

Adjournment: Senate convened at 10 a.m. and adjourned at 6:04 p.m., until 9:30 a.m. on Wednesday, June 6, 2012. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S3738.)

Committee Meetings

(Committees not listed did not meet)

COMBATING POVERTY

Committee on Finance: Committee concluded a hearing to examine combating poverty, focusing on understanding new challenges for families, after receiving testimony from Kay Brown, Director, Income Security, Government Accountability Office; Ron Haskins, Brookings Institution Center on Children and Families, Washington, D.C.; and Laura Lein, University of Michigan, Ann Arbor.

VETERANS EMPLOYMENT AND GOVERNMENT CONTRACTORS

Committee on Homeland Security and Governmental Affairs: Ad Hoc Subcommittee on Contracting Oversight concluded a hearing to examine veterans employment and government contractors, after receiving testimony from Theodore L. Daywalt, VetJobs, Marietta, Georgia; Spencer Kympton, The Mission Continues, St. Louis, Missouri; Ramsey Sulayman, Iraq and Afghanistan Veterans of America, Washington, D.C.; Pamela Hardy, Booz Allen Hamilton, McLean, Virginia; and Sally Sullivan, ManTech International Corporation, Fairfax, Virginia.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 10 public bills, H.R. 5889–5898; 1 private bill, H.R. 5899; and 6 resolutions, H.J. Res. 110; and H. Res. 674–678, were introduced. **Page H3480**

Additional Cosponsors: **Pages H3481–82**

Reports Filed: Reports were filed today as follows:

H.R. 436, to amend the Internal Revenue Code of 1986 to repeal the excise tax on medical devices, with an amendment (H. Rept. 112–514);

H.R. 1004, to amend the Internal Revenue Code of 1986 to increase participation in medical flexible spending arrangements, with an amendment (H. Rept. 112–515);

H.R. 5842, to amend the Internal Revenue Code of 1986 to repeal the amendments made by the Patient Protection and Affordable Care Act which disqualify expenses for over-the-counter drugs under health savings accounts and health flexible spending arrangements, with an amendment (H. Rept. 112–516); and

H.R. 5858, to amend the Internal Revenue Code of 1986 to improve health savings accounts, and for other purposes, with an amendment (H. Rept. 112–517). **Pages H3479–80**

Speaker: Read a letter from the Speaker wherein he appointed Representative Smith (NE) to act as Speaker pro tempore for today. **Page H3407**

Recess: The House recessed at 12:07 p.m. and reconvened at 2 p.m. **Page H3408**

Energy and Water Development and Related Agencies Appropriations Act, 2013: The House resumed consideration of H.R. 5325, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2013, which began on Thursday, May 31st. Further proceedings were postponed.

Pages H3409–23, H3424–32, H3444–47, H3451–78

Agreed by unanimous consent that, during further consideration of H.R. 5325 in the Committee of the Whole pursuant to House Resolution 667, no further amendment to the bill may be offered except those appearing in a list submitted to the desk.

Pages H3423–24

Agreed to:

Welch amendment (No. 7 printed in the Congressional Record of May 31, 2012) that makes such sums available to the Secretary of Energy as may be necessary to comply with the Department's energy management requirements under section 543(f)(7) of the National Energy Conservation Policy Act;

Page H3419

Kaptur amendment that prohibits funds from being used to plan for the termination of periodic nourishment for any water resource development

project described in section 156 of the Water Resources Development Act of 1976, as amended by the Water Resources Development Act of 1986;

Pages H3451–52

Young (AK) amendment that prohibits funds from being used to implement section 10011(b) of Public Law 111–11;

Page H3452

Blackburn amendment that prohibits funds from being used to provide new loan guarantees or loan guarantee commitments under section 1705 of the Energy Policy Act of 2005;

Page H3454

Jackson Lee (TX) amendment that prohibits funds from being used in contravention of the Department of Energy Organization Act;

Pages H3455–57

Cravaack amendment (No. 17 printed in the Congressional Record of June 1, 2012) that prohibits funds from being used by the Department of Energy to require grant recipients to replace any lighting that does not meet or exceed the energy efficiency standard set forth in section 325 of the Energy Policy and Conservation Act;

