car rental sector;

(L) one shall have appropriate expertise and experience as an official at the state and municipal level, or in associations of such officials;

(M) one shall have appropriate expertise and experience in the higher education sector and in coordinating international scholarly conferences in the United States;

(N) one shall have appropriate expertise and experience in immigration law and policy, including visa requirements and United States entry procedures; and

(O) one shall have appropriate expertise in matters relating to homeland security policy, including border and travel security and facilitation programs.

(2) INCORPORATION.—The members of the initial board of directors shall serve as incorporators and shall take whatever actions are necessary to establish the Corporation under the District of Columbia Non-profit Corporation Act (sec. 29–301.01 et seq.).

(3) TERM OF OFFICE.—The term of office of each member of the board appointed by the Secretary shall be 3 years, except that, of the members first appointed—

(A) 3 shall be appointed for terms of 1 year;

(B) 4 shall be appointed for terms of 2 years; and

(C) 4 shall be appointed for terms of 3 years.

(4) VACANCIES.—Any vacancy in the board shall not affect its power, but shall be filled in the manner required by this section. Any member whose term has expired may serve until the member's successor has taken office, or until the end of the calendar year in which the member's term has expired, whichever is earlier. Any member appointed to fill a vacancy occurring prior to the expiration

of the term for which that member's predecessor was appointed shall be appointed for the remainder of the predecessor's term. No member of the board shall be eligible to serve more than 2 consecutive full terms.

(5) ELECTION OF CHAIRMAN AND VICE CHAIRMAN.—Members of the board shall annually elect one of their members to be chairman and elect 1 or more of their members as a vice chairman or vice chairmen.

(6) STATUS AS FEDERAL EMPLOYEES.—Notwithstanding any provision of law to the contrary, no member of the board may be considered to be a Federal employee of the United States by virtue of his or her service as a member of the board.

(7) COMPENSATION; EXPENSES.—No member of the board shall receive any compensation from the Federal Government or the Corporation by virtue of his or her service as a member of the board. Each member of the board shall be paid actual travel expenses and per diem in lieu of subsistence expenses when away from his or her usual place of residence, in accordance with section 5703 of title 5, United States Code.

## (c) OFFICERS AND EMPLOYEES.—

(1) IN GENERAL.—The Corporation shall have a President, and such other officers as may be named and appointed by the board for terms and at rates of compensation fixed by the board. No individual other than a citizen of the United States may be an officer of the Corporation. The corporation may hire and fix the compensation of such employees as may be necessary to carry out its purposes. No officer or employee of the Corporation may receive any salary or other compensation (except for compensation for services on boards of directors of other organizations that do not receive funds from the Corporation, on committees of such boards, and in similar activities for such organizations) from any sources other than the Corporation for services rendered during the period of his or her employment by the Corporation. Service by any officer on boards of directors of other organizations, on committees of such boards, and in similar activities for such organizations shall be subject to annual advance approval by the board and subject to the provisions of the Corporation's Statement of Ethical Conduct. All officers and employees shall serve at the pleasure of the board.

(2) NONPOLITICAL NATURE OF APPOINTMENT.—No political test or qualification shall be used in selecting, appointing, promoting, or taking other personnel actions with respect to officers, agents, or employees of the Corporation.

## (d) NONPROFIT AND NONPOLITICAL NATURE OF CORPORATION.—

(1) STOCK.—The Corporation shall have no power to issue any shares of stock, or to declare or pay any dividends.

(2) PROFIT.—No part of the income or assets of the Corporation shall inure to the benefit of any director, officer, employee, or any other individual except as salary or reasonable compensation for services.

(3) POLITICS.—The Corporation may not contribute to or otherwise support any political party or candidate for elective public office.

(4) SENSE OF CONGRESS REGARDING LOBBYING ACTIVITIES.—It is the sense of Congress that the Corporation established under this Act should not engage in any lobbying activities with any employee or branch of the Federal Government in favor of or in opposition to any political issue.

## (e) DUTIES AND POWERS.—

(1) IN GENERAL.—The Corporation shall develop and execute a plan to—

(A) provide useful information to foreign tourists, business people, students, scholars, scientists and others interested in traveling