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# Congressional Record

PROCEEDINGS AND DEBATES OF THE 111<sup>th</sup> CONGRESS, SECOND SESSION

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No. 174

## House of Representatives

### PROCEEDINGS OF THE HOUSE OF REPRESENTATIVES AFTER SINE DIE ADJOURNMENT OF THE 111TH CONGRESS 2D SESSION

APPOINTMENT AFTER SINE DIE OF MEMBER TO NATIONAL COMMISSION FOR THE REVIEW OF THE RESEARCH AND DEVELOPMENT PROGRAMS OF THE UNITED STATES INTELLIGENCE COMMUNITY

Pursuant to Section 1002 of the Intelligence Authorization Act for fiscal year 2003 (P.L. 107-306) as amended by Section 701(a)(3) of the Intelligence Authorization Act for fiscal year 2010 (P.L. 111-259), and the order of the House of January 6, 2009, the Speaker on Tuesday, December 28, 2010, appointed the following Member of the House to the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community:

Ms. Harman, California

COMMUNICATION FROM THE CLERK OF THE HOUSE AFTER SINE DIE ADJOURNMENT

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, December 23, 2010.

Hon. NANCY PELOSI,  
*The Speaker, U.S. Capitol, House of Representatives, Washington, DC.*

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on December 23, 2010 at 10:10 a.m.:

That the Senate agreed to S. Con. Res. 78.  
That the Senate agreed to S. Con. Res. 71.  
That the Senate agreed to without amendment H. Con. Res. 275.

Appointment: National Commission for the Review of the Research and Development

Programs of the United States Intelligence Community. Indian Law and Order Commission.

With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER.

ENROLLED BILLS SIGNED AFTER SINE DIE ADJOURNMENT

Lorraine C. Miller, Clerk of the House, after sine die adjournment of the 2d Session, 111th Congress, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker pro tempore, Mr. HOYER, on Thursday, December 23, 2011:

H.R. 847. An act to amend the Public Health Service Act to extend and improve protections and services to individuals directly impacted by the terrorist attack in New York City on September 11, 2001, and for other purposes.

H.R. 6517. An act to extend trade adjustment assistance and certain trade preference programs, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, and for other purposes.

Lorraine C. Miller, Clerk of the House, after sine die adjournment of the 2d Session, 111th Congress, also reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker pro tempore, Mr. HOYER, on Tuesday, December 28, 2011:

H.R. 2142. An act to require quarterly performance assessments of Government programs for purposes of assessing agency performance and improvement, and to establish agency performance improvement officers and the Performance Improvement Council.

H.R. 2751. An act to amend the Federal Food, Drug, and Cosmetic Act with respect to the safety of the food supply.

H.R. 5809. An act to amend the Energy Policy Act of 2005 to reauthorize and modify provisions relating to the diesel emissions reduction program.

H.R. 5901. An act to amend the Internal Revenue Code of 1986 to authorize the tax court to appoint employees.

H.R. 6523. An act to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

SENATE ENROLLED BILLS SIGNED AFTER SINE DIE ADJOURNMENT

The Speaker pro tempore, Mr. HOYER, after sine die adjournment of the 2d Session, 111th Congress, announced his signature to enrolled bills of the Senate of the following titles on Thursday, December 23, 2010:

S. 3481. An act to amend the Federal Water Pollution Control Act to clarify Federal responsibility for stormwater pollution.

S. 3903. An act to authorize leases of up to 99 years for lands held in trust for Ohkay Owingeh Pueblo.

S. 4036. An act to clarify the National Credit Union Administration authority to make stabilization fund expenditures without borrowing from the Treasury.

S. 4058. An act to extend certain expiring provisions providing enhanced protections for servicemembers relating to mortgages and mortgage foreclosure.

☐ 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.



Printed on recycled paper.

H8991

**BILLS PRESENTED TO THE PRESIDENT AFTER SINE DIE ADJOURNMENT**

Lorraine C. Miller, Clerk of the House, reports that on December 23, 2010 she presented to the President of the United States, for his approval, the following bills.

