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House of Representatives

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2008—Continued

Ms. FOXX. Mr. Chairman, the Democrats campaigned on transparency, and I will give you a quote again from Speaker of the House. "We will bring transparency and openness to the budget process and to the use of earmarks, and we will give the American people the leadership they deserve."

Majority leader: "We are going to adopt rules that make the system of legislation transparent so that we don't legislate in the dark of the night." And I think we're in the dark of the night right now.

We need to have earmarks subject to more debate. That's what debate and public awareness is all about. Democracy works if people know what's going on.

Homeland Security Appropriations Subcommittee Chairman DAVID PRICE, the bill we're debating tonight: "This bill mandates that all grant and contract funds be awarded through full and open competitive processes, except when other funding distribution mechanisms are required by statute."

□ 0000

"This approach creates a level playing field and also ensures that there are no congressional or administration earmarks in the bill."

Again, we don't know what is here.

The Rules Committee chairwoman: "Our rules package requires full disclosure of earmarks in all bills and conference reports before Members are asked to vote on them." House floor remarks, January 4, 2007.

Folks, there is some hypocrisy going on here, and that is what we are calling you on. You promised a different process.

The CHAIRMAN. The gentlewoman will direct her remarks to the Chair.

Ms. FOXX. Mr. Chairman, the majority party promised a new process. We are not getting that new process.

Mr. Chairman, I move that the Committee do now rise.

I yield back the balance of my time. The CHAIRMAN. The gentlewoman may not offer that motion on another Member's time.

Mr. WEINER. Mr. Chairman, I move to strike the last word. Mr. Chairman, it is—

Mr. PRICE of Georgia. Mr. Chairman, I move that the Committee do now rise.

The CHAIRMAN. The gentleman will suspend.

The gentlewoman from Oklahoma did not complete her 5 minutes and no one yielded back. The Chair then recognized the gentleman from New York.

POINT OF ORDER

Mr. PRICE of Georgia. Point of order, Mr. Chairman.

The CHAIRMAN. The gentleman will state his point of order.

Mr. PRICE of Georgia. A precedent motion was offered after the gentleman moved to strike the last word. The motion was that the Committee do now rise.

The CHAIRMAN. The gentleman had been recognized. The motion is renewable, but the motion cannot interrupt someone who has been recognized.

POINT OF ORDER

Mr. GOHMERT. Point of order, Mr. Chairman.

The CHAIRMAN. The gentleman from Texas will state his point of order.

Mr. GOHMERT. Mr. Chairman, the point of order is that this woman is the one who had the time. She did not yield it back. It was not appropriate to go to someone else until she had yielded back her time. That is the point of order.

The CHAIRMAN. No one had made a motion who was able to make a motion.

The Chair will not try to explain the rules in the midst of an uproar.

Mr. GOHMERT. Point of order, Mr. Chairman.

The CHAIRMAN. The gentleman will state his point of order.

Mr. GOHMERT. Mr. Chairman, this point of order did not ask for an explanation. It asked that the rules be followed, not explained.

The CHAIRMAN. The Chair is following the rules.

The gentleman from New York is recognized for 5 minutes.

Mr. WEINER. Mr. Chairman, it is gratifying to hear so many of my colleagues express their understanding of what happened in the campaign of 2006 and why a majority party on that side turned into a minority party. They are right. Some of it was because of the abject abuse of the earmark process. Some of it was about the abject abuse that resulted in people being indicted and people going to jail.

But that was only part of it. We on this side of the aisle got that message. That is why we have a transparent process that is going to open up all the earmarks to scrutiny. But that was only part of it.

The fact that some commentators have referred to the previous leadership of the party of this House as the most ethically bankrupt in our Nation's history, that was only part of the reason that the American people rejected the Republican mission.

They also rejected it because they ran up the largest deficits in recent memory. They rejected the Republican rule because there was a war that was being prosecuted without any oversight on that side of the aisle. The fact that wages were stagnant and the minimum wage hadn't been raised; that it was more and more difficult for the middle class and those struggling to get into the middle class to send their kids to college.

Well, on the Democratic side, we said we are going to work late into the night past the dilatory efforts of our colleagues because we are here to fight for the American people.

□ 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.



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You say, one way or another you are going to get your way by doing motion after motion after motion.

I have got to tell you something. It is worth it. It is worth it. This fight is important enough that we are prepared to stand here and try to get a Homeland Security bill to protect the American people. We are prepared to do it. We are prepared to stay here all night for a transparent process that allows us to assess some of these thousands of earmarks submitted by both sides of the aisle.

Mr. Chairman, do you know how I know with certitude that we are going to pass this bill to protect the American people by having a Homeland Security bill that is sound? Because we said we were going to make it easier for parents to send their kids to college, and we did it. We said we were going to raise the minimum wage, and we did it. We said we were going to crack down on these oil companies getting tax breaks for doing nothing more than gouging the American people, and we did it. We have done the things the American people have sent us here to do.

The only way that my colleagues on the other side can think from stopping us to achieve the agenda of the American people is every couple of minutes saying, We want to go home. We have worked hard enough. We want to rise.

We are not going anywhere. You can do it again and again and again. And we will wait you out.

ANNOUNCEMENT BY THE CHAIRMAN

The CHAIRMAN. The gentleman will address his remarks to the Chair.

Mr. WEINER. Mr. Chairman, tell them this. We will wait. We will wait because this is too important, if you want to trivialize the process.

I don't blame you for not wanting to debate this bill because the leadership of the previous Congress was shameful. There was no oversight. There was no questioning. There was no sense of what the responsibility is of this Congress. And your vision, or absence thereof, was rejected by the American people.

Now, my colleagues on the other side, the colleagues that my back is facing, are destined to be in the permanent minority because the American people want us to achieve things. We are committed on this side of the aisle to doing it. And if you think that you have problems with this bill, make an amendment to it. Make 10 amendments. Make 30 amendments.

We are going to be here because we believe in something else: Having an open rule to allow you to do this.

The CHAIRMAN. The gentleman will address his remarks to the Chair.

Mr. WEINER. Mr. Chairman, we think that more and more it is becoming clear that we have a good portion of this institution that wants to solve these problems in a bipartisan way if we can, and as Democrats alone if we must. But one way or another, if you think, as one of the previous speakers

said, "You are going to do it our way or we are going to keep making motions to rise," keep doing it. We are not going anywhere. We are here to fight for the American people for 2 years, and we are not giving up.

There are people making much bigger sacrifices than we are. What we are here to do is to try to honor their sacrifice, honor the things the American people are going through. And that is why the American people turned to a Democratic House; a Democratic Senate; and in a matter of months, a Democratic President of the United States.

Mr. MCCOTTER. Mr. Chairman, I move to strike the last word.

Granted, I cannot bring you the histrionics and gesticulations because I am not from a big city like New York. I'm just a simple country lawyer from Detroit.

But I am reminded of a phrase that Ralph Waldo Emerson used in one of Robert Kennedy's favorite poems. It's called "Fame." And he used the phrase "Being for Seeming bravely barter." And that is what this has become an exercise in.

The reason that we are here is not because we want to rush this bill. I think you would be quite pleased if we were in a hurry to leave. I think, Mr. Chairman, that the majority would be very happy with us if we were willing simply to take whatever was offered and move on, as much of what happened during the first grand and glorious 6,000 minutes where if they had the votes, the minority services were not required.

The reason that we are here today is so that we can seem to be doing our work. If you pass an appropriation bill, your constituents are going to come back to you and say, Okay, tiger, what was in the appropriation bill? And we will then say, What? Well, I don't really know, but I did my work.

It is akin to being on an operating table where the doctor opens you up and knows he has to put something inside of you, and then shoves you off to outpatient therapy saying, Well, don't worry. We will figure that out later and don't think about it because we still haven't decided what is going to go back in you.

We are trying to bring transparency to a system that does not have it because it wants to put perception over policy. That is what we are fighting for. It is not our way. It is the American way. We are trying to make sure that we do our work in the sunlight, not in the dark of night, so that America knows we are appropriators, not vampires.

As a country lawyer from Detroit, I am reminded that this appropriation process is much like closing the barn door after the horse has left, and when you watch that fine steed leave, you know the rear view is not all that it is cracked up to be.

We have learned a painful lesson as a former majority. We did not realize, I

think, the historic opportunity we had to lead this Nation to transformational times, but at least we tried to be honest about the process, certainly more honest than the new majority has portrayed themselves to the American people.

Mr. Chairman, "Those who do not learn the lessons of history are condemned to repeat them." I sincerely hope so, because you are repeating so many of the mistakes we made, I can hardly get to sleep at night, I am so happy to see it. Except for one thing: The American people deserve better. Give them the process that allows them to weigh their determinations that we make here in a fair, full, and honest manner. Give them the government they need so that you do not become an empty majority as this new minority once was.

And I wish to close with this. Prove me wrong. Because as of today, as of tonight, I know two things: My party stalled moving America forward, but right now you have stalled moving America backward.

Mr. Chairman, I yield back the balance of my time.

MOTION TO RISE OFFERED BY MR. MCCOTTER

Mr. MCCOTTER. Mr. Chairman, I move that the Committee do now rise.

The CHAIRMAN. The question is on the motion to rise.

The question was taken; and the Chairman announced that the noes appeared to have it.

RECORDED VOTE

Mr. MCCOTTER. Mr. Chairman, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 188, noes 216, not voting 33, as follows:

[Roll No. 462]

AYES—188

Aderholt	Crenshaw	Graves
Akin	Cubin	Hall (TX)
Alexander	Culberson	Hastings (WA)
Bachmann	Davis (KY)	Hayes
Bachus	Davis, David	Heller
Baker	Davis, Tom	Hensarling
Barrett (SC)	Deal (GA)	Herger
Bartlett (MD)	Dent	Hobson
Barton (TX)	Diaz-Balart, L.	Hoekstra
Biggart	Diaz-Balart, M.	Hulshof
Bilbray	Doolittle	Inglis (SC)
Bilirakis	Drake	Issa
Bishop (UT)	Dreier	Jindal
Blackburn	Duncan	Johnson (IL)
Blunt	Ehlers	Johnson, Sam
Boehner	Emerson	Jones (NC)
Bonner	English (PA)	Jordan
Bono	Everett	Keller
Boozman	Fallin	King (IA)
Boustany	Feeney	King (NY)
Brady (TX)	Ferguson	Kingston
Brown (SC)	Flake	Kirk
Brown-Waite,	Forbes	Kline (MN)
Ginny	Fortenberry	Knollenberg
Buchanan	Fossella	Kuhl (NY)
Burgess	Fox	LaHood
Burton (IN)	Franks (AZ)	Lamborn
Buyer	Frelinghuysen	Latham
Calvert	Gallegly	LaTourette
Camp (MI)	Garrett (NJ)	Lewis (CA)
Campbell (CA)	Gerlach	Lewis (KY)
Cannon	Gilchrest	Linder
Cantor	Gillmor	LoBiondo
Capito	Gingrey	Lucas
Carter	Gohmert	Lungren, Daniel
Castle	Goode	E.
Chabot	Goodlatte	Mack
Cole (OK)	Granger	Manzullo

Marchant Porter
 McCarthy (CA) Price (GA)
 McCaul (TX) Pryce (OH)
 McCotter Putnam
 McCrery Radanovich
 McHenry Ramstad
 McHugh Regula
 McKeon Rehberg
 McMorris Reichert
 Rodgers Thornberry
 Mica Reynolds
 Miller (FL) Rogers (AL)
 Miller (MI) Rogers (KY)
 Miller, Gary Rogers (MI)
 Moran (KS) Rohrabacher
 Murphy, Tim Ros-Lehtinen
 Musgrave Roskam
 Neugebauer Royce
 Nunes Ryan (WI)
 Pearce Sali
 Pence Saxton
 Petri Schmidt
 Pickering Sensenbrenner
 Pitts Shadegg
 Platts Shays
 Poe Shimkus

Shuster
 Simpson
 Smith (NE)
 Smith (NJ)
 Stearns
 Sullivan
 Tancredo
 Taylor
 Clay
 Coble
 Terry
 Thornberry
 Tiahrt
 Rogers (AL)
 Tiberi
 Turner
 Upton
 Walberg
 Walden (OR)
 Walsh (NY)
 Weller
 Whitfield
 Wicker
 Wilson (NM)
 Wilson (SC)
 Wolf
 Young (AK)
 Young (FL)

Wexler
 Wilson (OH)

Woolsey
 Wu

Wynn
 Yarmuth

NOT VOTING—33

Bordallo
 Boucher
 Carson
 Clay
 Coble
 Conaway
 Conyers
 Davis (AL)
 Davis, Jo Ann
 Dingell
 Doyle

Edwards
 Faleomavaega
 Fortuño
 Gordon
 Gutierrez
 Harman
 Hastert
 Holden
 Hunter
 Myrick
 Norton

Paul
 Peterson (PA)
 Rangel
 Sessions
 Smith (TX)
 Souder
 Stark
 Van Hollen
 Wamp
 Weldon (FL)
 Westmoreland

ANNOUNCEMENT BY THE CHAIRMAN

The CHAIRMAN (during the vote). Members are advised 2 minutes remain in this vote.

□ 0030

So the motion to rise was rejected. The result of the vote was announced as above recorded.

Mr. LARSON of Connecticut. Mr. Chairman, I move to strike the last word.