Page H3460

Cravaack amendment that prohibits funds from being used to develop or submit a proposal to expand the authorized uses of the Harbor Maintenance Trust Fund;

Pages H3460–61

Harris amendment (No. 18 printed in the Congressional Record of June 1, 2012) that prohibits funds from being used to fund any portion of the International program activities at the Office of Energy Efficiency and Renewable Energy of the Department of Energy with the exception of the activities authorized in section 917 of the Energy Independence and Security Act;

Page H3461

Burgess amendment (No. 10 printed in the Congressional Record of June 1, 2012) that prohibits funds from being used to (1) implement or enforce section 430.32(x) of title 10, Code of Federal Regulations or (2) to implement or enforce the standards established by the tables contained in section 325(i)(1)(B) of the Energy Policy and Conservation Act with respect to BPAR incandescent reflector lamps, BR incandescent reflector lamps, and ER incandescent reflector lamps;

Pages H3461–62

Luetkemeyer amendment that prohibits funds from being used to continue the study conducted by the Army Corps of Engineers pursuant to section 5018(a)(1) of the Water Resources Development Act of 2007 (agreed by unanimous consent that the earlier request for a recorded vote be withdrawn to the end that the Chair put the question de novo);

Pages H3457–58, H3465

Engel amendment that prohibits funds from being used by the Department of Energy or any other Federal agency to lease or purchase new light duty vehicles, for any executive fleet, or for an agency's fleet inventory, except in accordance with Presidential

Memorandum-Federal Fleet Performance, dated May 24, 2011;

Page H3465

Jordan amendment that prohibits funds from being used by the Department of Energy to issue or administer new loan guarantees for renewable energy systems, electric power transmission systems, or leading edge biofuel projects as defined by section 1705 of the Energy Policy Act of 2005;

Pages H3470–71

Graves (MO) amendment (No. 1 printed in the Congressional Record of May 31, 2012) that prohibits more than \$50,000,000 from being used for the Missouri River Recovery Program;

Pages H3471–72

Landry amendment that prohibits funds from being used within the borders of the State of Louisiana by the Mississippi Valley Division or the Southwestern Division of the Army Corps of Engineers or any district of the Corps within such divisions to implement or enforce the mitigation methodology referred to as the “Modified Charleston Method”;

Pages H3472–73

Landry amendment that prohibits funds from being used to carry out section 801 of the Energy Independence and Security Act of 2007;

Pages H3473–74

Brooks amendment that prohibits funds made available for the Advanced Research Projects Agency—Energy from being used for unallowable costs related to advertising or promoting the sale of products or services in contravention of the requirements of section 31.205–1, or for unallowable expenditures related to raising capital in contravention of the requirements of 31.205–27, of title 48 of the Code of Federal Regulations;

Page H3474

Schweikert amendment that prohibits funds from being used to enforce part 429 or 430 of title 10, Code of Federal Regulations, with respect to showerheads;

Pages H3474–75

Fortenberry amendment that prohibits funds from being used to finalize, implement, or enforce the proposed rule entitled “Energy Conservation Program: Energy Conservation Standards for Battery Chargers and External Power Supplies” (77 Fed. Reg. 18478 (March 27, 2012)) with respect to product class 7; and

Page H3476

Flores amendment that prohibits funds from being used to enforce section 526 of the Energy Independence and Security Act of 2007.

Pages H3476–78

Rejected:

Pearce amendment that sought to increase funding, by offset, for Defense Environmental Cleanup by \$40,000,000;

Pages H3425–26

McClintock amendment (No. 3 printed in the Congressional Record of May 31, 2012) that sought to reduce funding for construction and expansion activities under Nuclear Energy by \$514,391,000, and

apply the savings to the spending reduction account (by a recorded vote of 106 ayes to 281 noes, Roll No. 315);

Pages H3409–10, H3444–45

Hirono amendment that sought to increase funding, by offset, for the Advanced Research Projects Agency—Energy by \$133,400,000 (by a recorded vote of 131 ayes to 257 noes, Roll No. 316);

Pages H3410–12, H3445–46

McClintock amendment (No. 5 printed in the Congressional Record of May 31, 2012) that sought to reduce funding for Fossil Energy Research and Development by \$554,000,000 and apply the savings to the spending reduction account (by a recorded vote of 138 ayes to 249 noes, Roll No. 317); and

Pages H3412–13, H3446–47

Matheson amendment that sought to increase funding, by offset, for Non-Defense Environmental Cleanup by \$9,600,000 (by a recorded vote of 152 ayes to 235 noes, Roll No. 318).