H.R. 6398. To require the Federal Deposit Insurance Corporation to fully insure Interest on Lawyers Trust Accounts.

H.R. 6517. To extend trade adjustment assistance and certain trade preference programs, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, and for other purposes.

H.R. 847. To amend the Public Health Service Act to extend and improve protections and services to individuals directly impacted by the terrorist attack in New York City on September 11, 2001, and for other purposes.

Lorraine C. Miller, Clerk of the House, also reports that on December 28, 2010 she presented to the President of the United States, for his approval, the following bills.

H.R. 5470. To exclude an external power supply for certain security or life safety alarms and surveillance system components from the application of certain energy efficiency standards under the Energy Policy and Conservation Act.

H.R. 4445. To amend Public Law 95-232 to repeal a restriction on treating as Indian country certain lands held in trust for Indian pueblos in New Mexico.

H.R. 5116. To invest in innovation through research and development, to improve the competitiveness of the United States, and for other purposes.

H.R. 81. To amend the High Seas Driftnet Fishing Moratorium Protection Act and the Magnuson-Stevens Fishery Conservation and Management Act to improve conservation of sharks.

H.R. 1746. To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to reauthorize the pre-disaster mitigation program of the Federal Emergency Management Agency.

H.R. 4748. To amend the Office of National Drug Control Policy Reauthorization Act of 2006 to require a northern border counter-narcotics strategy, and for other purposes.

H.R. 6412. To amend title 28, United States Code, to require the Attorney General to share criminal records with State sentencing commissions, and for other purposes.

H.R. 1107. To enact certain laws relating to public contracts as title 41, United States Code, "Public Contracts".

H.R. 6533. To implement the recommendations of the Federal Communications Commission report to the Congress regarding low-power FM service, and for other purposes.

H.R. 6510. To direct the Administrator of General Services to convey a parcel of real property in Houston, Texas, to the Military Museum of Texas, and for other purposes.

H.R. 628. To establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges.

H.R. 4973. To amend the Fish and Wildlife Act of 1956 to reauthorize volunteer programs and community partnerships for national wildlife refuges, and for other purposes.

H.R. 5655. To designate the Little River Branch facility of the United States Postal Service located at 140 NE 84th Street in Miami, Florida, as the "Jesse J. McCrary, Jr. Post Office".

H.R. 6392. To designate the facility of the United States Postal Service located at 5003 Westfields Boulevard in Centerville, Virginia, as the "Colonel George Juskalian Post Office Building".

H.R. 4602. To designate the facility of the United States Postal Service located at 1332 Sharon Copley Road in Sharon Center, Ohio, as the "Emil Bolas Post Office".

H.R. 5133. To designate the facility of the United States Postal Service located at 331 1st Street in Carolstadt, New Jersey, as the "Staff Sergeant Frank T. Carvill and Lance Corporal Michael A. Schwarz Post Office Building".

H.R. 5605. To designate the facility of the United States Postal Service located at 47 East Fayette Street in Uniontown, Pennsylvania, as the "George C. Marshall Post Office".

H.R. 6400. To designate the facility of the United States Postal Service located in 111 North 6th Street in St. Louis, Missouri, as the "Earl Wilson, Jr. Post Office".

H.R. 5606. To designate the facility of the United States Postal Service located at 47 South 7th Street in Indiana, Pennsylvania, as the "James M. 'Jimmy' Stewart Post Office Building".

H.R. 5877. To designate the facility of the United States Postal Service located at 655 Centre Street in Jamaica Plain, Massachusetts, as the "Lance Corporal Alexander Scott Arredondo, United States Marine Corps Post Office Building".

**HOUSE BILLS APPROVED BY THE PRESIDENT AFTER SINE DIE ADJOURNMENT**

The President, after sine die adjournment of the 2d Session, 111th Congress, notified the Clerk of the House that on the following date, he had approved and signed bills of the following titles:

December 22, 2010:

H.R. 1061. An act to transfer certain land to the United States to be held in trust for the Hoh Indian Tribe, to place land into trust for the Hoh Indian Tribe, and for other purposes.