Mr. Chairman, I rise to address this distinguished House and yield to the distinguished gentleman from Wisconsin (Mr. OBEY), who has done a terrific job tonight in hoping to bring comity and understanding to this great, august body.

Mr. OBEY. Mr. Chairman, I would like, if I could, in a calm atmosphere to simply walk Members of the House through some of the facts so that they understand exactly what it takes for the staff to prepare earmarks for consideration by the Congress.

Yesterday, we were told in the Appropriations Committee by our Republican friends, at least by some of them, they would ask me, what is the hurry? Why can't you slow down these bills until you can attach the earmarks? Today, our colleague from Georgia, Mr. PRICE, said on the floor, these bills are already 1 month late, implying that the Republicans last year were able to move the bills to the floor faster.

That is right. They did.

I want Members to understand why if we started tonight it would take a good 3 to 4 weeks to prepare all of the earmarks that Members are requesting. Let me explain why.

Our staff doesn't just have to wade through these requests. Some of these requests that we receive propose to place earmarks on programs such as the National Institutes of Health, for instance, which have never before been earmarked, earmarks which the Members on both side of the aisle strongly oppose. So we have to work with those Members to reshape those earmarks.

Some requests come in, but they are duplicative. You may have four or five Members propose the same earmark, but they describe it differently, and the staff has to wade through and reconcile them so they understand it is really the same item.

Some earmarks that are requested fail to make clear which programs the requested funds are supposed to come from, so we have to plug in with Members to get answers to that.

Some requests ask that funds that are earmarked within a specific pro-

gram be used for purposes which are not authorized by the underlying authorization, so again we have to go back to those Members and review those projects and rework them so that they are eligible.

That is why it is an immense job for the staff to review, especially when we have 32,000 requests.

There is another reason why we have lagged on earmarks, and that is because we chose to do substance over worrying about pork. What we did, after almost 5 years of virtually no oversight by this Congress, we chose to intensify oversight and devote our staff time and Member time to that, rather than people's boodle. As a result, we held 224 hearings, as opposed to 117 last year under the Republican regime.

That is why we have come to the House with the proposition to make certain that we do have transparency, that we will have names attached to every earmark whenever they appear in the process, and we are following a process which has been engaged in by the majority party on the major domestic appropriation bills of each year, and the majority party engaged in this same process for 7 out of the last 12 years. The only difference is, they didn't provide 30 days' notice before those bills went to conference with those earmarks, and our process would.

I know it is late in the evening and I know that Members like to score partisan points, but the fact is, Members, especially those who are not on the Appropriations Committee, are owed the courtesy of at least understanding what it is that the staff has to go through in order to prepare earmarks for everybody.

Now, I don't have a Republican list of earmarks.

The CHAIRMAN. The time of the gentleman from Wisconsin (Mr. OBEY) has expired.

(On request of Mr. BOEHNER, and by unanimous consent, Mr. OBEY was allowed to proceed for 1 additional minute.)

Mr. OBEY. Mr. Chairman, I thank the gentleman for his courtesy.

Mr. Chairman, let me simply say, I don't have any idea what earmarks our Republican friends would want to see included in, for instance, the Labor-Health-Education bill.

But the fact is, there is one other protection that we want to have in our process: Unlike the past, when some Appropriation subcommittees simply said Democrats, you look at yours, Republicans look at yours, and then do whatever you want, what we are going to try to do is to make certain that you get to see ours and we get to see yours so that we have that safety valve built into the system. That will protect the taxpayer and that will protect the reputation of this institution, and I think Members know it.

Mr. Chairman, I would urge Members to remember that our job tonight, after all, is to try to pass a Homeland Security bill, which has traditionally been virtually without earmarks.

NOES—216

Abercrombie
 Ackerman
 Allen
 Altmire
 Andrews
 Arcuri
 Baca
 Baird
 Baldwin
 Barrow
 Bean
 Becerra
 Berkley
 Berman
 Berry
 Bishop (GA)
 Bishop (NY)
 Blumenauer
 Boren
 Boswell
 Boyd (FL)
 Boyda (KS)
 Brady (PA)
 Braley (IA)
 Brown, Corrine
 Butterfield
 Capps
 Capuano
 Cardoza
 Carnahan
 Carney
 Castor
 Chandler
 Christensen
 Clarke
 Cleaver
 Clyburn
 Cohen
 Cooper
 Costa
 Costello
 Courtney
 Cramer
 Crowley
 Cuellar
 Cummings
 Davis (CA)
 Davis (IL)
 Davis, Lincoln
 DeFazio
 DeGette
 Delahunt
 DeLauro
 Dicks
 Doggett
 Donnelly
 Ellison
 Ellsworth
 Emanuel
 Engel
 Eshoo
 Etheridge
 Farr
 Fattah
 Filner
 Frank (MA)
 Giffords
 Gillibrand
 Gonzalez
 Green, Al
 Green, Gene

Grijalva
 Hall (NY)
 Hare
 Hastings (FL)
 Herseth Sandlin
 Higgins
 Hill
 Hinchey
 Hinojosa
 Hirono
 Hodes
 Holt
 Honda
 Hooley
 Hoyer
 Inslee
 Israel
 Jackson (IL)
 Jackson-Lee
 (TX)
 Jefferson
 Johnson (GA)
 Johnson, E. B.
 Jones (OH)
 Kagen
 Kanjorski
 Kaptur
 Kennedy
 Kildee
 Kilpatrick
 Kind
 Klein (FL)
 Kucinich
 Lampson
 Langevin
 Lantos
 Larsen (WA)
 Larson (CT)
 Lee
 Levin
 Lewis (GA)
 Lipinski
 Loeback
 Lofgren, Zoe
 Lowey
 Lynch
 Mahoney (FL)
 Maloney (NY)
 Markey
 Marshall
 Matheson
 Matsui
 McCarthy (NY)
 McCollum (MN)
 McDermott
 McGovern
 McIntyre
 McNerney
 McNulty
 Meehan
 Meek (FL)
 Meeks (NY)
 Melancon
 Michaud
 Miller (NC)
 Miller, George
 Mitchell
 Mollohan
 Moore (KS)
 Moore (WI)
 Moran (VA)

Murphy (CT)
 Murphy, Patrick
 Murtha
 Nadler
 Napolitano
 Neal (MA)
 Oberstar
 Obey
 Olver
 Ortiz
 Pallone
 Pascrell
 Pastor
 Payne
 Perlmutter
 Peterson (MN)
 Pomeroy
 Price (NC)
 Rahall
 Reyes
 Rodriguez
 Ross
 Rothman
 Roybal-Allard
 Ruppersberger
 Rush
 Ryan (OH)
 Salazar
 Sánchez, Linda
 T.
 Sanchez, Loretta
 Sarbanes
 Schakowsky
 Schiff
 Schwartz
 Scott (GA)
 Scott (VA)
 Serrano
 Sestak
 Shea-Porter
 Sherman
 Shuler
 Solis
 Space
 Spratt
 Stupak
 Sutton
 Tanner
 Tauscher
 Thompson (CA)
 Thompson (MS)
 Tierney
 Towns
 Udall (CO)
 Udall (NM)
 Velázquez
 Vislosky
 Walz (MN)
 Wasserman
 Schultz
 Waters
 Watson
 Watt
 Waxman
 Weiner
 Welch (VT)

Mr. Chairman, I thank the gentleman for the time and I thank the gentleman for his courtesy.

Mr. BOEHNER. Mr. Chairman, I move to strike the last word.

Mr. Chairman, some of my colleagues probably are wondering why at 20 minutes to 1 we are still in the House Chamber debating this issue. I think all of us understand that there is a difference over the amount of money being appropriated in this bill and what is being allocated to all of the appropriation bills.

If we go back and review the bidding on the spending levels over the course of this year, we spent an additional \$6 billion in the CR back in February. We spent an additional \$17 billion over and above the President's request for the supplemental spending bill for Iraq, Katrina, and a whole host of other issues that many Members did not support.

When we look at the appropriation bills for the fiscal year 2008 beginning in October, we see that we are going to spend an additional \$20 billion. So if you add those numbers up, you can see that we are spending tens of billions of dollars, well above what the President requested for not only this current fiscal year, but the next fiscal year.

If that isn't bad enough, let's also remember that this Congress in this first 5 months has already authorized some \$105 billion of new spending in their proposals that have been brought to this floor and passed. So for many of us, at some point we have to say, enough is enough when it comes to spending.

The second issue involves the transparency and accountability with regard to earmarks. Last year I went through hell and high water to put into effect an earmark reform proposal that dealt with appropriation bills, that dealt with authorization bills and dealt with tax bills. It required full disclosure, it required names to be attached, and it allowed Members of this House, both on the floor of this House with an appropriation bill or authorization bill or tax bill, or a conference report with regard to an appropriation bill, tax bill or authorization bill, to move under a point of order or to strike that amount of money.

There are 435 of us in this Chamber who are well-equipped to deal with bringing the accountability into this process that all of us want. The Democrat majority in January, when they adopted their rules, gutted the earmark reform proposal that we put into effect last year, while at the same time saying that they were making it stronger.

The fact is, Members do not have access to these earmarks in these bills. We have all heard the stories tonight about what the chairman expects to do after we pass the appropriation bills, with these slush funds included in them, secret slush funds, which will later be allocated based on the decision of one person, one of the 535 of us. It is

not right, and the gentleman from Wisconsin knows it is not right.

Now, the gentleman from Wisconsin says we haven't had time to do this. I can tell the gentleman from Wisconsin over the last 3½ months we have, as he has often said, posed for holy pictures over the fight over funding our troops in Iraq and Afghanistan and around the world. We had plenty of time to look at those earmarks, but we didn't do it because we were busy posing for holy pictures.

I can tell the gentleman that to bring a bill forward with no earmarks in it with a promise that we will all see them later is not good enough. I think the Members on our side of the aisle want real disclosure, want real transparency, and I think what the American people want most is real accountability.

Now, let me get to the last issue. For 6 years the gentleman from Wisconsin had the 10 o'clock rule. When we were doing appropriation bills, the majority on our side was not allowed to work after 10 o'clock.

Now, I happen to agree with the gentleman from Wisconsin, because I think working after 10 o'clock is not in the best interests of our Nation. For the nine out of 10 times that we have tried to work after 10 o'clock at night, my colleague from Wisconsin refused to operate after 10 o'clock and threatened all of us that if we worked after 10 o'clock, we would have all of these procedural motions, motions to rise, and we would not be here.

Now, I told the gentleman, I agree with the gentleman from Wisconsin. I go to bed at 10 o'clock. I don't think good work happens after 10 o'clock at night. So what I told the majority earlier today is that we weren't going to work after 10 o'clock at night because we were going to impose the Obey rule on the institution.

Mr. OBEY. Mr. Chairman, will the gentleman yield?

Mr. BOEHNER. I would be happy to yield to the gentleman from Wisconsin.

Mr. OBEY. Mr. Chairman, I thank the gentleman.

Let me point out there is one critical difference between last year and tonight: Last year, you agreed that we would shut down at 10 o'clock because we agreed to put time limits on all of the amendments so we could finish the bills.

I cooperated procedurally so that you could move every single bill through the House, even though I disagreed with some of them.

The key was that we each got something. You got to finish the bills, and we agreed that because we were setting time limits on amendments, that, therefore, there would be no need to work in the evening. You haven't been willing to agree to time limits.

Mr. BOEHNER. Mr. Chairman, reclaiming my time, Mr. OBEY, I will say this: I will be happy to abide by the 10 o'clock rule if you will give real transparency and real accountability to the American people on earmark reform.

Mr. Chairman, I yield back the balance of my time.

MOTION TO RISE OFFERED BY MR. BOEHNER

Mr. BOEHNER. Mr. Chairman, I move that the Committee do now rise.

The CHAIRMAN. The question is on the motion to rise.

The question was taken; and the Chairman announced that the noes appeared to have it.