Pages H3415–16, H3447

Point of Order sustained against:

Jackson Lee (TX) amendment that sought to increase funding, by offset, for the Army Corps of Engineers for Operation and Maintenance by \$52,000,000.

Pages H3463–64

Proceedings Postponed:

Connolly amendment that seeks to reduce funding for Fossil Energy Research and Development by \$25,000,000 and apply the savings to the spending reduction account;

Pages H3413–14

Shimkus amendment that seeks to increase funding, by offset, for the Nuclear Regulatory Commission by \$10,000,000;

Pages H3416–18

Loretta Sanchez amendment that seeks to increase funding, by offset, for Defense Nuclear Nonproliferation by \$16,000,000;

Pages H3418–19

Polis amendment that seeks to reduce funding for National Nuclear Security Administration—Weapons Activities by \$298,221,000 and apply the savings to the spending reduction account;

Pages H3419–20

Burgess amendment that seeks to reduce funding for Defense Nuclear Nonproliferation by \$100,000,000 and apply the savings to the spending reduction account;

Pages H3420–23

Fortenberry amendment that seeks to redirect \$17,319,000 in funding within Defense Nuclear Nonproliferation;

Pages H3424–25

Luján amendment that seeks to increase funding, by offset, for Defense Environmental Cleanup by \$21,899,000;

Page H3426

Chabot amendment that seeks to eliminate funding for the Appalachian Regional Commission, the Delta Regional Authority, the Denali Commission, the Northern Border Regional Commission, and the Southeast Crescent Regional Commission and apply

the \$99,348,000 in savings to the spending reduction account;

Pages H3429–30

Reed amendment that seeks to increase funding, by offset, for Non-Defense Environmental Cleanup by \$36,000,000;

Pages H3430–31

Kucinich amendment that seeks to prohibit funds from being used to provide new loan guarantees under section 1703 of the Energy Policy Act of 2005 and reduce the funds appropriated for the Title 17 Innovative Technology Loan Guarantee Program by \$33,000,000;

Pages H3452–54

Blackburn amendment that seeks to reduce each amount made available by this Act by 1%;

Pages H3454–55

Jackson Lee (TX) amendment that seeks to increase funding, by offset, for Energy Efficiency and Renewable Energy by \$10,000,000;

Pages H3458–59

Luetkemeyer amendment that seeks to prohibit funds from being used for the study of the Missouri River Projects authorized in section 108 of the Energy and Water Development and Related Agencies Appropriations Act, 2009;

Pages H3459–60

Tipton amendment that seeks to prohibit funds from being used to conduct a survey in which money is included or provided for the benefit of the responder;

Pages H3462–63

Rohrabacher amendment that seeks to prohibit funds from being used for the U.S. China Clean Energy Research Center;

Pages H3464–65

Stearns amendment that seeks to prohibit funds from being used by the Department of Energy to subordinate any loan obligation to other financing in violation of section 1702 of the Energy Policy Act of 2005 or to subordinate any Guaranteed Obligation to any loan or other debt obligations in violation of section 609.10 of title 10 of the Code of Federal Regulations;

Pages H3465–66

Jackson Lee (TX) amendment that seeks to increase funding, by offset, for the Army Corps of Engineers—Construction by \$10,000,000;

Pages H3466–67

Mulvaney amendment that seeks to reduce each amount made available by this Act by 24%, except for certain specified accounts;

Pages H3467–68

King (IA) amendment that seeks to prohibit funds from being used to implement, administer, or enforce the requirements in subchapter IV of chapter 31 of title 40, United States Code (commonly referred to as the Davis-Bacon Act); and

Pages H3468–70

Lummis amendment that seeks to prohibit funds from being used to plan or undertake sales or any other transfers of natural or low enriched uranium

from the Department of Energy that combined exceed 1,917 metric tons of uranium as uranium hexafluoride equivalent in fiscal year 2013.

Pages H3475–76

H. Res. 667, the rule providing for consideration of the bills (H.R. 5743), (H.R. 5854), (H.R. 5855), and (H.R. 5325), was agreed to on Thursday, May 31st.