H.R. 2941. An act to reauthorize and enhance Johanna's Law to increase public awareness and knowledge with respect to gynecologic cancers.

H.R. 2965. An act to amend the Small Business Act with respect to the Small Business Innovation Research Program and the Small Business Technology Transfer, Program, and for other purposes.

H.R. 3082. An act making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes.

H.R. 4337. An act to amend the Internal Revenue Code of 1986 to modify certain rules applicable to regulated investment companies, and for other purposes.

H.R. 5591. An act to designate the airport traffic control tower located at Spokane International Airport in Spokane, Washington, as the "Ray Daves Airport Traffic Control Tower".

H.R. 6198. An act to amend title 11 of the United States Code to make technical corrections; and for related purposes.

H.R. 6278. An act to amend the National Children's Island Act of 1995 to expand allowable uses for Kingman and Heritage Islands by the District of Columbia, and for other purposes.

H.R. 6473. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airways Trust Fund, to amend title 49,

United States Code, to extend the airport improvement program, and for other purposes.

H.R. 6516. An act to make technical corrections to provisions of law enacted by the Coast Guard Authorization Act of 2010.

**SENATE BILLS APPROVED BY THE PRESIDENT AFTER SINE DIE ADJOURNMENT**

The President, after sine die adjournment of the 2d Session, 111th Congress, notified the Clerk of the House that on the following date, he had approved and signed bills of the following titles:

December 20, 2010:

S. 3817. An act to amend the Child Abuse Prevention and Treatment Act, the Family Violence Prevention and Services Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Abandoned Infants Assistance Act of 1988 to reauthorize the Acts, and for other purposes.

December 22, 2010:

S. 30. An act to amend the Communications Act of 1934 to prohibit manipulation of caller identification information.

S. 1275. An act to establish a National Foundation on Physical Fitness and Sports to carry out activities to support and supplement the mission of the President's council on Physical Fitness and Sports.

S. 1405. An act to redesignate the Longfellow National Historic Site, Massachusetts, as the "Longfellow House-Washington's Headquarters National Historic Site".

S. 1448. An act to amend the Act of August 9, 1955, to authorize the Coquille Indian Tribe, and Confederated Tribes of Siletz Indians, the Confederated Tribes of the Coos, Lower Umpqua, and Siuslaw, the Klamath Tribes, and the Burns Paiute Tribe to obtain 99-year lease authority for trust land.

S. 1609. An act to authorize a single fisheries cooperative for the Bering Sea Aleutian Islands longline catcher processor subsector, and for other purposes.

S. 1774. An act for the relief of Hotaru Nakama Ferschke.

S. 2906. An act to amend the Act of August 9, 1955, to modify a provision relating to leases involving certain Indian tribes.

S. 3199. An act to amend the Public Health Service Act regarding early detection, diagnosis, and treatment of hearing loss.

S. 3794. An act to amend chapter 5 of title 40, United States Code, to include organizations whose membership comprises substantially veterans as recipient organizations for the donation of Federal surplus personal property through State agencies.

S. 3860. An act to require reports on the management of Arlington National Cemetery.

S. 3984. An act to amend and extend the Museum and Library Services Act, and for other purposes.

S. 3998. An act to extend the Child Safety Pilot Program.

S. 4005. An act to amend title 28, United States Code, to prevent the proceeds or instrumentalities of foreign crime located in the United States from being shielded from foreign forfeiture proceedings.

S. 4010. An act for the relief of Shigeru Yamada.

**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:

*December 29, 2010*

CONGRESSIONAL RECORD—HOUSE

**H8993**

*[The following actions occurred on December 23, 2010]*

Ms. VELÁZQUEZ: Committee on Small Business. Report on the Activity of the Committee on Small Business for the One Hun-

dred Eleventh Congress (Rept. 111-695). Referred to the Committee of the Whole House on the State of the Union.

