

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 28 public bills, H.R. 4645–4672; 1 private bill, H.R. 4673; and 8 resolutions, H. Con. Res. 238; and H. Res. 1095–1097, 1099, 1100–1102 were introduced.

Pages H753–55

Additional Cosponsors:

Pages H755–56

Reports Filed: Reports were filed today as follows:

H.R. 4247, to prevent and reduce the use of physical restraint and seclusion in schools, with an amendment (H. Rept. 111–417) and

H. Res. 1098, providing for consideration of the bill (H.R. 4626) to restore the application of the Federal antitrust laws to the business of health insurance to protect competition and consumers (H. Rept. 111–418).

Page H753

Speaker: Read a letter from the Speaker wherein she appointed Representative Tonko to act as Speaker pro tempore for today.

Page H651

Recess: The House recessed at 10:51 a.m. and reconvened at 12 noon.

Page H653

Chaplain: The prayer was offered by the Guest Chaplain, Reverend Dr. Alan Keiran, Office of the United States Senate Chaplain.

Page H653

Committee Resignation: Read a letter from Representative Walden, wherein he resigned from the Committee on Energy and Commerce, effective today.

Page H653

Committee Election: The House agreed to H. Res. 1095, electing a Minority member to a standing committee of the House of Representatives: Committee on Energy and Commerce: Representative Griffith.

Page H653

Suspensions: The House agreed to suspend the rules and agree to the following measures:

Recognizing the bravery and efforts of the United States Armed Forces, local first responders, and other members of Operation Unified Response: H. Res. 1066, to recognize the bravery and efforts of the United States Armed Forces, local first responders, and other members of Operation Unified Response for their swift and coordinated action in light of the devastation wrought upon the nation of Haiti after a horrific 7.0 magnitude earthquake struck Port-Au-Prince and surrounding cities on January 12, 2010, by a $\frac{2}{3}$ yea-and-nay vote of 406 yeas with none voting “nay”, Roll No. 52;

Pages H667–71, H696–97

Honoring the heroism of the seven United States Agency for International Development and Office of U.S. Foreign Disaster Assistance supported urban search and rescue teams deployed to Haiti: H. Res. 1059, amended, to honor the heroism of the seven United States Agency for International Development and Office of U.S. Foreign Disaster Assistance supported urban search and rescue teams deployed to Haiti from New York City, New York, Fairfax County, Virginia, Los Angeles County, California, Miami, Florida, Miami-Dade County, Florida, and Virginia Beach, Virginia, and commending their dedication and assistance in the aftermath of the January 12, 2010 Haitian earthquake, by a $\frac{2}{3}$ yea-and-nay vote of 406 yeas with none voting “nay”, Roll No. 53;

Pages H671–73, H697

Agreed to amend the title so as to read: “Honoring the heroism of the seven United States Agency for International Development, Office of U.S. Foreign Disaster Assistance, and Federal Emergency Management Agency supported urban search and rescue teams deployed to Haiti from New York City, New York, Fairfax County, Virginia, Los Angeles County, California, the City of Miami, Florida, Miami-Dade County, Florida, and Virginia Beach, Virginia, and commending their dedication and assistance in the aftermath of the January 12, 2010, Haitian earthquake.”

Page H697

Commending the efforts and honoring the work of the men and women of USNS Comfort and the United States Navy: H. Res. 1048, amended, to commend the efforts and honor the work of the men and women of USNS *Comfort* and the United States Navy in the immediate response to those affected by the earthquake that struck Haiti on January 12, 2010;

Pages H679–83

Billy’s Law: H.R. 3695, amended, to authorize funding for, and increase accessibility to, the National Missing and Unidentified Persons System, to facilitate data sharing between such system and the National Crime Information Center database of the Federal Bureau of Investigation, and to provide incentive grants to help facilitate reporting to such systems; and

Pages H683–87

Expressing support for designation of March as National Nutrition Month: H. Res. 274, to express support for designation of March as National Nutrition Month.