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

Central Oregon Jobs and Water Security Act: H.R. 2060, amended, to amend the Wild and Scenic Rivers Act to adjust the Crooked River boundary, to provide water certainty for the City of Prineville, Oregon;

Pages H3432–34

Three Kids Mine Remediation and Reclamation Act: H.R. 2512, amended, to provide for the conveyance of certain Federal land in Clark County, Nevada, for the environmental remediation and reclamation of the Three Kids Mine Project Site;

Pages H3434–37

Lake Thunderbird Efficient Use Act: H.R. 3263, to authorize the Secretary of the Interior to allow the storage and conveyance of nonproject water at the Norman project in Oklahoma;

Pages H3437–38

Authorizing the conveyance of certain National Forest System lands in the Los Padres National Forest in California: H.R. 241, amended, to authorize the conveyance of certain National Forest System lands in the Los Padres National Forest in California;

Pages H3438–39

Amending the Wild and Scenic Rivers Act to designate a segment of Illabot Creek in Skagit County, Washington, as a component of the National Wild and Scenic Rivers System: H.R. 1740, amended, to amend the Wild and Scenic Rivers Act to designate a segment of Illabot Creek in Skagit County, Washington, as a component of the National Wild and Scenic Rivers System;

Pages H3441–42

York River Wild and Scenic River Study Act: H.R. 2336, amended, to amend the Wild and Scenic Rivers Act to designate segments of the York River and associated tributaries for study for potential inclusion in the National Wild and Scenic Rivers System;

Pages H3442–43

Providing for the conveyance of certain land inholdings owned by the United States to the Tucson Unified School District and to the Pascua Yaqui Tribe of Arizona: H.R. 4222, amended, to provide for the conveyance of certain land inholdings owned by the United States to the Tucson Unified

School District and to the Pascua Yaqui Tribe of Arizona; and

Page H3443

International Child Support Recovery Improvement Act of 2012: H.R. 4282, amended, to amend part D of title IV of the Social Security Act to ensure that the United States can comply fully with the obligations of the Hague Convention of 23 November 2007 on the International Recovery of Child Support and Other Forms of Family Maintenance.

Pages H3447–51

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

Salmon Lake Land Selection Resolution Act: S. 292, to resolve the claims of the Bering Straits Native Corporation and the State of Alaska to land adjacent to Salmon Lake in the State of Alaska and to provide for the conveyance to the Bering Straits Native Corporation of certain other public land in partial satisfaction of the land entitlement of the Corporation under the Alaska Native Claims Settlement Act and

Pages H3439–40

Authorizing the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi: S. 363, to authorize the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi.

Pages H3440–41

Recess: The House recessed at 6:08 p.m. and reconvened at 6:30 p.m.

Pages H3443–44

Correcting a technical error in Public Law 112–122: The House agreed to discharge and pass H.R. 5890, to correct a technical error in Public Law 112–122.

Page H3444

Making a technical correction in Public Law 112–108: The House agreed to discharge and pass H.R. 5883, to make a technical correction in Public Law 112–108.

Page H3444

Authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to award the Congressional Gold Medal, collectively, to the Montford Point Marines: The House agreed to discharge and agree to H. Con. Res. 128, to authorize the use of Emancipation Hall in the Capitol Visitor Center for an event to award the Congressional Gold Medal, collectively, to the Montford Point Marines.

Page H3444

Notice of Intent to Offer Motion: Representative Flake announced his intent to offer a motion to instruct conferees on H.R. 4348.

Page H3444

Notice of Intent to Offer Motion: Representative Doggett announced his intent to offer a motion to instruct conferees on H.R. 4348. **Page H3447**

Amendments: Amendments ordered printed pursuant to the rule appear on pages H3482.

Quorum Calls—Votes: Four recorded votes developed during the proceedings of today and appear on pages H3445, H3445–46, H3446, and H3447. There were no quorum calls.

Adjournment: The House met at 12 noon and adjourned at 11:04 p.m.

Committee Meetings

No hearings were held.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR WEDNESDAY, JUNE 6, 2012

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: Subcommittee on Department of Defense, to hold hearings to examine outside witness statements, 10 a.m., SD–192.