RECORDED VOTE

Mr. PRICE of Georgia. Mr. Chairman, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 187, noes 213, not voting 37, as follows:

[Roll No. 463]

AYES—187

Aderholt	Frelinghuysen	Murphy, Tim
Akin	Gallely	Musgrave
Alexander	Garrett (NJ)	Neugebauer
Bachmann	Gerlach	Nunes
Bachus	Gilchrest	Pearce
Baker	Gillmor	Pence
Barrett (SC)	Gingrey	Petri
Bartlett (MD)	Gohmert	Pickering
Barton (TX)	Goode	Pitts
Biggart	Goodlatte	Platts
Bilbray	Granger	Poe
Bilirakis	Graves	Porter
Bishop (UT)	Hall (TX)	Price (GA)
Blackburn	Hastings (WA)	Pryce (OH)
Blunt	Hayes	Putnam
Boehner	Heller	Radanovich
Bonner	Hensarling	Ramstad
Bono	Herger	Regula
Boozman	Hobson	Rehberg
Boustany	Hoekstra	Reichert
Brady (TX)	Hulshof	Renzi
Brown (SC)	Inglis (SC)	Reynolds
Brown-Waite,	Issa	Rogers (AL)
Ginny	Jindal	Rogers (KY)
Buchanan	Johnson (IL)	Rogers (MI)
Burgess	Johnson, Sam	Rohrabacher
Burton (IN)	Jones (NC)	Ros-Lehtinen
Buyer	Jordan	Roskam
Calvert	Keller	Royce
Camp (MI)	King (IA)	Ryan (WI)
Campbell (CA)	King (NY)	Sali
Cannon	Kingston	Saxton
Cantor	Kirk	Schmidt
Capito	Klione (MN)	Sensenbrenner
Castle	Knollenberg	Shadegg
Chabot	Kuhl (NY)	Shays
Cole (OK)	LaHood	Shuster
Crenshaw	Lamborn	Simpson
Cubin	Latham	Smith (NE)
Culberson	LaTourette	Smith (NJ)
Davis (KY)	Lewis (CA)	Souder
Davis, David	Lewis (KY)	Stearns
Davis, Tom	Linder	Sullivan
Deal (GA)	LoBiondo	Tancredo
Dent	Lucas	Terry
Diaz-Balart, L.	Lungren, Daniel	Thornberry
Diaz-Balart, M.	E.	Tiahrt
Doolittle	Mack	Tiberi
Drake	Manzullo	Turner
Dreier	Marchant	Upton
Duncan	McCarthy (CA)	Walberg
Ehlers	McCaul (TX)	Walden (OR)
Emerson	McCotter	Walsh (NY)
English (PA)	McCrery	Wamp
Everett	McHenry	Weller
Fallin	McHugh	Whitfield
Feeney	McKeon	Wicker
Ferguson	McMorris	Wilson (NM)
Flake	Rodgers	Wilson (SC)
Forbes	Mica	Wolf
Fortenberry	Miller (FL)	Young (AK)
Fossella	Miller (MI)	Young (FL)
Fox	Miller, Gary	
Franks (AZ)	Moran (KS)	

NOES—213

Abercrombie	Baird	Berry
Ackerman	Baldwin	Bishop (GA)
Allen	Barrow	Bishop (NY)
Altmire	Bean	Blumenauer
Andrews	Becerra	Boren
Arcuri	Berkley	Boswell
Baca	Berman	Boyd (FL)

Boyd (KS)	Hooley	Pallone
Brady (PA)	Hoyer	Pascrell
Braley (IA)	Inslee	Pastor
Brown, Corrine	Israel	Payne
Butterfield	Jackson (IL)	Perlmutter
Capps	Jackson-Lee	Peterson (MN)
Cardoza	(TX)	Pomeroy
Carnahan	Jefferson	Price (NC)
Carney	Johnson (GA)	Rahall
Castor	Johnson, E. B.	Reyes
Chandler	Jones (OH)	Rodriguez
Christensen	Kagen	Ross
Clarke	Kanjorski	Rothman
Cleaver	Kaptur	Royal-Allard
Clyburn	Kennedy	Ruppersberger
Cohen	Kildee	Rush
Conyers	Kilpatrick	Ryan (OH)
Cooper	Kind	Salazar
Costa	Klein (FL)	Sánchez, Linda
Costello	Kucinich	T.
Courtney	Lampson	Sanchez, Loretta
Cramer	Langevin	Sarbanes
Crowley	Larsen (WA)	Schiff
Cuellar	Larson (CT)	Schwartz
Cummings	Lee	Scott (GA)
Davis (AL)	Levin	Scott (VA)
Davis (CA)	Lewis (GA)	Serrano
Davis (IL)	Lipinski	Sestak
Davis, Lincoln	Loeb sack	Shea-Porter
DeFazio	Lofgren, Zoe	Sherman
DeGette	Lynch	Shuler
Delahunt	Mahoney (FL)	Sires
DeLauro	Maloney (NY)	Skelton
Dicks	Markey	Slaughter
Doggett	Marshall	Smith (WA)
Donnelly	Matheson	Snyder
Ellison	Matsui	Solis
Ellsworth	McCarthy (NY)	Space
Emanuel	McCollum (MN)	Spratt
Engel	McDermott	Stupak
Eshoo	McGovern	Sutton
Etheridge	McIntyre	Tanner
Farr	McNerney	Tauscher
Fattah	McNulty	Thompson (CA)
Filner	Meehan	Thompson (MS)
Frank (MA)	Meek (FL)	Tierney
Giffords	Meeks (NY)	Udall (CO)
Gillibrand	Melancon	Udall (NM)
Gonzalez	Michaud	Van Hollen
Gordon	Miller (NC)	Velázquez
Green, Al	Miller, George	Visclosky
Green, Gene	Mitchell	Walz (MN)
Grijalva	Mollohan	Wasserman
Hall (NY)	Moore (KS)	Schultz
Hare	Moore (WI)	Waters
Hastings (FL)	Moran (VA)	Watson
Hersth Sandlin	Murphy (CT)	Watt
Higgins	Murtha	Weiner
Hill	Nadler	Welch (VT)
Hinche y	Napolitano	Wexler
Hinojosa	Neal (MA)	Wilson (OH)
Hirono	Oberstar	Woolsey
Hodes	Obey	Wu
Holt	Olver	Wynn
Honda	Ortiz	Yarmuth

NOT VOTING—37

Bordallo	Fortuño	Rangel
Boucher	Gutierrez	Schakowsky
Capuano	Harman	Sessions
Carson	Hastert	Shimkus
Carter	Holden	Smith (TX)
Clay	Hunter	Stark
Coble	Lantos	Taylor
Conaway	Lowey	Towns
Davis, Jo Ann	Murphy, Patrick	Waxman
Dingell	Myrick	Weldon (FL)
Doyle	Norton	Westmoreland
Edwards	Paul	
Faleomavaega	Peterson (PA)	

ANNOUNCEMENT BY THE ACTING CHAIRMAN

The Acting CHAIRMAN (Mr. LARSON of Connecticut) (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 0100

Mrs. MALONEY of New York changed her vote from “aye” to “no.” So the motion to rise was rejected.

The result of the vote was announced as above recorded.

Mr. EMANUEL. Mr. Chairman, I move to strike the last word.

The minority leader brought up two essential points which were basically, at that point, why we were here at a quarter to 1 in the morning. The first point dealt with the issues of fiscal responsibility and spending, and the second issue dealt with earmarks and the procedure or transparency and the questions that the minority had.

On the first issue of fiscal responsibility, he said that they were tired of the amount of spending that was going on and how basically flagrant spending had happened under Democrats.

After 6 years and \$4 trillion of new debt run by a Republican President and Republican Congress and Republican Senate, I do appreciate your conversion on the road to Damascus as it relates to fiscal responsibility and spending. And I do believe that after we've seen the highest increase in the Nation's debt in the shortest period of time under a Republican Congress and a Republican President, adding \$4 trillion to the Nation's debt, that you have decided enough is enough when it comes to a piece of legislation on homeland security, 5 years after the strike on 9/11. I think it's ironic that it's on this bill that you have decided the spending issue you want to debate.

Now, the minority leader did offer, and he has said as recently as a couple weeks ago, when we have certain debates on the war in Iraq, protecting America, to always be conscious that people from around the world are watching this debate. So I do believe as it relates to homeland security, as we try to protect our borders, as we try to protect our ports, and as we try to protect our cargo, I'm sure the terrorists around the world are quaking in their boots on the motions to rise. You've given them nothing but fear as that issue emerges. That is your right.

ANNOUNCEMENT BY THE CHAIRMAN

The CHAIRMAN. The gentleman will address his remarks to the Chair.

Mr. EMANUEL. Mr. Chairman, and since it's often noted on the politics of what has happened in the last election, which is the issue of earmarks, as it relates to the motion to rise, you are long on process and short on policy.

What does this bill actually do? And it's ironic that it's the Republican Congress that basically has enacted, for lack of a better term, a filibuster in name that prevents us from considering 3,000 new border agents.

It's ironic that it is the Republicans in the minority who have dealt with, for the first time we're dealing with adding funding for nuclear material detection, you're preventing that to be voted on.

It's the Republican minority who is dealing with, as it relates to our port security, adding 100 percent new equipment and radiation detection to deal with radiation coming into the port which we know from all the intelligence is an attempt by those who are trying to hurt and harm America, and there's also an increase in our cargo protection.

We've increased funding for our police and fire equipment and fire departments; grants to study and make sure urban areas know how to deal with an emergency; transit grants in case terrorists try to strike our areas in major urban areas; fire grants; communications equipment for police and firefighters; port security funding; explosive detection system; air cargo explosive screening; customs and border agents, adding, as I said, 3,000 new agents for the border, 250 additional customs agents; law enforcement efforts for customs officers; fence requirements all for our border, all this to make sure that our borders, our cargo system, and our ports are secured.

Anytime you want to have that discussion, as long as you want to have that discussion, we are ready to have that discussion of what it takes to secure America, but after 5 years of the strike on America, I find it somewhat poetic that this would be the bill that on procedural grounds you would decide to bring the Congress to a halt.

And I do appreciate since there are no earmarks in this legislation, you seem to be making an argument about earmarks on this issue that fully funds our efforts to secure America.

To the minority leader's second point on earmarks, the question is, and it's a legitimate question for us to debate, have we lived up to our rhetoric?

The CHAIRMAN. The time of the gentleman has expired.

Mr. EMANUEL. I request an additional minute.

The CHAIRMAN. Is there objection to the request of the gentleman from Illinois?

Mr. MCHENRY. I object.

The CHAIRMAN. Objection is heard.

Mr. GOHMERT. Mr. Chairman, I move to strike the requisite number of words.

With regard to the remarks just made, Mr. Chairman, I think what is happening here from the Republican side is not an objection to funds for national security; it's the secret funds for Democratic security we're concerned about.

So we've also heard discussion from the chairman of the committee about a circus. We heard the term “circus” numerous times, and that's what got my attention. It got me to thinking about a circus. Most of us have been to circuses. Let me tell you about a circus.

A circus, it's not the most expensive circus, but it's one where you have some trained dogs, maybe they're yellow, maybe they're blue, but you have some trained dogs who get in a line and run in a circle, jump through hoops when the ringmaster tells them; they sit when the ringmaster tells them. These blue, yellow dogs, whatever color dogs, they stand on their hind legs and dance when the ringmaster tells them. They do what the ringmaster says, and it's against their instincts for their own security, it's against their instincts for their own well-being and

their family's well-being, but it's all to please the ringmaster. Now, that is a circus.

Now, regarding earmarks, we did have earmark reform last year, and when I heard all of the promises from the other side about there was going to be even greater earmark reform, I thought, you know, that really could be a good thing. But the old saying around Washington is that no matter how cynical you get, it's never enough to catch up, and I'm beginning to see there's something to that because all those promises about taking our earmark reform and going much further went out the window.

As the minority leader said, we had earmark reform. We went directly after the airdropped earmarks so there could be no airdropped earmarks that would not be out of the shadows. Out of the shadows, we're told illegal immigrants need to be brought out of the shadows; they're out on the street marching. The only thing that seems to be in the shadows is these secret earmarks, and that is what we're about.

Now, it would have been a great improvement if we could have moved further, but the truth is there were dozens of us in the Republican side last year that went to our leadership and said, we're not voting for appropriations unless you give us some earmark reform, and what we got was reform on airdrop. I wasn't leader of that, but I was sure proud to be part of it. We had MIKE PENCE, JEB HENSARLING, we had JEFF FLAKE leading the charge on those things, and because a few dozen, and I tell this, Mr. Chairman, through the chairman and hope that people across the aisle, whatever color dogs they may present themselves to the public to be, will understand that a few dozen people talking to their leadership that they're not voting for a bill until there's some earmark reform gets the leadership's attention. We got it on this side, and the Democrats can get it on their side once they get on their own hind legs when they're not instructed by the ringmaster.

Now, there is a cloud of corruption that has been over this body. We dealt with it early on when we thought there was going to be minimum wage reform, and then we found out there was a secret exception, and then some said that it actually benefited someone or a business in the Speaker's own district, and we never heard the Speaker address that.

Some said, well, there's a problem in the carbon footprint we're creating. Then we find out, well, some are saying there's an excessively large jet, and these kinds of questions arose.

We find that a Democrat's indicted, and only then, even though months and months ago we see an 80-page search warrant affidavit with all kinds of information, it's only after indictment that the majority moves forward.

We also know that there's an investigation ongoing, and the question has

been raised is it appropriate for someone under investigation by the Justice Department to actually control the Justice Department's budget. There are all these kinds of things.

We have had a chairman of a committee who had an earmark question, and then it's never been a denial that he threatened somebody that raised an issue. Did we bring that earmark into the sunlight? No. We not only didn't bring it into the sunlight, the person that tried to do that was threatened. And when he brought up the threat and the violation of ethics rules, then that was tabled.

Mr. FARR. Mr. Chairman, I move to strike the last word.

I rise as a member of the Appropriations Committee subcommittee. I want to give you a little bit of background of how this whole thing started.

Homeland Security was an agency created after 9/11, and as admitted by many Members on the other side of the aisle, the agency itself was the biggest bureaucracy created. As you remember, it just took employees from all different agencies, including Department of Agriculture, and put it into one agency called Homeland Security. And we created an appropriations committee and essentially just funded it with what it asked, without all the first instance.

And I remember Mr. ROGERS, who was the first chairman of that committee, bringing to the Appropriations Committee the bill last year and indicating this is a huge bureaucracy. It has almost 200,000 people in it, very hard to wrap your hands around it, just sort of hold your nose and vote for it. There were no earmarks in the bill, as there aren't any earmarks here tonight, and we adopted it.