Mr. GEORGE MILLER of California: Committee on Education and Labor. Report on

the Activities of the Committee on Education and Labor during the 111th Congress (Rept. 111-696). Referred to the Committee of the Whole House on the State of the Union.

## EXTENSIONS OF REMARKS

COMMENDING CHAIRMAN DAVE  
OBEY

**HON. EDDIE BERNICE JOHNSON**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, December 29, 2010*

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I rise today to commend Chairman DAVE OBEY on a remarkable career and to congratulate him on his retirement from the U.S. Congress.

Chairman OBEY has honorably served the citizens of Wisconsin's 7th district since 1969. When Chairman OBEY began his service in the Congress—succeeding Mel Laird, who was appointed Secretary of Defense—he was the youngest Member of Congress in the United States. He has an impressive record of legislative accomplishments. He is now the longest-serving member of either House of Congress in Wisconsin's history.

His commitment to the integrity of the House has taught me a great deal about the legislative process. His respect for the minority, interest in listening to all voices and his common-sense leadership have been critical in ensuring civil debate and productive solutions to extremely difficult problems.

Chairman DAVE OBEY is the only Democratic Member of the House to have served on the three major economic committees in the Congress: the Budget Committee, the Joint Economic Committee and the Committee on Appropriation.

Chairman OBEY has been a mentor and a friend and I will miss his leadership in the U.S. House. I thank him for his service to the 7th district of Wisconsin, the country and the world, and wish him the very best in his retirement.

### PERSONAL EXPLANATION

**HON. PAUL W. HODES**

OF NEW HAMPSHIRE

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, December 29, 2010*

Mr. HODES. Madam Speaker, I missed the following votes from Friday, December 17 through Wednesday, December 22, 2010. I would have voted "yes" on the following votes:

Friday:

H.J. Res. 105—Making Further Continuing Appropriations for Fiscal Year 2011 (Representative OBEY—Appropriations) (Voice vote)

1. H. Res. 1377—Honoring the accomplishments of Norman Yoshio Mineta (Representative HONDA—House Administration)

2. Senate Amendment to H.R. 1107—to enact certain laws relating to public contracts as title 41, United States Code, "Public Contracts" (Representative CONYERS—Judiciary)

3. Senate Amendment to H.R. 628—to establish a pilot program in certain United States

district courts to encourage enhancement of expertise in patent cases among district judges (Representative ISSA—Judiciary)

4. H. Res. 1733—Recognizing Mark Twain as one of America's most famous literary icons on the 175th anniversary of his birth and the 100th anniversary of his death (Representative SNYDER—Oversight and Government Reform)

5. H. Res. 1621—Recognizing the 100th anniversary of the historic founding of Catholic Charities USA (Representative HOLT—Oversight and Government Reform)

6. H. Res. 1767—Commending the Wisconsin Badger football team for an outstanding season and 2011 Rose Bowl bid (Representative BALDWIN—Education and Labor)

7. H. Con. Res. 335—Honoring the exceptional achievements of Ambassador Richard Holbrooke and recognizing the monumental contributions he has made to United States national security, humanitarian causes, and peaceful resolutions of international conflict (Representative LOWEY—Foreign Affairs)

8. S. 3874—Reduction of Lead in Drinking Water Act (Senator BOXER—Energy and Commerce)

9. H.R. 6533—To implement the recommendations of the Federal Communications Commission report to the Congress regarding low-power FM service (Representative DOYLE—Energy and Commerce)

10. H.R. 6523—Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Representative SKELTON—Armed Services)

11. H.R. 2142—Government Efficiency, Effectiveness, and Performance Improvement Act of 2009 (Representative CUELLAR—Oversight and Government Reform)

12. H.R. 5510—Aiding Those Facing Foreclosure Act of 2010 (Representative KAPTUR—Financial Services)

Tuesday:

Motion to Concur in the Senate Amendment to H.R. 5116—America COMPETES Reauthorization Act of 2010 (Representative GORDON—Science and Technology)(228–130)