Committee on Banking, Housing, and Urban Affairs: to hold hearings to examine implementing Wall Street reform, focusing on enhancing bank supervision and reducing systemic risk, 10 a.m., SD–538.

Committee on Commerce, Science, and Transportation: to hold hearings to examine the European Union Emissions Trading System, 2:30 p.m., SR–253.

Committee on Foreign Relations: to hold hearings to examine the nominations of Michele Jeanne Sison, of Maryland, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador to the Republic of Maldives, Brett H. McGurk, of Connecticut, to be Ambassador to the Republic of Iraq, and Susan Marsh Elliott, of Florida, to be Ambassador to the Republic of Tajikistan, all of the Department of State, 10 a.m., SD–419.

Committee on the Judiciary: to hold hearings to examine ensuring that Federal prosecutors meet discovery obligations, 10 a.m., SD–226.

Full Committee, to hold hearings to examine the nominations of Terrence G. Berg, to be United States District Judge for the Eastern District of Michigan, Jesus G. Bernal, to be United States District Judge for the Central District of California, Lorna G. Schofield, to be United States District Judge for the Southern District of New York, and Grande Lum, of California, to be Director, Community Relations Service, 2:30 p.m., SD–226.

Special Committee on Aging: to hold hearings to examine pensions, focusing on preventing fraud and protecting America's veterans, 2 p.m., SD–562.

House

Committee on Appropriations, Subcommittee on Agriculture, markup of Agriculture Appropriations Bill FY 2013, 10 a.m., 2361–A Rayburn.

Subcommittee on Financial Services, markup of Financial Services Appropriations Bill FY 2013, 11 a.m., 2362–B Rayburn.

Committee on the Budget, Full Committee, hearing entitled “The Congressional Budget Office’s Long-Term Budget Outlook”, 10 a.m., 210 Cannon.

Committee on Energy and Commerce, Subcommittee on Energy and Power, hearing entitled “EPA Enforcement Priorities and Practices”, 10 a.m., 2322 Rayburn.

Subcommittee on Communication and Technology, hearing entitled “The Future of Audio”, 10:15 a.m., 2123 Rayburn.

Subcommittee on Commerce, Manufacturing, and Trade, begin markup of H.R. 5865, the “American Manufacturing Competitiveness Act of 2012”; and H.R. 5859, to repeal an obsolete provision in title 49, United States Code, requiring motor vehicle insurance cost reporting, 4 p.m., 2123 Rayburn.

Committee on Financial Services, Full Committee, hearing on H.R. 4624, the “Investment Adviser Oversight Act of 2012”, 10 a.m., 2128 Rayburn.

Subcommittee on Financial Institutions and Consumer Credit, hearing entitled “An Examination of the Federal Reserve’s Final Rule on the CARD Act’s ‘Ability to Repay’ Requirement”, 2 p.m., 2128 Rayburn.

Committee on Foreign Affairs, Subcommittee on Africa, Global Health, and Human Rights, hearing entitled “The U.S. State Department’s Inadequate Response to Human Rights Concerns in Bolivia: The Case of American Jacob Ostreicher”, 10 a.m., 2172 Rayburn.

Subcommittee on Asia and the Pacific, hearing entitled “What’s Next for the U.S.-Korea Alliance?”, 1:30 p.m., 2172 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled “Investigating Waste, Fraud and Abuse in Afghanistan”, 2 p.m., 2200 Rayburn.

Committee on Homeland Security, Full Committee, markup of H.R. 4251, the “SMART Port Security Act”; and Committee Activity Report, 10 a.m., 311 Cannon.

Subcommittee on Emergency Preparedness, Response, and Communications, hearing “The National Preparedness Report: Assessing the State of Preparedness”, 12 p.m., 311 Cannon.

Committee on the Judiciary, Full Committee markup of the following measures: H.R. 4377, the “Responsibly And Professionally Invigorating Development (RAPID) Act of 2012”; H.R. 4018, the “Public Safety Officers’ Benefits Improvements Act of 2012”; H.R. 3668, the “Counterfeit Drug Penalty Enhancement Act of 2011”; H.R. 4223, the “Safe Doses Act”; H.R. 4369, the “Furthuring Asbestos Claim Transparency (FACT) Act of