What happened with the new chairmanship with Mr. PRICE is that first thing he did was ask, we better look at what this is all about. Homeland security for what? Security, what are we fighting? So we invited in all these experts to sort of give us an overview of what is risk, what is fear, what should we be looking at, and it was very sensible.

What they suggested is that you're talking about people that are going to respond to incidents, and in an incident like Katrina, an incident like a disaster, like a terrorist act, you're going to need to prepare responders, people in the Intelligence Community, people on the ground in local communities. And in essence what they said is that homeland security is really hometown security, and you need to have your towns prepared for this, and you need to do it on a risk management basis; just don't throw money at everything.

And Chairman PRICE went on CODELs seeing what disasters were like, going to Katrina, going to New Orleans and later along the border, where we put a lot of money, and what we learned in the committee, ironically, was that the only terrorist that was ever apprehended or found evi-

dence of was not on the border that we've all been looking at, which is the Mexican-U.S. border, but, in fact, on the Canadian border where we were doing very little, if anything, on homeland security. The committee found that very interesting and put a lot of money and assets and said let's start securing the northern border as well as the southern border.

The chairman took a bipartisan CODEL along the whole border from Tucson to San Diego, every inch of it, flew it, saw all the assets we have. My God, you'd think that we had the entire war in Iraq being fought on the Mexican border. We have everything from aircraft of all kinds, helicopters, we have ATVs, we have dogs, we have horses, people on horseback. We are covering that border like you can't believe.

□ 0115

In San Diego, we even found a Border Patrol out on the boats in San Diego Harbor. It was everything. We saw fences, all kinds of fences, vehicle fences, human fences, and areas that it's just unbelievable, as far as the eye can see. This border is longer than the distance between Washington and San Francisco.

What we found is that we had better do this thing wisely. Let's listen and let's use some smart risk management.

It all comes down to this bill tonight. What this bill is all about is, this is the best Homeland Security bill this country has ever had. We are spending all this time just on procedural delays.

It's ironic that you are going to be hoisted on your own petard, because this process that Mr. OBEY and the leadership has put in the process requires each one of you, when you ask for something that's called an earmark, some people call it pork, it's essentially that thing that you think is important. You have to disclose why you are asking for it.

ANNOUNCEMENT BY THE CHAIRMAN

The CHAIRMAN. The gentleman will address remarks to the Chair.

Mr. FARR. Mr. Chairman, we had to fill out forms that were never, never ever in the history of the U.S. Congress asked for more disclosure and everything.

The committee rightfully has stated that this is not the bill to attack earmarks, because there haven't been earmarks in this bill. So if you want to continue to delay this, rather than getting to the point of adopting an appropriations bill to allow the Department of Homeland Security to do its job, then let's get on with it.

I think this has been a night of ridiculous waste of time on something that is very, very important on a bill that is very important, the first appropriations bill we have had here, one that must pass if, indeed, we are going to have homeland, hometown security.

Mr. ROSKAM. Mr. Chairman, I move to strike the last word.

Mr. Chairman, I want to take you back, because I know as you are sitting

there today you have an independent recollection of what it was like to come here in your first term. Many of us in this Chamber came just in January, took the oath of office, and now what we find is that every week is a new week, all new process we are learning.

So we come in, those of us who are not appropriators, we come into our conference, and we hear this is the appropriations week. Wow, sit down with our staff, staff gets us up to speed, and we hear about earmarks, heard about them a lot in the campaign, and start to get the staff briefing on what are the tools that we have in earmarks.

I heard a lot about them. If you talked to people in Illinois' Sixth Congressional District tonight, and they are awake, and you asked them about earmarks, you would get their attention. They would focus. It was a symbol of an abuse of the process.

So when you sit down as a freshman and your staff comes in, they say, Congressman, this is what you do. You can offer amendments. You can argue with these things. You can challenge them on the floor. As iron sharpens iron, so one makes another better.

So that process, that winnowing process, is what this is all about. That's what every Member has the right to do, except now, because now what ends up happening is our staff tells us, oh, no, but there is this new process, Congressman.

What you get to do is you get to write a letter. Oh, yes, you get to write a letter to the chairman of the committee; and the chairman of the committee is going to open up that letter, and he's going to make a decision about the merits of you, an independent elected Member of Congress. That is who you get to talk to.

You don't get to argue on the House floor. You don't get to light up 435 people. You don't get to talk to millions of people. You get to write one letter. That's where you get to go.

You know, if you think about that, that's absurd. There are all kinds of great things in this bill. No doubt about it. My prior colleague from the State of Illinois articulated many good things in this bill. It's my hope that we can come together and drive towards those things.

But to act as if the earmark process is insignificant is really patronizing. It's patting people on the head and saying, off with you, be lively, you get to write your letter to the chairman, and the chairman will make a declaration on whether it's a good idea or a bad idea.

Well, one of our colleagues on the Internet recently said this. He said, to his constituents, he said, I will remain no one's Congressman but yours. Doesn't that sound great? I mean, that's great stuff, that's rich. You know, that is rich in the Chamber of Commerce meetings; that's rich in front of the Rotary groups; that's rich in front of the coffee groups. And you

go door to door, I'm going to be your Congressman.

But you know what? You end up ceding that responsibility. You end up ceding that opportunity to one person, and that's only if you are lucky enough that he reads your mail.

Well, I say "no" to that.

Mr. Chairman, I yield back the balance of my time.

MOTION TO RISE OFFERED BY MR. ROSKAM

Mr. ROSKAM. Mr. Chairman, I move that the COMMITTEE do now rise.

The CHAIRMAN. The question is on the motion to rise.

The question was taken; and the Chairman announced that the noes appeared to have it.

RECORDED VOTE

Mr. PRICE of Georgia. Mr. Chairman, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 189, noes 214, not voting 34, as follows:

[Roll No. 464]

AYES—189

Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feehey
Ferguson
Flake
Forbes
Fortenberry

Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giltchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)

Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Neugebauer
Nunes
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Doggett
Donnelly
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva

Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Neugebauer
Nunes
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Doggett
Donnelly
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva

Wilson (SC)
Wolf

NOES—214

Hall (NY)
Hare
Hastings (FL)
Herseht Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holt
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Klein (FL)
Kucinich
Lampson
Langevin
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loebsock
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar

Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stupak
Sutton
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

Fortuño
Gutierrez
Harman
Hastert
Holden
Hoolley
Hunter
Jones (NC)
Lantos
Miller, George
Moran (VA)
Myrick

Norton
Paul
Peterson (PA)
Rangel
Sessions
Shimkus
Smith (TX)
Stark
Weldon (FL)
Westmoreland

NOT VOTING—34

□ 0138

So the motion to rise was rejected. The result of the vote was announced as above recorded. Mr. ARCURI. Mr. Chairman, I move to strike the last word.

Mr. Chairman, as a freshman, I find myself at somewhat of a disadvantage in terms of listening to people speak from both sides of the aisle talking about the history of this institution and the way that things have been done over the past several Congresses and over the past several years. And I find that to be somewhat of a disadvantage.

But I also find it to be somewhat of an advantage. And I find it to be an advantage in that you get an ability to look at things from a different perspective, from a new perspective, from a perspective not jaded by how things were done in the past, but looking at it on how things should be done.

And one of the things that I can't help but notice as a former district attorney, when I used to try cases and I would listen to opening statements, you can always get a sense of how good your own case was by listening to the opening statement of the other side. And when they talked about everything, when they talked about the facts, you knew they had a good case. But when they talked about everything but the facts, you knew they didn't have much of a case.

That's what we hear happening tonight. We're not hearing anything about this bill. We're not hearing discussion of the facts. We're hearing everything but what this bill is about.

Earlier this week we had, in Rules Committee, a very good debate on this bill. And one of the points that was brought up on this bill was an issue that I think was very important, and that was the requirement that this bill would have to require ICE to reach out to local institutions, whether it were State, local or Federal, where people were being held that could be deported, and that would be on a monthly basis, to make a determination whether or not those people should be deported.

And Ranking Member ROGERS raised a very good issue during that debate, and he and I had some discussion on it. And he said, well, I believe that what we should be doing is spending more of our priority on the people who are not incarcerated, and I think this bill spends too much time worrying about the people who are incarcerated. My response to which was, as a former DA, the last thing we want to do is let somebody who is right under our nose get away from us. We need to stay focused on the people that are incarcerated. They are right there. They are under our nose, and we need to stay focused on it.

That's what this bill does. But the point, the real important point of that debate was, it was a substantive debate. It was a debate based on the issues. It was a debate based upon the content of the bill itself, not about everything else, not about what happened in the past, not about how things were done or what is going on. It was based upon the substance of the bill. And I think that's what this debate should be focused on.

I think it is a good bill. I think this debate is a good debate when it stays focused on the substance of the bill. And that's what I believe, as a former DA, this bill is a good bill because it deals with important issues that make our communities safer places.

Mr. FLAKE. Mr. Chairman, I move to strike the last word.

Mr. Chairman, I appreciate the remarks of the gentleman from New York, and I do agree with him that it would be best, certainly, if the debate could center around the substance of the bill, the legislation.

That's why we're here tonight; the fact that we will have 12 appropriation bills coming up, and we can't focus on much of the substance of that legislation because it won't be included in that legislation. We'll have to wait. We'll have to write to the committee and ask for a request or request for a response back.

You know, a lot of us receive letters from Boy Scouts who are writing for their Citizenship in the Nation merit badge. I'm wondering if we'll qualify for the same thing by writing to the committee.

I think we're entitled to a little more than that as Members of Congress. I think we're entitled to actually debate this on the floor.

The other gentleman from New York who talked a bit earlier said that we're standing with the American people. I would suggest, you may want to go in and log on and see how this is being debated in the blogosphere or in the newspapers tomorrow.

Let me just read a bit of one editorial in tomorrow's Roll Call, for example, and see how they're playing it. Roll Call is not exactly a bastion of the right.

It mentions here, it says, "So, on Monday, he," meaning the chairman of the Appropriations Committee, "announced a new policy: Earmarks will be fully disclosed prior to the August recess after House voting, but before House-Senate conference, and may be challenged by writing a letter to the Appropriations Committee. After considering defenses from their sponsors, the chairman of the Appropriations Committee will decide whether to put earmarks into conference reports. There will still be no votes on the issue."

The chairman of the Appropriations Committee "reiterated this system was necessitated by time constraints that made it impossible to vet 32,000 earmark requests before upcoming votes on appropriations bills. Asked if he would revert to a policy of full and early disclosure next year, he said that he wanted to but couldn't rule out the possibility that specific circumstances would arise."

This is what they say. "This simply isn't good enough. The chairman of the Appropriations Committee should not only be disclosing all earmarks before House voting, but all earmarked requests. Earmarks should be open to

public vetting, full debate and floor challenge."

I have the utmost respect for the chairman of the Appropriations Committee. He calls himself a reformer, and I believe that. I've had the opportunity to debate him over the past several years on these earmarks, and I know that he is troubled by them, as well he should be. And I know that he struggles with a way to deal with them.

I simply believe, and I think people across the country feel that we're better served with real transparency. And real transparency is not keeping these earmarks secret until the point at which you have no ability to challenge them on the floor, when you can simply write a letter and ask for a response.

□ 0145

We are legislators; we are not potted plants here. We are here for a purpose. We are here to legislate. And to be relegated to just writing a letter and asking for a response is simply not sufficient.

So I simply would say, Mr. Chairman, if the majority party thinks that they are with people across the country, I would beg to differ and I would ask them to reconsider that and wonder if people across the country really want a process where earmarks are kept secret until people in this body whose job it is to legislate don't have an opportunity to legislate.

Mr. OBEY. Mr. Chairman, will the gentleman yield?

Mr. FLAKE. I yield to the gentleman from Wisconsin.

Mr. OBEY. Mr. Chairman, I thank the gentleman for yielding.

And I know he is serious on this issue, and I respect his integrity on this issue and I also respect his consistency. But let me ask the gentleman one question.

Our job is to try to develop a process. It is not a pro forma process of review but one that is actually effective.

The gentleman has offered a lot of motions in the past 2 years to strike earmarks. Could I ask him how many of them have been successful?

Mr. FLAKE. Not one. I came to the floor 39 times and was beaten like a rented mule every time.

Mr. OBEY. Mr. Chairman, if the gentleman would yield further, that is not the gentleman's fault. He has genuinely tried to ferret out what he thought to be troublesome earmarks and occasionally some of mine.

The CHAIRMAN. The time of the gentleman from Arizona has expired.

(On request of Mr. OBEY, and by unanimous consent, Mr. FLAKE was allowed to proceed for 2 additional minutes.)

Mr. FLAKE. Mr. Chairman, I thank the gentleman for his courtesy.

One thing that I didn't have when I came before, I never had the ability to know whose earmark I was challenging. Many of those 39 times I came

to the floor, debated, even asked for a vote, and still had no clue, after the vote was called and it was lost, whose earmark that was. That wouldn't happen today, and I commend the Democrats for doing this, because of the rules put in place for disclosure. That is great. That is good transparency. But with that transparency, we have to have accountability.

Mr. OBEY. Mr. Chairman, will the gentleman yield on that point?

Mr. FLAKE. I would.

Mr. OBEY. Mr. Chairman, I agree we need accountability. And I want to simply say I don't regard your failure to pass any of your amendments as a personal failure on your part.