Motion to Concur in the Senate Amendment to H.R. 2142—Government Efficiency, Effectiveness, and Performance Improvement Act (Representative CUELLAR—Oversight and Government Reform) (216–139)

Motion to Concur in the Senate Amendment to H.R. 2751—FDA Food Safety Modernization Act (Representatives WAXMAN/DINGELL—Energy and Commerce) (215–144)

Motion to Concur in the Senate Amendment to H.R. 3082—Making Further Continuing Appropriations for Fiscal Year 2011 (Representative OBEY—Appropriations) (193–165)

1. S. 3592—A bill to designate the facility of the United States Postal Service located at 100 Commerce Drive in Tyrone, Georgia, as the "First Lieutenant Robert Wilson Collins Post Office Building" (Senator CHAMBLISS—Oversight and Government Reform)

2. Senate Amendment to H.R. 81—Shark Conservation Act (Representative BORDALLO—Natural Resources)

3. Senate Amendment to H.R. 5809—Diesel Emissions Reduction Act of 2010 (Representative INSLEE—Energy and Commerce)

4. H.R. 6540—To require the Secretary of Defense, in awarding a contract for the KC-X Aerial Refueling Aircraft Program, to consider any unfair competitive advantage that an offeror may possess (Representative INSLEE—Armed Services)

5. H.R. 6547—To amend the Elementary and Secondary Education Act of 1965 to require criminal background checks for school employees (Representative GEORGE MILLER—Education and Labor)

6. S. 118—Section 202 Supportive Housing for the Elderly Act (Senator KOHL—Financial Services)

7. S. 1481—Frank Melville Supportive Housing Investment Act (Senator MENENDEZ—Financial Services)

8. S. 3243—Anti-Border Corruption Act of 2010 (Senator PRYOR/Representative SHULER—Homeland Security)

9. S. 2925—Domestic Minor Sex Trafficking Deterrence and Victims Support Act of 2010 (Senator WYDEN—Judiciary)

10. Senate Amendment to H.R. 4748—Northern Border Counternarcotics Strategy Act of 2010 (Representative OWENS—Judiciary)

11. Senate Amendment to H.R. 1746—Pre-Disaster Mitigation Act of 2009 (Representative OBERSTAR—Transportation and Infrastructure)

Wednesday:

Motion to Concur in the Senate Amendment to H.R. 847—James Zadroga 9/11 Health and Compensation Act (Representative MALONEY—Energy and Commerce)(206–60)  
Bills Adopted By Unanimous Consent (13):

1. Senate Amendment to H.R. 6523—Ike Skelton National Defense Authorization Act for Fiscal Year 2011 (Representative SKELTON—Armed Services)

2. S. 3481—Amending the Federal Water Pollution Control Act to clarify Federal responsibility for stormwater pollution (Senator CARDIN—Transportation and Infrastructure)

3. House Amendment to S. 372—Whistleblower Protection Enhancement Act (Senator AKAKA—Oversight and Government Reform)

4. H. Res. 1461—Supporting Olympic Day on June 23, 2010, and congratulating Team USA and World Fit participants (Representative LANGEVIN—Oversight and Government Reform)

5. S. 4036—A bill to clarify the National Credit Union Administration authority to make stabilization fund expenditures without borrowing from the Treasury (Senator DODD—Financial Services)

6. S. Con. Res. 67—A concurrent resolution celebrating 130 years of United States-Romanian diplomatic relations, congratulating the Romanian people on their achievements as a great nation, and reaffirming the deep bonds of trust and values between the United States and Romania, a trusted and most valued ally (Senator VOINOVICH—Foreign Affairs)

