

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 29 public bills, H.R. 3038–3066; and 3 resolutions, H. Con. Res. 82; and H. Res. 415–416 were introduced. **Pages H6455–57**

Additional Cosponsors: **Pages H6457–58**

Reports Filed: Reports were filed today as follows:

H.R. 241, to authorize the conveyance of certain National Forest System lands in the Los Padres National Forest in California, with an amendment (H. Rept. 112–216);

H.R. 461, to direct the Secretary of the Interior to convey certain Federal features of the electric distribution system to the South Utah Valley Electric Service District, and for other purposes, with an amendment (H. Rept. 112–217);

H.R. 473, to provide for the conveyance of approximately 140 acres of land in the Ouachita National Forest in Oklahoma to the Indian Nations Council, Inc., of the Boy Scouts of America, and for other purposes, with an amendment (H. Rept. 112–218);

H.R. 795, to expand small-scale hydropower (H. Rept. 112–219, Pt. 1);

H.R. 1258, to provide for the conveyance of parcels of land to Mantua, Box Elder County, Utah (H. Rept. 112–220);

H.R. 1421, to amend the Water Resources Development Act of 1986 to clarify the role of the Cherokee Nation of Oklahoma with regard to the maintenance of the W.D. Mayo Lock and Dam in Oklahoma (H. Rept. 112–221 Pt. 1);

H.R. 1560, to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo Tribe to determine blood quantum requirement for membership in that tribe (H. Rept. 112–222); and

H.R. 2583, to authorize appropriations for the Department of State for fiscal year 2012, and for other purposes, with an amendment (H. Rept. 112–223). **Pages H6454–55**

Speaker: Read a letter from the Speaker wherein he appointed Representative Dold to act as Speaker pro tempore for today. **Page H6417**

Chaplain: The prayer was offered by the guest chaplain, Reverend Dr. Charley Hames, Jr., Beebe Memorial Cathedral, Oakland, California. **Page H6417**

Transparency in Regulatory Analysis of Impacts on the Nation Act of 2011: The House passed H.R. 2401, to require analyses of the cumulative and

incremental impacts of certain rules and actions of the Environmental Protection Agency, by a recorded vote of 249 ayes to 169 noes, Roll No. 741. Consideration of the measure began yesterday, September 22nd. **Pages H6419–46**

Rejected the McCollum motion to recommit the bill to the Committee on Energy and Commerce with instructions to report the same back to the House forthwith with an amendment, by a yeas-and-nays vote of 180 yeas to 233 nays, Roll No. 740. **Pages H6444–46**

Agreed to:

Moore amendment (No. 3 printed in H. Rept. 112–213) that ensures that the study will analyze the impact that a rule or action could have on low-income communities and public health (by a recorded vote of 337 ayes to 76 noes, Roll No. 730); **Pages H6423, H6438**

Kinzinger amendment (No. 5 printed in H. Rept. 112–213) that adds upcoming EPA gasoline regulations to the list of measures to be analyzed for their cumulative impact on energy prices, jobs, and American competitiveness (by a recorded vote of 269 ayes to 145 noes, Roll No. 732); **Pages H6425–26, H6439–40**

Dent amendment (No. 6 printed in H. Rept. 112–213) that adds the U.S. Environmental Protection Agency's (EPA) National Emission Standards for Hazardous Air Pollutants (NESHAP) from the Portland Cement Manufacturing Industry and Standards of Performance for Portland Cement Plants to the Covered Rules within the bill (by a recorded vote of 269 ayes to 150 noes, Roll No. 733); **Pages H6426–27, H6440–41**

Jackson Lee amendment (No. 9 printed in H. Rept. 112–213) that extends the public comment period from 90 days to 120 days (by a recorded vote of 346 ayes to 74 noes, Roll No. 736); **Pages H6429–31, H6442**

Whitfield amendment (No. 10 printed in H. Rept. 112–213) that provides that the Cross State Air Pollution Rule has no legal force or effect, and directs EPA to continue to apply Clean Air Interstate Rule (CAIR) for at least 3 years until after the study in the underlying bill is complete. The amendment also requires that the proposed Utility Maximum Achievable Control Technology (MACT) rule has no legal force and effect and that any subsequent Utility MACT rule be issued no sooner than 1 year after the study in the underlying bill is complete. If reissuing the rule, EPA is required to ensure that MACT standards are achievable in practice and that the compliance period is at least 5 years (by a

recorded vote of 234 ayes to 188 noes, Roll No. 737); and

Pages H6431–34, H6442–43

Latta amendment (No. 11 printed in H. Rept. 112–213) that updates the Clean Air Act's criteria for what factors can be considered when promulgating National Ambient Air Quality Standards (NAAQS). Specifically, it allows the EPA Administrator to consider feasibility and cost when setting these standards, which would negate the effect of a 2001 Supreme Court ruling that held implementation costs cannot be considered when setting NAAQS (by a recorded vote of 227 ayes to 192 noes, Roll No. 738).