Mr. Chairman, I think the gentleman has done his dead level best. The problem is that the system is not conducive to producing real results because, as the gentleman himself has said on this House floor, Members look at these motions and they say, I am not going to vote for the Flake amendment because I have got earmarks hanging out there and I don't want to have my endangered. The result has been that nothing has happened. That is why we have had some of the problems we have had. We could have an honest disagreement about what will be the best system, but I would hope that the gentleman would recognize, even though he might disagree with it, it is an honest effort to develop a system which is far more forthcoming than the one we have had in the past.

And I would simply point out that while the majority leader indicated that he had adopted transparency proposals last year, they conveniently arranged them so that they didn't apply to any of the appropriation bills that they passed last year. That is not the gentleman's fault. But it is the responsibility of the minority leader.

I thank the gentleman for the time.

The CHAIRMAN. The gentleman's time has expired.

MOTION TO RISE OFFERED BY MR. FLAKE

Mr. FLAKE. Mr. Chairman, I move that the Committee do now rise.

The CHAIRMAN. The question is on the motion to rise.

The question was taken; and the Chairman announced that the noes appeared to have it.

RECORDED VOTE

Mr. FLAKE. Mr. Chairman, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 312, noes 82, answered "present" 1, not voting 42, as follows:

[Roll No. 465]

AYES—312

Ackerman	Bachmann	Becerra
Aderholt	Bachus	Berkley
Akin	Baker	Berman
Alexander	Baldwin	Berry
Allen	Barrett (SC)	Biggert
Altmire	Barrow	Billbray
Andrews	Bartlett (MD)	Bilirakis
Arcuri	Barton (TX)	Bishop (GA)
Baca	Bean	Bishop (UT)

Blackburn	Graves	Neugebauer
Blunt	Green, Al	Nunes
Boehner	Hall (TX)	Oberstar
Bonner	Hare	Obey
Bono	Hastings (WA)	Ortiz
Boozman	Hayes	Pallone
Boren	Heller	Payne
Boustany	Hensarling	Pearce
Boyd (FL)	Herger	Pence
Boyd (KS)	Hersteth Sandlin	Peterson (MN)
Brady (TX)	Higgins	Petri
Braley (IA)	Hill	Pitts
Brown (SC)	Hinchev	Platts
Brown, Corrine	Hinojosa	Poe
Brown-Waite,	Hirono	Pomeroy
Ginny	Hobson	Porter
Buchanan	Hodes	Price (GA)
Burgess	Hoekstra	Price (NC)
Burton (IN)	Honda	Pryce (OH)
Buyer	Hoyer	Putnam
Calvert	Inglis (SC)	Ramstad
Camp (MI)	Issa	Regula
Campbell (CA)	Jackson (IL)	Rehberg
Cannon	Jackson-Lee	Reichert
Cantor	(TX)	Renzi
Capito	Jefferson	Reyes
Capps	Jindal	Reynolds
Cardoza	Johnson (GA)	Rogers (AL)
Carnahan	Johnson (IL)	Rogers (KY)
Carter	Johnson, E. B.	Rogers (MI)
Castle	Jordan	Rohrabacher
Castor	Kagen	Ros-Lehtinen
Chabot	Kanjorski	Roskam
Christensen	Kaptur	Rothman
Cole (OK)	Keller	Roybal-Allard
Conyers	Kennedy	Royce
Costa	Kildee	Rush
Courtney	King (IA)	Ryan (OH)
Cramer	King (NY)	Ryan (WI)
Crenshaw	Kingston	Sali
Cubin	Kirk	Sánchez, Linda
Cuellar	Klein (FL)	T.
Cummings	Kline (MN)	Sanchez, Loretta
Davis (AL)	Knollenberg	Sarbanes
Davis (CA)	Kuhl (NY)	Saxton
Davis (IL)	LaHood	Schmidt
Davis (KY)	Lamborn	Scott (VA)
Davis, David	Langevin	Sensenbrenner
Davis, Lincoln	Larson (CT)	Serrano
Deal (GA)	Latham	Shadegg
DeFazio	LaTourette	Shays
DeGette	Lee	Shuler
DeLauro	Levin	Shuster
Dent	Lewis (CA)	Simpson
Diaz-Balart, L.	Lewis (KY)	Sires
Diaz-Balart, M.	Linder	Skelton
Dicks	LoBiondo	Smith (NE)
Doggett	Loebsack	Smith (NJ)
Donnelly	Lofgren, Zoe	Smith (WA)
Doolittle	Lowey	Snyder
Drake	Lucas	Solis
Dreier	Lungren, Daniel	Souder
Duncan	E.	Space
Ehlers	Mack	Spratt
Ellsworth	Mahoney (FL)	Stearns
Emanuel	Manzullo	Sullivan
Emerson	Marchant	Tancredo
Engel	Markey	Tanner
English (PA)	Marshall	Tauscher
Eshoo	Matheson	Taylor
Everett	Matsui	Terry
Fallin	McCarthy (CA)	Thompson (CA)
Farr	McCaul (TX)	Thornberry
Feeney	McCollum (MN)	Tiahrt
Ferguson	McCotter	Tiberi
Flake	McCrery	Turner
Forbes	McHenry	Upton
Fortenberry	McHugh	Walberg
Fossella	McIntyre	Walden (OR)
Fox	McKeon	Walsh (NY)
Fox, Frank (MA)	McMorris	Wamp
Franks (AZ)	Rodgers	Wasserman
Frelinghuysen	Mica	Schultz
Gallely	Michaud	Waxman
Garrett (NJ)	Miller (FL)	Weiner
Gerlach	Miller (MI)	Weller
Giffords	Miller (NC)	Wexler
Gilchrest	Miller, Gary	Whitfield
Gillibrand	Miller, George	Wicker
Gillmor	Moore (KS)	Wilson (NM)
Gingrey	Moran (KS)	Wilson (OH)
Gohmert	Murphy (CT)	Wilson (SC)
Goode	Murphy, Patrick	Wolf
Goodlatte	Murphy, Tim	Wynn
Gordon	Murtha	Yarmuth
Granger	Musgrave	Young (AK)
	Napolitano	Young (FL)

NOES—82

Abercrombie	Kind	Ruppersberger
Bishop (NY)	Kucinich	Salazar
Blumenauer	Lampson	Schakowsky
Boswell	Larsen (WA)	Schiff
Brady (PA)	Lewis (GA)	Schwartz
Butterfield	Lipinski	Scott (GA)
Capuano	Lynch	Sestak
Carney	Maloney (NY)	Shea-Porter
Chandler	McCarthy (NY)	Sherman
Clarke	McDermott	Slaughter
Cleaver	McGovern	Stupak
Clyburn	McNerney	Sutton
Cooper	McNulty	Thompson (MS)
Costello	Meek (FL)	Thompson (MS)
Crowley	Meeks (NY)	Tierney
Delahunt	Melancon	Towns
Etheridge	Mitchell	Udall (NM)
Fattah	Mollohan	Van Hollen
Filner	Moore (WI)	Van Lizard
Gonzalez	Nadler	Visclosky
Green, Gene	Neal (MA)	Walz (MN)
Grijalva	Olver	Waters
Hall (NY)	Pascrell	Watson
Hastings (FL)	Pastor	Watt
Holt	Perlmutter	Welch (VT)
Inslie	Rahall	Woolsey
Israel	Rodriguez	Wu
Jones (OH)	Ross	

ANSWERED "PRESENT"—1

Cohen

NOT VOTING—42

Baird	Fortuño	Myrick
Bordallo	Gutierrez	Norton
Boucher	Harman	Paul
Carson	Hastert	Peterson (PA)
Clay	Holden	Pickering
Coble	Hoolley	Radanovich
Conaway	Hulshof	Rangel
Culberson	Hunter	Sessions
Davis, Jo Ann	Johnson, Sam	Shimkus
Dingell	Jones (NC)	Smith (TX)
Doyle	Kilpatrick	Stark
Edwards	Lantos	Udall (CO)
Ellison	Meehan	Weldon (FL)
Faleomavaega	Moran (VA)	Westmoreland

ANNOUNCEMENT BY THE CHAIRMAN

The CHAIRMAN (during the vote). Members are advised there are 2 minutes remaining on this vote.

□ 0207

Ms. SLAUGHTER changed her vote from "aye" to "no."

So the motion to rise was agreed to.

The result of the vote was announced as above recorded.

Accordingly, the Committee rose; and the Speaker pro tempore (Mrs. TAUSCHER) having assumed the chair, Mr. FRANK, Chairman of the Committee of the Whole House on the state of the Union, reported that that Committee, having had under consideration the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes, had come to no resolution thereon.

GENERAL LEAVE

Mr. PRICE of North Carolina. Madam Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous matter on H.R. 2638.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from North Carolina?

There was no objection.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 2642, MILITARY CONSTRUCTION AND VETERANS AFFAIRS APPROPRIATIONS ACT, 2008

Ms. SLAUGHTER, from the Committee on Rules, submitted a privileged report (Rept. No. 110-189) on the resolution (H. Res. 480) providing for consideration of the bill (H.R. 2642) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes, which was referred to the House Calendar and ordered to be printed.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 2641, ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2008

Ms. SLAUGHTER, from the Committee on Rules, submitted a privileged report (Rept. No. 110-190) on the resolution (H. Res. 481) providing for consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes, which was referred to the House Calendar and ordered to be printed.

COMMUNICATION FROM STAFF MEMBER OF HON. MARK UDALL, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from Carter Ellison, Congressional Aide, Office of the Honorable MARK UDALL, Member of Congress:

Washington, DC, June 7, 2007.

Hon. NANCY PELOSI,
Speaker, House of Representatives,
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

CARTER ELLISON,
Congressional Aide.

COMMUNICATION FROM STAFF MEMBER OF HON. MARK UDALL, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from John Bristol, Congressional Aide, Office of the Honorable MARK UDALL, Member of Congress:

Washington, DC, June 7, 2007.

Hon. NANCY PELOSI,
Speaker, House of Representatives,
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the

Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JOHN BRISTOL,
Congressional Aide.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. ARCURI (at the request of Mr. HOYER) for today until 4:00 p.m.

Mr. EDWARDS (at the request of Mr. HOYER) for June 11 and June 12 on account of attending a funeral in the district.

Mr. WAMP (at the request of Mr. BOEHNER) for June 11 on account of travel delays.

Mr. CONAWAY (at the request of Mr. BOEHNER) for today after 3:00 p.m. and until 8:00 p.m. on June 13 on account of attending the funeral of U.S. Army Sgt. Bacilio "Bozzy" Cuellar.

ADJOURNMENT

Mr. ALTMIRE. Madam Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 2 o'clock and 10 minutes a.m.), the House adjourned until today, Wednesday, June 13, 2007, at 10 a.m.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

2145. A letter from the Acting Administrator, Department of Agriculture, transmitting the Department's final rule — Uniform Compliance Date for Food Labeling Regulations [Docket No. FSIS-2006-0045] (RIN: 0583-AD05) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2146. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Energy Conservation Standards for Certain Ceiling Fan Light Kits (RIN: 1904-AB54) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2147. A letter from the Deputy Assistant Administrator, Department of Justice, transmitting the Department's final rule — Schedules of Controlled Substances: Placement of Lisdexamfetamine Into Schedule II [Docket No. DEA-301F] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2148. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Door Locks and Door Retention Components [Docket No. NHTSA-2006-23882] (RIN: 2127-AH34) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2149. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — New Car Assessment Program (NCAP); Safety Labeling [Docket No. NHTSA-2006-25772] (RIN: 2127-AJ76) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2150. A letter from the Executive Director, FERC, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Annual Update of Filing Fees in Part 381 Annual Update of Filing Fees (March 10, 2006) [Docket No. RM06-16-000] (RIN: 1902-AD-18) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2151. A letter from the Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-26, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Japan for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

2152. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Belarus that was declared in Executive Order 13405 of June 16, 2006, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

2153. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

2154. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Amendment to General Order No. 3: Expansion of the General Order and Addition of Certain Persons [Docket No. 070523152-7153-01] (RIN: 0694-AD99) received June 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2155. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting the Department's final rule — Amendment of the International Traffic in Arms Regulations: Policy with respect to Somalia [Public Notice:] received May 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2156. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment abroad to the Government of Japan (Transmittal No. DDTC 042-07); to the Committee on Foreign Affairs.

2157. A letter from the Secretary, Department of Education, transmitting the fifty-fourth Semiannual Report to Congress on management decisions and final actions taken on audit recommendations, covering the period October 1, 2006 through March 31, 2007 in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2158. A letter from the Secretary, Department of the Interior, transmitting the semi-annual report on the activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2159. A letter from the Chief Executive Officer, Corporation for National & Community Service, transmitting the Corporation's Report on Final Action as a result of Audits in

respect to the semiannual report of the Office of the Inspector General for the period from October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2160. A letter from the Secretary, Department of Homeland Security, transmitting the semiannual report of the Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to Public Law 95-452, section 5; to the Committee on Oversight and Government Reform.

2161. A letter from the Assistant Attorney General for Administration, Department of Justice, transmitting in accordance with the Federal Activities Inventory Reform Act of 1998, the Department's FY 2006 inventory of commercial and inherently governmental activities; to the Committee on Oversight and Government Reform.

2162. A letter from the Assistant Secretary for Administration and Management, Chief Acquisition Officer, Department of Labor, transmitting the Department's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Oversight and Government Reform.