7. Senate Amendment to H.R. 6560—Removal Clarification Act of 2010 (Representative HANK JOHNSON—Judiciary)

8. H. Res. 1779—Honoring the 50th anniversary of the Freedom Riders (Representative JOHN LEWIS (GA)—Judiciary)

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

9. Senate Amendment to H.R. 5901—Real Estate Jobs and Investment Act of 2010 (Representative JOE CROWLEY—Ways & Means)

10. H. Res. 1783—Technical Correction to H. Res. 1757 (Representative BRADY (PA)—House Administration)

11. S. 4058—Helping Heroes Keep Their Homes Act of 2010 (Senator KERRY—Veterans' Affairs)

12. S. 3903—To authorize leases of up to 99 years for lands held in trust for Ohkay Owingeh Pueblo (Senator UDALL—Natural Resources)

13. Senate Amendment to H.R. 6517—To extend trade adjustment assistance and certain trade preference programs, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, and for other purposes (Representative LEVIN—Ways and Means)

CONTINUING APPROPRIATIONS  
AND SURFACE TRANSPORTATION  
EXTENSIONS ACT, 2011

SPEECH OF

**HON. BETTY MCCOLLUM**

OF MINNESOTA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, December 21, 2010*

Ms. MCCOLLUM. Madam Speaker, I rise today in opposition to H.R. 3082, a continuing resolution that would fund federal government operations on a temporary basis through March 4, 2011. Regrettably, one of the last votes of the 111th Congress has become the first vote of the Republican-controlled House of Representatives.

As a member of the House Appropriations Committee, I take seriously my annual responsibility to assess funding priorities, perform oversight, and allocate federal dollars where they are most needed and will make the greatest impact. Unfortunately, my Republican colleagues in the House and Senate are choosing to abandon this important work. They are blocking action on a fiscal year 2011 funding package that would respond to the current needs of the American people and make critical investments in our communities.

Due to Republican obstruction, the House is forced to consider this appropriations measure, which places the Federal Government on auto-pilot for two months. All difficult decisions are being delayed until another day. Critical federal agencies including the Federal Aviation Administration and Department of Defense are being subjected to enormous—and avoidable—uncertainty. And the uncertainty created by this short-term continuing resolution goes far beyond Washington. Every state and community across the country will be debating whether they are able to move forward with critical investments, such as the Central Corridor Light Rail in Minnesota.

This temporary appropriations measure underfunds critical priorities in every area of American life from education and agriculture, to transportation and energy. It is inexcusable to withhold necessary investments in the American economy while adding to the deficit with tax cuts for the wealthiest in our society. But that is exactly what Congress is doing this month as a result of the reckless game of brinkmanship my Republican colleagues are playing with the American people.

CELEBRATING 130 YEARS OF  
UNITED STATES-ROMANIAN DIPLOMATIC RELATIONS

SPEECH OF

**HON. SOLOMON P. ORTIZ**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, December 22, 2010*

Mr. ORTIZ. Mr. Speaker, I rise today as Co-Chair of the Romanian Caucus in the House of Representatives, to support the unanimous consent to Senate Resolution S. Con. Res. 67, which Senator GEORGE VOINOVICH introduced on June 30 of this year, to celebrate 130 years of U.S.-Romanian diplomatic relations, to congratulate the Romanian people of their achievements as a great nation, and to reaffirm the deep bonds of trust and values between the United States and Romania. This Resolution is concurrent with House Resolution H. Con. Res. 291 that I introduced on June 29 of this year.

In my five years of leadership of the Romanian Caucus I worked closely with Romanian officials and leaders, and witnessed their commitment to upholding and advancing the values of freedom, democracy and prosperity. Romania has been an extraordinary ally in NATO and a critical partner in the European Union, in addressing some of the most important challenges facing our transatlantic and global community—from ensuring peace and stability in Afghanistan, to nuclear proliferation, to energy security. Romania is a trusted ally and a strategic partner of the United States, with whom we have developed great cooperation on issues of common interest, including security, economic and political conditions in Eastern Europe, the Balkans, the Black Sea and Caucasus regions.

I am very proud of the Congress passing this Resolution, as it reflects and commends the many achievements of the U.S.-Romanian partnership and of the Romanian people. I thank all my colleagues who supported the Resolution and I urge Congress to continue to support cooperation between the United States and Romania, and to deepen the bonds of trust and friendship between our two countries.