Pages H688–90

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and agree to the following measures which were debated on Monday, February 22nd:

Supporting the goals and ideals of American Heart Month and National Wear Red Day: H. Res. 1039, to support the goals and ideals of American Heart Month and National Wear Red Day, by a $\frac{2}{3}$ ye-a-and-nay vote of 408 yeas with none voting “nay”, Roll No. 54 and **Page H698**

Recognizing the significance of Black History Month: H. Res. 1046, to recognize the significance of Black History Month, by a $\frac{2}{3}$ recorded vote of 402 yeas with none voting “no”, Roll No. 55. **Pages H699–H700**

Suspensions—Proceedings Postponed: The House debated the following measures under suspension of the rules. Further proceedings were postponed:

Honoring the life of Miep Gies: H. Res. 1074, to honor the life of Miep Gies, who aided Anne Frank’s family while they were in hiding and preserved her diary for future generations; **Pages H673–75**

Expressing the sense of the House of Representatives on religious minorities in Iraq: H. Res. 944, amended, to express the sense of the House of Representatives on religious minorities in Iraq; **Pages H675–79**

Supporting the goals and ideals of National Urban Crimes Awareness Week: H. Con. Res. 227, amended, to support the goals and ideals of National Urban Crimes Awareness Week; and **Pages H687–88**

Honoring and celebrating the contributions of African-Americans to the transportation and infrastructure of the United States: H. Res. 1085, to honor and celebrate the contributions of African-Americans to the transportation and infrastructure of the United States. **Pages H690–93**

Native Hawaiian Government Reorganization Act: The House passed H.R. 2314, to express the policy of the United States regarding the United States relationship with Native Hawaiians and to provide a process for the recognition by the United States of the Native Hawaiian governing entity, by a ye-a-and-nay vote of 245 yeas to 164 nays, Roll No. 59. **Pages H693–96, H700–31**

Agreed to:

Abercrombie amendment in the nature of a substitute (No. 1 printed in part A of H. Rept. 111–413) that addresses several issues raised by the Attorney General of the State of Hawaii and others. In particular the amendment clarifies the definition of “Native Hawaiian” to ensure that the Native Hawaiian governing entity is a distinctly native community. While recognizing and affirming the sovereign immunity of the Native Hawaiian governing entity, the amendment expressly states the Act does not alter the sovereign immunity of the United States or the State of Hawaii allowing for negotia-

tions. The amendment further clarifies that, pending negotiations and subsequent implementation legislation, the following will occur: there will be no “Indian Country” within Hawaii; the United States will not take land into trust, nor restrict alienability of land owned by the Native Hawaiian governing entity; the governing entity may not exercise certain powers and authorities such as jurisdiction over non Native Hawaiian individuals without their consent; and the State of Hawaii will retain regulatory and taxation authority over Native Hawaiians and the Native Hawaiian governing entity (by a ye-a-and-nay vote of 245 yeas to 164 nays, Roll No. 58). **Pages H714–25, H730**

Rejected:

Hastings (WA) amendment (No. 1 printed in part B of H. Rept. 111–413) to the amendment in the nature of a substitute that sought to require that the voters of Hawaii approve the governing documents for the Native Hawaiian governing entity before federal recognition becomes operative (by a ye-a-and-nay vote of 163 yeas to 241 nays, Roll No. 56) and **Pages H725–26, H728–29**

Flake amendment (No. 2 printed in part B of H. Rept. 111–413) to the amendment in the nature of a substitute that sought to state that nothing in the Act shall relieve a Native Hawaiian governing authority from complying with the equal protection clause of the 14th amendment to the United States Constitution (by a ye-a-and-nay vote of 177 yeas to 233 nays, Roll No. 57). **Pages H726–28, H729–30**

H. Res. 1083, the rule providing for consideration of the bill, was agreed to by a ye-a-and-nay vote of 238 yeas to 165 nays, Roll No. 51, after the previous question was ordered without objection. **Page H696**

Presidential Message: Read a message from the President wherein he notified Congress of the continuation of the national emergency with respect to the Government of Cuba’s destruction of two unarmed U.S.-registered civilian aircraft in international airspace north of Cuba on February 24, 1996 is to continue in effect beyond March 1, 2010—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 111–94). **Page H693**

Senate Message: Message received from the Senate today appears on page H653.