2163. A letter from the President, Federal Home Loan Bank of Cincinnati, transmitting the 2006 management report and statements on system of internal controls of the Federal Home Loan Bank of Cincinnati, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2164. A letter from the Secretary, Federal Maritime Commission, transmitting the Commission's semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 to March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

2165. A letter from the Chairman, Federal Trade Commission, transmitting the semiannual report on the activities of the Office of Inspector General for the period from October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2166. A letter from the Chairman, National Credit Union Administration, transmitting the semiannual report on the activities of the Inspector General for October 1, 2006, through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2167. A letter from the Chairman, National Endowment for the Arts, transmitting the Semiannual Report of the Inspector General and the Semiannual Report on Final Action Resulting from Audit Reports for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2168. A letter from the Director, Office of Personnel Management, transmitting the semiannual report on the activities of the Inspector General and the Management Response for the period of October 1, 2006 to March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2169. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule — Record Disclosure and Privacy (RIN: 3245-AF20) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2170. A letter from the Assistant Administrator, Bureau for Legislative and Public Af-

fairs, U.S. Agency for International Development, transmitting in accordance with the Federal Activities Inventory Reform Act of 1998 (FAIR Act), the Year 2006 A-76 Inventory of Commercial Activities for FY 2005; to the Committee on Oversight and Government Reform.

2171. A letter from the Executive Vice President and Chief Human Resources Officer, U.S. Postal Service, transmitting the Service's annual report for fiscal year 2006, in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

2172. A letter from the Chairman, U.S. Postal Service, transmitting the semiannual report on activities of the Inspector General for the period ending March 31, 2007 and the Management Response for the same period, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

2173. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Economic Exclusive Zone Off Alaska; Deep-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XA40) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2174. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less than 60 Feet (18.3 m) LOA Using Pot or Hook-and-Line Gear in the Bearing Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XA25) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2175. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Experimental Permits for Reusable Suborbital Rockets [Docket No.: FAA-2006-24197; Amendment Nos. 401-5, 404-4, 405-3, 406-4, 413-9, 420-3, 431-2, 437-0] (RIN: 2120-AI56) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2176. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — Summer Undergraduate Research Fellowships (SURF) Gaithersburg and Boulder Programs; Availability of Funds [Docket Number: 061128313-6313-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2177. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — Measurement, Science and Engineering Grants Programs; Availability of Funds [Docket No.: 061222340-6340-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2178. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — NIST Center for Neutron Research (NCNR) Neutron Research and Neutron Scattering, and Sample Environment Equipment Financial Assistance Programs; Availability of Funds [Docket Number: 070309054-7055-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2179. A letter from the Deputy Director, NIST, Department of Commerce, transmit-

ting the Department's final rule — Precision Measurement Grants Program; Availability of Funds [Docket Number: 061128312-6312-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2180. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — NIST Consortium/Consortia for Post-Complementary Metal Oxide Semiconductor (CMOS) Nanoelectronics Research Program; Availability of Funds [Docket Number: 070419095-7101-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2181. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — Advanced Technology Program Notice of Availability of Funds and Announcement of Public Meetings (Proposers' Conferences) [Docket No.: 070320063-7064-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2182. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of the determination that a waiver of the application of subsections (a) and (b) of section 402 of the Trade Act of 1974 with respect to the Republic of Belarus will substantially promote the objectives of section 402, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

2183. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — FEES FOR CUSTOMS PROCESSING AT EXPRESS CONSIGNMENT CARRIER FACILITIES [CBP Dec. 07-29 USCBP-2006-0015] (RIN: 1505-AB39) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2184. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — EXTENSION OF IMPORT RESTRICTIONS IMPOSED ON ARCHAEOLOGICAL AND ETHNOLOGICAL MATERIALS FROM PERU [CBP Dec. 07-27] (RIN: 1505-AB79) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

[Filed June 13 (legislative day of June 12), 2007]

Under clause 2 of rule XIII, reports of committee were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WELCH of Vermont: Committee on Rules. House Resolution 480. Resolution providing for consideration of the bill (H.R. 2642) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-189). Referred to the House Calendar.

Ms. MATSUI: Committee on Rules. House Resolution 481. Resolution providing for consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-190). Referred to the House Calendar.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GEORGE MILLER of California (for himself and Mr. HINOJOSA):

H.R. 2669. A bill to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008; to the Committee on Education and Labor.

By Mr. KING of Iowa (for himself, Mr. BARRETT of South Carolina, Mr. CULBERSON, Mr. FRANKS of Arizona, Mr. SAM JOHNSON of Texas, Mrs. MUSGRAVE, Mr. PAUL, Mr. SESSIONS, Mr. SOUDER, Mr. TANCREDO, Mr. WICKER, and Mr. PENCE):

H.R. 2670. A bill to amend the National Labor Relations Act to protect employer rights; to the Committee on Education and Labor.

By Ms. ROS-LEHTINEN (for herself, Mr. HASTINGS of Florida, Mr. MICA, Mr. BUCHANAN, Ms. GINNY BROWN-WAITE of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. KELLER, Mr. MEEK of Florida, Mr. MILLER of Florida, Mr. PUTNAM, Mr. KLEIN of Florida, Mr. WEXLER, Ms. CASTOR, Ms. WASSERMAN SCHULTZ, Mr. CRENSHAW, Mr. BOYD of Florida, Mr. MACK, Mr. MAHONEY of Florida, Mr. STEARNS, Mr. FEENEY, Mr. BLIRAKIS, Ms. CORRINE BROWN of Florida, Mr. YOUNG of Florida, and Mr. WELDON of Florida):

H.R. 2671. A bill to designate the United States courthouse located at 301 North Miami Avenue, Miami, Florida, as the "Clyde Atkins United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. SMITH of Nebraska (for himself, Mr. DOOLITTLE, and Mr. PAUL):

H.R. 2672. A bill to amend the Internal Revenue Code of 1986 to provide a deduction for the cost of attendance at an eligible educational institution; to the Committee on Ways and Means.

By Mr. MICA:

H.R. 2673. A bill to amend title 49, United States Code, to facilitate the resolution of disputes between the Administrator of the Federal Aviation Administration and employees of the Administration in the course of collective negotiations; to the Committee on Transportation and Infrastructure.

By Ms. ROYBAL-ALLARD (for herself, Ms. WOOLSEY, Mr. GRIJALVA, Mr. CUMMINGS, Mr. WEXLER, and Ms. DELAURO):

H.R. 2674. A bill to amend the Fair Labor Standards Act of 1938 to increase penalties for violations of child labor laws, and for other purposes; to the Committee on Education and Labor.

By Mr. BOREN:

H.R. 2675. A bill 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; to the Committee on Natural Resources.

By Ms. PRYCE of Ohio (for herself, Mrs. CAPPS, Mrs. MYRICK, and Mr. ISRAEL):

H.R. 2676. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require group and individual health insurance coverage and group health plans to provide coverage for individuals participating in approved cancer clinical trials; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BONO (for herself, Mrs. LOWEY, Ms. GRANGER, and Mr. RAMSTAD):

H.R. 2677. A bill to establish grants to provide health services for improved nutrition, increased physical activity, obesity and eating disorder prevention, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ACKERMAN:

H.R. 2678. A bill to prohibit the use of funds appropriated to the Department of Agriculture to approve for human consumption animals that do not stand and walk unassisted; to the Committee on Agriculture.

By Ms. BALDWIN (for herself, Mr. OBEY, Mr. SENSENBRENNER, Mr. KIND, Mr. PETRI, Ms. MOORE of Wisconsin, Mr. RYAN of Wisconsin, and Mr. KAGEN):

H.R. 2679. A bill to authorize the President to posthumously award a gold medal on behalf of the Congress to Robert M. La Follette, Sr., in recognition of his important contributions to the Progressive movement, the State of Wisconsin, and the United States; to the Committee on Financial Services.

By Ms. BALDWIN (for herself, Mr. OBEY, Mr. SENSENBRENNER, Mr. KIND, Mr. PETRI, Ms. MOORE of Wisconsin, Mr. RYAN of Wisconsin, and Mr. KAGEN):

H.R. 2680. A bill to require the Secretary of the Treasury to mint coins in commemoration of Robert M. La Follette, Sr., in recognition of his important contributions to the Progressive movement, the State of Wisconsin, and the United States; to the Committee on Financial Services.

By Ms. CORRINE BROWN of Florida:

H.R. 2681. A bill to provide for the maintenance, management, and availability for research of assets of the Air Force Health Study; to the Committee on Energy and Commerce, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARTER (for himself, Mr. BISHOP of Georgia, Mr. CULBERSON, Mr. ADERHOLT, Mr. BURTON of Indiana, Mr. LOBIONDO, Mr. BONNER, Mr. SESSIONS, Mr. CONAWAY, Mr. WAMP, Mr. HAYES, Mr. TERRY, Mr. ROGERS of Michigan, Mr. EHLERS, Mr. SOUDER, Ms. GRANGER, Mrs. BONO, Mr. GARRETT of New Jersey, Mr. MARKBY, Mr. NEUGEBAUER, Mr. POE, Mr. BOOZMAN, Mr. PENCE, Ms. PRYCE of Ohio, Mr. EDWARDS, Mr. RADANOVICH, and Mr. MARCHANT):

H.R. 2682. A bill to amend the Internal Revenue Code of 1986 to make employers of spouses of military personnel eligible for the work opportunity credit; to the Committee on Ways and Means, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CASTLE (for himself and Mr. MAHONEY of Florida):

H.R. 2683. A bill to amend title I of the Employee Retirement Income Security Act of 1974 to require in the annual report of each defined benefit pension plan disclosure of plan investments in hedge funds; to the Committee on Education and Labor.

By Mr. CHANDLER:

H.R. 2684. A bill to authorize an independent review of the Federal Aviation Administration's aviation safety-related research programs, and in particular those pro-

grams related to air traffic control and runway safety, and for other purposes; to the Committee on Science and Technology.

By Mr. HILL (for himself, Ms. HERSETH SANDLIN, Ms. HARMAN, Mr. BOSWELL, Mr. MOORE of Kansas, Mr. CARDOZA, Mr. ROSS, Mr. BARROW, Mr. COOPER, Mr. BISHOP of Georgia, Mr. TAYLOR, Mrs. GILLIBRAND, Mr. TANNER, Mr. MELANCON, Mr. CHANDLER, Mr. HOLDEN, Mr. SALAZAR, Mr. WILSON of Ohio, Mr. BERRY, Mr. MCINTYRE, Mr. MICHAUD, Mr. THOMPSON of California, Mr. SHULER, Mr. PATRICK MURPHY of Pennsylvania, Mr. MATHE-SON, and Mr. BOYD of Florida):

H.R. 2685. A bill to amend the Balanced Budget and Emergency Deficit Control Act of 1985 and the Congressional Budget Act of 1974 to extend the discretionary spending caps and the pay-as-you-go requirement, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HILL (for himself, Mr. MOORE of Kansas, Mr. SHULER, Mr. MELANCON, Mr. PATRICK MURPHY of Pennsylvania, Mr. BARROW, Mr. MATHESON, Mr. TANNER, Mr. BOYD of Florida, and Mr. ROSS):

H.R. 2686. A bill to amend the Balanced Budget and Emergency Control Act of 1985 to extend the pay-as-you-go provisions through fiscal year 2012; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LAHOOD:

H.R. 2687. A bill to amend title 39, United States Code, to prevent certain types of mail matter from being sent by a Member of the House of Representatives as part of a mass mailing; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RODRIGUEZ (for himself, Mr. GOHMERT, Mr. POE, Mr. SAM JOHNSON of Texas, Mr. HALL of Texas, Mr. HENSARLING, Mr. BARTON of Texas, Mr. CULBERSON, Mr. BRADY of Texas, Mr. AL GREEN of Texas, Mr. MCCAUL of Texas, Mr. CONAWAY, Ms. GRANGER, Mr. THORNBERRY, Mr. PAUL, Mr. HINOJOSA, Mr. REYES, Mr. EDWARDS, Ms. JACKSON-LEE of Texas, Mr. NEUGEBAUER, Mr. GONZALEZ, Mr. SMITH of Texas, Mr. LAMPSON, Mr. MARCHANT, Mr. DOGGETT, Mr. BURGESS, Mr. ORTIZ, Mr. CUELLAR, Mr. GENE GREEN of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CARTER, and Mr. SESSIONS):

H.R. 2688. A bill to designate the facility of the United States Postal Service located at 103 South Getty Street in Uvalde, Texas, as the "Dolph S. Briscoe, Jr. Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. RODRIGUEZ (for himself, Mr. KENNEDY, Mr. SIRES, and Mr. PEARCE):

H.R. 2689. A bill to require the Secretary of Veterans Affairs to establish a program for the provision of readjustment and mental health services to veterans who served in Operation Iraqi Freedom and Operation Enduring Freedom, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. TIERNEY (for himself, Mr. GEORGE MILLER of California, Mr.

HINOJOSA, Ms. MCCOLLUM of Minnesota, Mr. BISHOP of New York, Ms. CLARKE, Mr. CLEAVER, Mr. COHEN, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. ELLISON, Mr. EMANUEL, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Ms. HIRONO, Mr. HOLT, Mr. JEFFERSON, Mr. KUCINICH, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mr. NADLER, Mr. OBERSTAR, Mr. ORTIZ, Mr. PAYNE, Ms. SCHAKOWSKY, Ms. SLAUGHTER, Mr. STARK, Ms. WATSON, Mr. WEXLER, and Ms. WOOLSEY):

H.R. 2690. A bill to address rising college tuition by strengthening the compact between the States, the Federal Government, and institutions of higher education to make college more affordable; to the Committee on Education and Labor.