CLARIFYING FEDERAL RESPONSIBILITY TO PAY FOR STORMWATER POLLUTION

SPEECH OF

**HON. EDDIE BERNICE JOHNSON**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, December 22, 2010*

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I rise in strong support of S. 3481, a bill that would clarify Federal responsibility for stormwater runoff from buildings, facilities, and lands owned or operated by the Federal Government. This common sense bill ensures that the Federal Government maintains its equitable responsibility for stormwater pollution runoff originating or emanating from its property.

I applaud the outstanding work of the sponsors of this legislation, the distinguished Senator from the State of Maryland (Mr. CARDIN), as well as the sponsor of the House com-

panion for this bill, the Delegate from the District of Columbia (Ms. NORTON), for their efforts to move this legislation so quickly to the President's desk.

Madam Speaker, simply put, this legislation clarifies that Federal agencies and departments are financially responsible for any reasonable Federal, State, or locally-derived charges for treating or otherwise addressing stormwater pollution that emanates from Federal property.

Existing section 313 of the Clean Water Act states that "Each department, agency, or instrumentality . . . of the Federal Government . . . shall be subject to, and comply with, all Federal, State, interstate, and local requirements . . . including the payment of reasonable service charges."

Unfortunately, over the past few months, Congress has learned of several Federal agencies, including some here in the Nation's Capital, that have made the determination that stormwater management fees are "taxes" for which the agencies have claimed sovereign immunity and have refused to pay.

This has left several State and local municipalities with the financial responsibility of addressing ongoing sources of pollution to the nation's waters that any other private business, landowner, or homeowner would otherwise be responsible for paying.

Polluted runoff from urban areas is the fastest growing source of water pollution in America. As urbanization increases, impervious surfaces such as highways, roads, parking lots, and buildings replace non-impervious surfaces that absorb stormwater.

Runoff from impervious surfaces is a central cause of pollution for the nation's waters, and is estimated to be the primary source of impairment for 13 percent of rivers, 18 percent of lakes, and 32 percent of estuaries in the U.S. These are significant figures, especially given that urban areas cover only 3 percent of the land mass of the country.

Even here, in the Nation's Capital, pollution from stormwater runoff poses a significant challenge to the quality of local receiving waters, and negatively impacts the overall environmental health of the Chesapeake Bay.

According to the Environmental Protection Agency, stormwater runoff from urban and suburban areas is "a significant source of impairment to the Chesapeake Bay." According to state statistics, 17 percent of phosphorus, 11 percent of nitrogen, and 9 percent of sediment loads to the Bay come from stormwater runoff.

In addition, chemical contaminants from runoff can rival or exceed the amount reaching local waterways from industries, federal facilities, and wastewater treatment plants.

Several states and municipalities, including the District of Columbia, have taken aggressive action to address these ongoing sources of pollution.

Yet, when a significant percentage of property owners take the position that they cannot be held responsible for their pollution, it places a greater financial burden on our States, cities, communities, and local-ratepayers, and makes it less likely that significant reductions in stormwater pollution can be achieved.

S. 3481 amends section 313 of the Clean Water Act to clarify that "reasonable service charges" for addressing pollution from Federal facilities includes reasonable nondiscriminatory fees, charges, or assessments that are based

on the proportion of stormwater emanating from the facility and used to pay (or reimburse) costs associated with any stormwater management program.

This is a simple effort to clarify, again, that the Federal Government bears a proportional responsibility for addressing pollution originating from its facilities, and should remain an

active participant in improving National water quality and the overall environment.

*Wednesday, December 29, 2010*

# *Daily Digest*

## HIGHLIGHTS

See Résumé of Congressional Activity.

## Senate

### *Chamber Action*

The Senate stands in sine die adjournment until 12 noon, on Wednesday, January 5, 2011

for the convening of the first session of the 112th Congress.

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## House of Representatives

### *Chamber Action*

The House was not in session today. The House will meet at 12 noon on Wednesday, Jan-

uary 5, for the convening of the first session of the 112th Congress.