Quorum Calls—Votes: Eight ye-a-and-nay votes and one recorded vote developed during the proceedings of today and appear on pages H696, H696–97, H697, H698, H699–H700, H728–29, H729, H730, H730–31. There were no quorum calls.

Adjournment: The House met at 10:30 a.m. and adjourned at 11:48 p.m.

Committee Meetings

COMMERCE, JUSTICE, SCIENCE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, Science and Related Agencies held a hearing on Fiscal Year 2011 Budget for the National Institute of Standards and Technology. Testimony was heard from Patrick Gallagher, Director, National Institute of Standards and Technology, Department of Commerce.

TRANSPORTATION, HUD, AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation, Housing and Urban Development, and Related Agencies held a hearing on The Need To Invest in Housing and Economic Development: Fiscal Year 2011 Budget Request for HUD. Testimony was heard from Shaun Donovan, Secretary of Housing and Urban Development.

FY 2011 NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST—AIR FORCE DEPARTMENT

Committee on Armed Services: Held a hearing on Fiscal Year 2011 National Defense Authorization Budget Request from the Department of the Air Force. Testimony was heard from the following officials of the Department of the Air Force: Michael B. Donley, Secretary; and GEN Norton A. Schwartz, USAF, Chief of Staff.

CONTESTED MINE SAFETY CASES BACKLOG

Committee on Education and Labor: Held a hearing on Reducing the Growing Backlog of Contested Mine Safety Cases. Testimony was heard from Joseph Main, Assistant Secretary, Mine Safety and Health Administration, Department of Labor; Mary Lucille Jordan, Chairman, Federal Mine Safety and Health Review Commission; and public witnesses.

TOYOTA RECALL/NHTSA RESPONSE

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on Response by Toyota and NHTSA to Incidents of Sudden Unintended Acceleration. Testimony was heard from Raymond H. LaHood, Secretary of Transportation; James E. Lentz, President and Chief Operating Officer, Toyota Motor Sales, U.S.A., Inc; and public witnesses.

EMPLOYMENT GROWTH STIMULUS

Committee on Financial Services: Held a hearing entitled "Prospects for Employment Growth: Is Addi-

tional Stimulus Needed?" Testimony was heard from public witnesses.

SEXUAL ASSAULTS ON JUVENILES IN CUSTODY

Committee on the Judiciary: Subcommittee on Crime, Terrorism and Homeland Security held a hearing on Keeping Youth Safe While in Custody: Sexual Assault in Adult and Juvenile Facilities. Testimony was heard from Bernard Warner, Chief Deputy Secretary, Juvenile Justice, Department of Corrections and Rehabilitation, Division of Juvenile Justice, State of California and public witnesses.

FEDERAL EMPLOYEES HEALTH BENEFITS

Committee on Oversight and Government Reform: Subcommittee on Federal Workforce, Postal Service and the District of Columbia held a hearing on H.R. 4489, Federal Employees Health Benefits Program (FEHBP) Prescription Drug Integrity, Transparency, and Cost Savings Act. Testimony was heard from Representative Weiner; the following officials of OPM: John O'Brien, Senior Advisor to the Director; and Patrick McFarland, Inspector General; and public witnesses.

HEALTH INSURANCE INDUSTRY FAIR COMPETITION ACT

Committee on Rules: Granted, by a non-record vote, a closed rule providing for consideration of H.R. 4626, the "Health Insurance Industry Fair Competition Act." The rule provides two hours of debate equally divided and controlled by the chair and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill except those arising under clause 9 or 10 of rule XXI. The rule provides that the bill shall be considered as read. The rule waives all points of order against the bill. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Johnson of Georgia, Perriello, and Lungren.

UNIVERSITIES RESEARCH INFRASTRUCTURE

Committee on Science and Technology: Subcommittee on Research and Science Education held a hearing on the State of Research Infrastructure at U.S. Universities. Testimony was heard from public witnesses.

RECOVERY ACT TRANSPORTATION INFRASTRUCTURE INVESTMENTS

Committee on Transportation and Infrastructure: Held a hearing on Recovery Act: One-Year Progress Report for Transportation and Infrastructure Investments. Testimony was heard from John D. Porcari, Deputy Secretary, Department of Transportation; Craig E.