By Mr. WALZ of Minnesota (for himself, Mr. PETERSON of Minnesota, Mr. ELLISON, Ms. MCCOLLUM of Minnesota, Ms. KAPTUR, and Mr. BOSWELL):

H.R. 2691. A bill to amend the Internal Revenue Code of 1986 to provide additional incentives for facilities producing electricity from wind; to the Committee on Ways and Means.

By Mrs. GILLIBRAND (for herself, Mr. BARROW, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BOREN, Mr. BOSWELL, Mr. BOYD of Florida, Mr. CARDOZA, Mr. CHANDLER, Mr. COOPER, Mr. LINCOLN DAVIS of Tennessee, Mr. ELLSWORTH, Ms. HARMAN, Ms. HERSETH SANDLIN, Mr. HILL, Mr. MAHONEY of Florida, Mr. MARSHALL, Mr. MATHESON, Mr. MCINTYRE, Mr. MELANCON, Mr. MICHAUD, Mr. MOORE of Kansas, Mr. PATRICK MURPHY of Pennsylvania, Mr. ROSS, Mr. SALAZAR, Mr. TANNER, Mr. TAYLOR, Mr. THOMPSON of California, and Mr. WILSON of Ohio):

H.J. Res. 45. A joint resolution proposing a balanced budget amendment to the Constitution of the United States; to the Committee on the Judiciary.

By Mr. FILNER:

H. Con. Res. 168. Concurrent resolution urging the President to authorize the return to the people of the Philippines of two church bells that were taken by the United States Army in 1901 from the town of Balangiga on the island of Samar, Philippines, and are currently displayed at F.E. Warren Air Force Base, Wyoming; to the Committee on Foreign Affairs.

By Mr. BRADY of Pennsylvania:

H. Res. 478. A resolution electing a member to the Joint Committee on Printing; considered and agreed to.

By Mr. BOEHNER (for himself, Mr. BLUNT, Mr. PUTNAM, Mr. MCCOTTER, Ms. GRANGER, Mr. CARTER, Mr. COLE of Oklahoma, Mr. DREIER, and Mr. CANTOR):

H. Res. 479. A resolution to amend the Rules of the House of Representatives to provide for enforcement of clause 9 of rule XXI of the Rules of the House of Representatives; to the Committee on Rules.

By Mr. GALLEGLEY (for himself, Mr. WEXLER, Mr. SMITH of New Jersey, Mr. LANTOS, Mr. KING of New York, and Mr. NEAL of Massachusetts):

H. Res. 482. A resolution expressing support for the new power-sharing government in Northern Ireland; to the Committee on Foreign Affairs.

By Mr. RODRIGUEZ:

H. Res. 483. A resolution recognizing the 63rd Anniversary of Big Bend National Park, established on June 12, 1944; to the Committee on Natural Resources.

By Mr. SHULER (for himself, Mr. CHANDLER, Ms. HARMAN, Mr. BARROW, Mr. CARDOZA, Mr. COOPER, Mr. COSTA, Mrs. GILLIBRAND, Mr. MOORE of Kansas, Mr. ROSS, Mr. TANNER, Mr. TAYLOR, Ms. HERSETH SANDLIN, Mr. WILSON of Ohio, Mr. SALAZAR, Mr. SCHIFF, Mr. MELANCON, Mr. BOYD of Florida, Mr. MCINTYRE, Mr. MICHAUD, Mr. HILL, Mr. ELLSWORTH, Mr. MATHESON, Mr. BISHOP of Georgia, Mr. PATRICK MURPHY of Pennsylvania, Mr. BERRY, Mr. LINCOLN DAVIS of Tennessee, and Mr. MAHONEY of Florida):

H. Res. 484. A resolution amending the Rules of the House of Representatives to strengthen the budget process; to the Committee on Rules.

PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. LANTOS introduced a bill (H.R. 2692) for the relief of Lucrecia Ramos-Chamana de Zevallos; which was referred to the Committee on the Judiciary.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 135: Mr. DAVIS of Illinois.
 H.R. 169: Mr. COBLE.
 H.R. 180: Mr. CLAY.
 H.R. 241: Mr. STEARNS.
 H.R. 272: Mr. STEARNS.
 H.R. 369: Mr. ROTHMAN and Mr. GORDON.
 H.R. 410: Ms. BERKLEY.
 H.R. 526: Mr. HASTINGS of Florida.
 H.R. 549: Mr. GERLACH.
 H.R. 551: Mr. GENE GREEN of Texas.
 H.R. 566: Ms. SUTTON.
 H.R. 618: Mr. JONES of North Carolina.
 H.R. 642: Mr. ORTIZ and Ms. NORTON.
 H.R. 643: Ms. HIRONO.
 H.R. 676: Mr. THOMPSON of Mississippi.
 H.R. 695: Mrs. MILLER of Michigan, Mr. MILLER of North Carolina, Mr. THOMPSON of Mississippi, and Ms. WASSERMAN SCHULTZ.
 H.R. 719: Ms. FOX, Mr. FOSSELLA, Ms. GIFFORDS, Ms. BERKLEY, Mr. BURTON of Indiana, Mr. FORTUÑO, Mr. FRANKS of Arizona, Mr. KLEIN of Florida, and Mr. CALVERT.
 H.R. 724: Mr. STEARNS.
 H.R. 726: Mr. PALLONE and Mr. PAYNE.
 H.R. 736: Mrs. MUSGRAVE.
 H.R. 782: Mr. JOHNSON of Georgia and Mr. STEARNS.
 H.R. 788: Mr. GEORGE MILLER of California, Mr. CLAY, and Mr. MCGOVERN.
 H.R. 821: Mr. KANJORSKI.
 H.R. 840: Mr. RYAN of Ohio and Mr. SCOTT of Georgia.
 H.R. 906: Mr. BARTLETT of Maryland.
 H.R. 923: Mr. MILLER of North Carolina.
 H.R. 934: Mr. GOODE.
 H.R. 970: Mr. PETERSON of Minnesota.
 H.R. 971: Mr. PRICE of Georgia.
 H.R. 980: Mr. CONYERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. THOMPSON of Mississippi, and Ms. LORETTA SANCHEZ of California.
 H.R. 1043: Mr. ABERCROMBIE.
 H.R. 1063: Mr. STEARNS.
 H.R. 1076: Mr. MILLER of North Carolina, Mr. PITTS, and Ms. BALDWIN.
 H.R. 1104: Mr. CONYERS.
 H.R. 1108: Mr. KUCINICH.
 H.R. 1125: Mr. LINCOLN DAVIS of Tennessee, Mr. HINOJOSA, Mr. EMANUEL, Mr. HINCHEY, Mr. BISHOP of Utah, Mr. TOWNS, Mr. REHBERG, Mr. NEUGEBAUER, and Mr. SIRE.

H.R. 1134: Mr. BAIRD, Mrs. BACHMANN, Mr. UDALL of Colorado, Mr. FILNER, Mr. BARROW, and Mr. ABERCROMBIE.

H.R. 1188: Mr. POMEROY.
 H.R. 1222: Ms. GIFFORDS.
 H.R. 1228: Mr. FORTENBERRY.
 H.R. 1236: Mr. CARNAHAN and Mr. LATHAM.
 H.R. 1237: Mr. WEINER.
 H.R. 1279: Mr. KENNEDY, Mr. FORTUÑO, Mr. SOUDER, Mr. MICHAUD, Mr. KUCINICH, and Mr. PETERSON of Minnesota.

H.R. 1293: Mr. UDALL of Colorado, Mr. DICKS, Mr. NADLER, Mr. CLEAVER, Mr. GONZALEZ, Mr. BERRY, Mr. GINGREY, and Ms. BEAN.

H.R. 1295: Mr. SAM JOHNSON of Texas and Mr. DOOLITTLE.

H.R. 1303: Mr. HILL.
 H.R. 1308: Mr. LEVIN.
 H.R. 1318: Mr. ARCURI.
 H.R. 1338: Mr. YARMUTH.
 H.R. 1342: Mr. TANCREDO.
 H.R. 1371: Mr. DINGELL.
 H.R. 1395: Mr. CRENSHAW.
 H.R. 1399: Mrs. MILLER of Michigan, Mr. REYNOLDS, Mr. WICKER, and Mr. BURTON of Indiana.

H.R. 1415: Mr. RANGEL and Ms. ESHOO.
 H.R. 1416: Mr. RANGEL and Ms. MATSUI.
 H.R. 1418: Ms. HERSETH SANDLIN.

H.R. 1421: Mr. PENCE, Mr. TIAHRT, Mr. REICHERT, Mr. PUTNAM, and Mr. PICKERING.
 H.R. 1422: Mr. COSTA.
 H.R. 1426: Ms. PRYCE of Ohio.

H.R. 1461: Mr. DAVIS of Illinois and Ms. HIRONO.

H.R. 1472: Mr. UDALL of New Mexico.
 H.R. 1474: Ms. LINDA T. SANCHEZ of California, Mr. COOPER, Mr. SERRANO, Mr. MILLER of North Carolina, Mr. CAPUANO, Mr. REHBERG, and Mr. DEFazio.

H.R. 1498: Ms. NORTON.
 H.R. 1509: Mr. MEEK of Florida.
 H.R. 1514: Mr. BOZMAN.

H.R. 1524: Ms. SLAUGHTER, Mr. HODES, Ms. HERSETH SANDLIN, Ms. SUTTON, Mr. RAHALL, and Mrs. BOYDA of Kansas.

H.R. 1534: Ms. SOLIS and Mr. KUCINICH.
 H.R. 1540: Mr. PAUL, Mr. TOM DAVIS of Virginia, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1542: Mr. MCDERMOTT.
 H.R. 1554: Mr. ABERCROMBIE.

H.R. 1556: Mr. ROSKAM, Mr. PICKERING, and Mr. ELLSWORTH.

H.R. 1567: Mr. ORTIZ.
 H.R. 1589: Mr. PAUL.
 H.R. 1613: Mr. WALBERG.

H.R. 1614: Mr. SERRANO, Mr. WEINER, Mr. LOEBSACK, Mr. MCNERNEY, Mr. YARMUTH, Ms. HIRONO, and Ms. KAPTUR.

H.R. 1663: Mr. WEINER and Mr. TIERNEY.
 H.R. 1682: Mr. PATRICK MURPHY of Pennsylvania and Ms. SHEA-PORTER.

H.R. 1687: Mr. FILNER, Mr. MCGOVERN, Mr. THOMPSON of Mississippi, Mr. MEEKS of New York, and Ms. HARMAN.

H.R. 1688: Mr. WELCH of Vermont and Ms. ZOE LOFGREN of California.

H.R. 1691: Mr. MCDERMOTT and Mr. BAIRD.
 H.R. 1707: Ms. SUTTON and Mr. MORAN of Virginia.

H.R. 1713: Mrs. MALONEY of New York, Mr. RUSH, Mr. KUCINICH, Mr. MCDERMOTT, Mr. DAVIS of Illinois, and Ms. SLAUGHTER.

H.R. 1718: Mr. MILLER of North Carolina and Mr. MEEKS of New York.

H.R. 1743: Mr. MCGOVERN.
 H.R. 1801: Mr. SESSIONS and Mr. SPRATT.
 H.R. 1814: Mrs. MYRICK and Mr. LUCAS.

H.R. 1819: Mr. CONYERS.
 H.R. 1871: Mr. WEXLER.
 H.R. 1877: Mr. CHANDLER.

H.R. 1884: Mr. PETERSON of Minnesota, Mrs. BACHMANN, and Mr. CAPUANO.

H.R. 1959: Mr. SOUDER and Mr. MCHUGH.
 H.R. 1964: Mr. JOHNSON of Georgia.

H.R. 1969: Mr. WOLF and Mrs. BLACKBURN.