# Interim Résumé of Congressional Activity

## SECOND SESSION OF THE ONE HUNDRED ELEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### EXECUTIVE DATA ON LEGISLATIVE ACTIVITY

January 5 through December 22, 2010

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session .....	158	127	..
Time in session .....	1074 hrs., 40'	879 hrs., 20'	..
Congressional Record:			
Pages of proceedings .....	11,075	8,990	..
Extensions of Remarks .....	..	2,256	..
Public bills enacted into law .....	67	150	217
Private bills enacted into law .....	2	..	2
Bills in conference .....	..	..	..
Measures passed, total .....	569	921	1,490
Senate bills .....	106	80	..
House bills .....	163	334	..
Senate joint resolutions .....	4	4	..
House joint resolutions .....	5	6	..
Senate concurrent resolutions .....	14	7	..
House concurrent resolutions .....	33	51	..
Simple resolutions .....	244	439	..
Measures reported, total .....	*388	*295	683
Senate bills .....	275	1	..
House bills .....	96	200	..
Senate joint resolutions .....	2	..	..
House joint resolutions .....	..	..	..
Senate concurrent resolutions .....	2	..	..
House concurrent resolutions .....	..	3	..
Simple resolutions .....	13	91	..
Special reports .....	6	9	..
Conference reports .....	..	2	..
Measures pending on calendar .....	454	115	..
Measures introduced, total .....	1,506	3,098	4,604
Bills .....	1,139	2,158	..
Joint resolutions .....	17	41	..
Concurrent resolutions .....	30	111	..
Simple resolutions .....	320	788	..
Quorum calls .....	8	4	..
Yea-and-nay votes .....	299	450	..
Recorded votes .....	..	210	..
Bills vetoed .....	..	2	..
Vetoes overridden .....	..	..	..

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 5 through December 22, 2010

Civilian nominations, totaling 644 (including 209 nominations carried over from the First Session), disposed of as follows:		
Confirmed .....		453
Withdrawn .....		16
Returned to White House .....		175
Other Civilian nominations, totaling 2,352 (including 112 nominations carried over from the First Session), disposed of as follows:		
Confirmed .....		2,347
Returned to White House .....		5
Air Force nominations, totaling 7,359 (including 759 nominations carried over from the First Session), disposed of as follows:		
Confirmed .....		7,318
Returned to White House .....		41
Army nominations, totaling 7,562 (including 76 nominations carried over from the First Session), disposed of as follows:		
Confirmed .....		7,553
Withdrawn .....		5
Returned to White House .....		4
Navy nominations, totaling 4,456 (including 8 nominations carried over from the First Session), disposed of as follows:		
Confirmed .....		4,454
Returned to White House .....		2
Marine Corps nominations, totaling 1,341 (including 714 nominations carried over from the First Session), disposed of as follows:		
Confirmed .....		1,202
Returned to White House .....		139
<i>Summary</i>		
Total nominations carried over from the First Session .....		1,878
Total nominations received this Session .....		21,836
Total confirmed .....		23,327
Total unconfirmed .....		..
Total withdrawn .....		21
Total returned to the White House .....		366

\*These figures include all measures reported, even if there was no accompanying report. A total of 275 written reports have been filed in the Senate, 306 reports have been filed in the House.

*Next Meeting of the SENATE*

12 noon, Wednesday, January 5

*Next Meeting of the HOUSE OF REPRESENTATIVES*

12 noon, Wednesday, January 5

## Senate Chamber

**Program for Wednesday:** Following the presentation of the certificates of election and the swearing in of elected members, there will be a required live quorum to convene the 112th Congress. All Senators are asked to report to the floor at that time. The Senate will then be in period of morning business.

## House Chamber

**Program for Wednesday:** Convening of the first session of the 112th Congress.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Hodes, Paul W., N.H., E2257  
 Johnson, Eddie Bernice, Tex., E2257, E2258  
 McCollum, Betty, Minn., E2258  
 Ortiz, Solomon P., Tex., E2258



# Congressional Record

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