Pages H6434–35, H6443–44

Rejected:

Welch amendment (No. 1 printed in H. Rept. 112–213) that sought to add the Chair of the Council on Environmental Quality, the Secretary of Health and Human Services, as well as the Director of the Centers for Disease Control and Prevention, among others, to the interagency council that this bill would create. Additionally, the amendment would have directed the committee to look at important health impacts on the most vulnerable subpopulations that would be affected by EPA's proposed rules (by a recorded vote of 173 ayes to 236 noes, Roll No. 728);

Pages H6420–22, H6436–37

McNerney amendment (No. 2 printed in H. Rept. 112–213) that sought to add the effect on clean energy jobs and clean energy companies, including those that export clean energy technology, to the items to be considered in the analyses required by the bill (by a recorded vote of 184 ayes to 229 noes, Roll No. 729);

Pages H6422, H6437–38

Capps amendment (No. 4 printed in H. Rept. 112–213) that sought to require the Committee to include in its analyses an estimate of the incidence of birth and developmental defects and infant mortality that would result from a delay to covered rules and covered actions under the bill (by a recorded vote of 195 ayes to 221 noes, Roll No. 731);

Pages H6423–25, H6438–39

Hastings (FL) amendment (No. 7 printed in H. Rept. 112–213) that sought to exclude from the Committee's jurisdiction all rules and regulations that undergo a cost-benefit analysis as a part of existing regulatory requirements (by a recorded vote of 165 ayes to 254 noes, Roll No. 734);

Pages H6427–28, H6440–41

Connolly amendment (No. 8 printed in H. Rept. 112–213) that sought to require the committee to study policies which will lead to creation of American jobs in the clean energy sector (by a recorded vote of 186 ayes to 232 noes, Roll No. 735); and

Pages H6428–29, H6441–42

Richardson amendment (No. 12 printed in H. Rept. 112–213) that sought to strike the offset pro-

vision of NR 2401, which would reduce funding to the Diesel Emission Reductions Act (by a recorded vote of 181 ayes to 237 noes, Roll No. 739).

Pages H6435, H6444

H. Res. 406, the rule providing for consideration of the bill, was agreed to yesterday, September 22nd.

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 12 noon on Monday, September 26th, and further when the House adjourns on that day, it shall meet at 11 a.m. on Thursday, September 29th.

Page H6447

Senate Message: Message received from the Senate today appears on page H6426.

Quorum Calls—Votes: One yea-and-nay vote and thirteen recorded votes developed during the proceedings of today and appear on pages H6436–37, H6437–38, H6438, H6439, H6439–40, H6440, H6440–41, H6441–42, H6442, H6442–43, H6443–44, H6444, H6445–46 and H6446. There were no quorum calls.

Adjournment: The House met at 9 a.m. and adjourned at 2:25 p.m.

Committee Meetings

ARLINGTON CEMETERY

Committee on Armed Services: Subcommittee on Military Personnel and Subcommittee on Oversight and Investigations held a joint hearing on Arlington Cemetery Reforms. Testimony was heard from Major General William McCoy, Deputy Inspector General, U.S. Army; Kathryn A. Condon, Executive Director, Arlington National Cemetery; and Patrick Hallinan, Superintendent of Arlington National Cemetery.

INCREASE IN DRUG SHORTAGES

Committee on Energy and Commerce: Subcommittee on Health held a hearing entitled "Examining the Increase in Drug Shortages." Testimony was heard from Howard K. Koh, Assistant Secretary for Health, Department of Health and Human Services; and public witnesses.

SOLYNDRA

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled "From DOE Loan Guarantee to Bankruptcy to FBI Raid: What Solyndra's Executives Knew." Testimony was heard from public witnesses.