H.R. 2007: Mr. KENNEDY.
 H.R. 2016: Ms. WOOLSEY and Mr. BAIRD.
 H.R. 2035: Ms. HOOLEY.
 H.R. 2045: Mr. SALAZAR and Mr. FORTUÑO.
 H.R. 2066: Mr. GERLACH.
 H.R. 2075: Ms. SCHWARTZ.
 H.R. 2095: Mr. MCGOVERN, Mr. LYNCH, Mr. HOLT, and Ms. KAPTUR.
 H.R. 2125: Mr. MILLER of North Carolina, Mr. HOLT, and Mr. ANDREWS.
 H.R. 2134: Mr. STEARNS.
 H.R. 2158: Mr. STEARNS.
 H.R. 2164: Mr. ABERCROMBIE.
 H.R. 2165: Mr. HALL of New York, Mr. SPRATT, Ms. BERKLEY, Mr. CARNEY, and Mr. VAN HOLLEN.
 H.R. 2173: Ms. GIFFORDS.
 H.R. 2183: Mr. SIMPSON, Mr. WICKER, Mr. KINGSTON, Mr. EVERETT, Mr. TIBERI, Mr. LATOURETTE and Ms. PRYCE of Ohio.
 H.R. 2234: Mrs. MALONEY of New York, Mr. DEFAZIO, Mr. RAHALL, Mr. WAMP, and Mr. COHEN.
 H.R. 2235: Mr. HARE.
 H.R. 2267: Ms. PRYCE of Ohio.
 H.R. 2295: Mr. KUHL of New York and Mr. SHULER.
 H.R. 2298: Mr. LUCAS and Mr. SHULER.
 H.R. 2303: Mr. DAVIS of Illinois; Mr. ARCURI.
 H.R. 2305: Mr. DAVIS of Alabama.
 H.R. 2312: Mr. GOHMERT, Mr. SOUDER, and Mr. WAMP.
 H.R. 2327: Mr. MILLER of North Carolina, Ms. ROS-LEHTINEN, Ms. SCHWARTZ, and Mr. MARKEY.
 H.R. 2329: Mr. REYNOLDS.
 H.R. 2385: Mr. PASTOR.
 H.R. 2394: Mr. WOLF.
 H.R. 2398: Mr. WHITFIELD.
 H.R. 2416: Mr. HELLER.
 H.R. 2417: Mr. COHEN.
 H.R. 2426: Mr. BRALEY of Iowa.
 H.R. 2432: Mr. WHITFIELD and Mr. SOUDER.
 H.R. 2435: Mr. CONYERS and Mr. KUCINICH.
 H.R. 2436: Mr. CONYERS.
 H.R. 2443: Mr. GOHMERT, Mr. BOOZMAN, Mr. NEUGEBAUER, Mr. KANJORSKI, Mr. BARTLETT of Maryland, and Mr. SHERMAN.
 H.R. 2457: Mr. JACKSON of Illinois and Mr. KUCINICH.
 H.R. 2464: Mr. GORDON, Mr. GENE GREEN of Texas, and Mr. CLEAVER.
 H.R. 2471: Mr. YOUNG of Alaska, Mr. GILLMOR, and Mr. LAMBORN.
 H.R. 2480: Mr. PATRICK MURPHY of Pennsylvania.
 H.R. 2483: Mr. MARIO DIAZ-BALART of Florida and Mr. NEUGEBAUER.
 H.R. 2492: Mrs. MYRICK.
 H.R. 2511: Mr. GENE GREEN of Texas and Mr. RAMSTAD.
 H.R. 2551: Mr. KING of Iowa.
 H.R. 2564: Mr. ELLSWORTH.
 H.R. 2580: Mr. PENCE and Mr. RAMSTAD.
 H.R. 2599: Ms. CORRINE BROWN of Florida.
 H.R. 2611: Mr. DEFAZIO and Ms. LINDA T. SANCHEZ of California.
 H.R. 2635: Mr. BRALEY of Iowa, Mr. CLAY, Mr. CUMMINGS, Mr. HODES, Mr. KUCINICH, Mr. LYNCH, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Ms. NORTON, Mr. SARBANES, Mr. VAN HOLLEN, Ms. WATSON, Mr. WELCH of Vermont, and Mr. YARMUTH.
 H.R. 2637: Mr. LOEBSACK.
 H.R. 2640: Mr. SHERMAN.
 H. Con. Res. 75: Mr. DAVIS of Illinois, Ms. KILPATRICK, Ms. HIRONO, and Ms. MCCOLLUM of Minnesota.
 H. Con. Res. 81: Mr. VAN HOLLEN.
 H. Con. Res. 97: Mr. DENT and Mr. SHAYS.
 H. Con. Res. 125: Mr. TIERNEY, Mr. KING of New York, and Mr. CRENSHAW.
 H. Con. Res. 136: Mr. PENCE.
 H. Con. Res. 147: Mr. HASTINGS of Florida, Ms. MATSUI, Mr. ABERCROMBIE, Mr. TAYLOR, Mr. CULBERSON, and Mr. HALL of Texas.
 H. Con. Res. 155: Mr. GENE GREEN of Texas.

H. Res. 54: Mr. LATOURETTE.
 H. Res. 101: Mr. PATRICK MURPHY of Pennsylvania.
 H. Res. 111: Mr. TIBERI and Mr. COURTNEY.
 H. Res. 121: Mrs. TAUSCHER, Mr. CHANDLER, Mr. RYAN of Ohio, Mr. BOYD of Florida, and Mr. PASTOR.
 H. Res. 185: Mr. PENCE.
 H. Res. 194: Mr. SHERMAN and Ms. KAPTUR.
 H. Res. 231: Mr. BAKER, Mr. JONES of North Carolina, and Mr. PENCE.
 H. Res. 245: Mr. CROWLEY.
 H. Res. 282: Mr. CONYERS, Mr. TOWNS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DELAHUNT, and Mr. WYNN.
 H. Res. 303: Mr. HINCHEY, Mr. VAN HOLLEN, Ms. ZOE LOFGREN of California, Ms. BORDALLO, Mr. RAMSTAD, and Mr. BURTON of Indiana.
 H. Res. 333: Ms. WATERS.
 H. Res. 380: Mr. MCNULTY, Mr. DANIEL E. LUNGREN of California, Mrs. MYRICK, Ms. BORDALLO, Mr. SESSIONS, Mr. WESTMORELAND, Mr. SMITH of Washington, Ms. KILPATRICK, Mr. RAMSTAD, Mr. BOOZMAN, Mr. MORAN of Virginia, Mr. FALEOMAVAEGA, Mr. WALBERG, Mr. BUYER, Mr. SMITH of New Jersey, and Mr. DAVIS of Illinois.
 H. Res. 416: Mr. SOUDER.
 H. Res. 442: Mr. THORNBERRY, Mr. MARCHANT, Mr. FILNER, Mrs. GILLIBRAND, Mr. KAGEN, Mr. LOEBSACK, Mrs. MUSGRAVE, Mr. EVERETT, Mr. KIRK, Mr. MATHESON, Mr. CONAWAY, Mr. SCHIFF, Mr. LARSON of Connecticut, Mr. BARRETT of South Carolina, Mr. TANNER, Mr. BARROW, Mr. LINCOLN DAVIS of Tennessee, Mr. ROSS, Mr. WILSON of South Carolina, Mr. LOBIONDO, Mr. POMEROY, Mr. ROTHMAN, Mr. SALAZAR, Mr. GORDON, Mr. WHITFIELD, Mr. TIAHRT, Mr. RADANOVICH, Mr. MITCHELL, Mr. CAMP of Michigan, and Mr. WAMP.
 H. Res. 457: Mr. SMITH of New Jersey.
 H. Res. 467: Mr. PENCE, Mr. WOLF, and Mr. CAPUANO.
 H. Res. 477: Mr. KANJORSKI.

AMENDMENTS

Under clause 8 of rule XVIII, proposed amendments were submitted as follows:

H.R. 2638

OFFERED BY: MR. TANCREDO

AMENDMENT NO. 95: At the end of the bill (before the short title), insert the following: SEC. ____ None of the funds made available by this Act may be used to administer any extension of designation made under section 244(b) of the Immigration and Nationality Act with respect to Honduras, or Nicaragua.

H.R. 2638

OFFERED BY: MR. DEAL OF GEORGIA

AMENDMENT NO. 96: At the end of the bill (before the short title) insert the following new section:

SEC. ____ None of the funds made available in this Act may be used to destroy or put to pasture any horse or mule belonging to the United States that has become unfit for service.

H.R. 2638

OFFERED BY: MR. JINDAL

AMENDMENT NO. 97: Page 38, line 17, after the dollar amount, insert "(reduced by \$5,000,000)".

Page 44, line 20, after the dollar amount, insert "(increased by \$5,000,000)".

H.R. 2638

OFFERED BY: MR. MCCAUL OF TEXAS

AMENDMENT NO. 98: Page 17, strike the proviso beginning on line 2.

H.R. 2638

OFFERED BY: MR. MCCAUL OF TEXAS

AMENDMENT NO. 99: Strike section 531 (page 69, beginning at line 4).

H.R. 2638

OFFERED BY: MR. SHUSTER

AMENDMENT NO. 100: Page 24, line 17, strike the period and insert the following: "Provided further, That \$1,000,000 may not be obligated for transportation security support until the Secretary submits to the Committees on Appropriations of the Senate and the House of Representatives a report studying the feasibility of a program to check passenger manifests of international flights that over-fly the territory of the United States against terrorist watch lists."

H.R. 2638

OFFERED BY: MR. REICHERT

AMENDMENT NO. 101: Page 2 line 9, after the dollar amount insert "(reduced by \$1,000,000)".

Page 2 line 16, after the dollar amount insert "(reduced by \$3,000,000)".

Page 4 line 24, after the dollar amount insert "(increased by \$10,000,000)".

Page 6 line 5, after the dollar amount insert "(reduced by \$6,000,000)".

H.R. 2638

OFFERED BY: MR. DENT

AMENDMENT NO. 102: Page 33, line 15, after "of which" insert the following: "\$853,690,000 is for protective missions and".

H.R. 2638

OFFERED BY: MR. KING OF IOWA

AMENDMENT NO. 103: Page 17, line 23, after the dollar amount, insert "(reduced by \$4,100,000) (increased by \$4,100,000)".

H.R. 2638

OFFERED BY: MR. KING OF IOWA

AMENDMENT NO. 104: Page 6, line 5, after the first dollar amount, insert "(reduced by \$1,000,000) (increased by \$1,000,000)".

H.R. 2638

OFFERED BY: MR. KING OF IOWA

AMENDMENT NO. 105: Page 17, line 23, after the dollar amount, insert "(reduced by \$5,000,000) (increased by \$5,000,000)".

H.R. 2638

OFFERED BY: MR. SOUDER

AMENDMENT NO. 106: Page 16, line 20, strike "Provided, That no aircraft" and insert "Provided further, That no aircraft".

Page 16, line 20, insert after the colon the following: "Provided, That of the amount made available under this heading, \$100,000,000 may not be obligated until Congress receives a report detailing the number of requests United States Customs and Border Protection receives for use of air and marine assets by United States Immigration and Customs Enforcement and other Federal, State, and local agencies and the number of such requests that are denied."

H.R. 2638

OFFERED BY: MR. SOUDER

AMENDMENT NO. 107: Page 25, line 3, after the first dollar amount, insert "(reduced by \$21,500,000)".

Page 31, line 13, after the dollar amount, insert "(reduced by \$8,000,000)".

Page 26, line 10, after the first dollar amount, insert "(increased by \$29,500,000)".

Page 26, line 22, after the dollar amount, insert "(increased by \$29,500,000)".

Page 26, line 25, after the dollar amount, insert "(increased by \$29,500,000)".

H.R. 2638

OFFERED BY: MR. SOUDER

AMENDMENT NO. 108: At the end of the bill (before the short title), insert the following: SEC. 544. None of the funds made available in this Act may be used to administer or advertise any policy of the Department of Homeland Security to provide lawful status

to aliens unlawfully present in the United States under any provision of law not in effect on the date of the enactment of this Act.

H.R. 2638

OFFERED BY: MR. GALLEGLY

AMENDMENT No. 109: At the end of the bill (before the short title), insert the following:
SEC. ____ None of the funds made available in this Act may be used to pay a Federal contractor who is not participating in the basic pilot program described in section 403(a) of the Illegal Immigration Reform and Immigrant Responsibility Act.

H.R. 2638

OFFERED BY: MR. DEAL OF GEORGIA

AMENDMENT No. 110: At the end of the bill (before the short title), insert the following:
SEC. 544. None of the funds made available in this Act may be used to provide assistance to any State or local government which has notified the Department of Homeland Security of its failure or refusal, in contravention of Federal law, to assist in the enforcement of Federal immigration laws.

H.R. 2638

OFFERED BY: MRS. BLACKBURN

AMENDMENT No. 111: Page 11, line 24, after the dollar amount, insert "(increased by 1,684,000,000)".

Page 11, line 25, insert before the colon the following: "for the Secretary of Homeland Security to provide for at least two layers of reinforced fencing, the installation of additional physical barriers, roads, lighting, cameras, and sensors in the following amounts and areas: \$66,000,000 for extending from 10 miles west of the Tecate, California, port of entry to 10 miles east of the Tecate, California, port of entry, \$1,360,000,000 for extending from 10 miles west of the Calexico, California, port of entry to 5 miles east of the Douglas, Arizona, port of entry, \$317,000,000 for extending from 5 miles west of the Columbus, New Mexico, port of entry to 10 miles east of El Paso, Texas, \$218,000,000 for extending from 5 miles northwest of the Del Rio, Texas, port of entry to 5 miles southeast of the Eagle Pass, Texas, port of entry, and \$723,000,000 for extending 15 miles northwest of the Laredo, Texas, port of entry to the Brownsville, Texas, port of entry".

Page 15, line 14, strike "makes every effort" and insert "makes a reasonable effort".
Page 22, line 9, after the dollar amount, insert "(reduced by \$200,000,000)".

Page 40, line 10, after the dollar amount, insert "(reduced by \$150,000,000)".

Page 40, line 17, after the dollar amount, insert "(reduced by \$200,000,000)".

Page 44, line 20, after the dollar amount, insert "(reduced by \$1,134,000,000)".

H.R. 2638

OFFERED BY: MR. BUYER

AMENDMENT No. 112: Page 17, line 23, after the dollar amount, insert "(increased by \$15,700,000)".

Page 45, line 11, after the dollar amount, insert "(reduced by \$15,700,000)".

H.R. 2638

OFFERED BY: MR. LATOURETTE

AMENDMENT No. 113: At the end of title V, add the following new section:

SEC. ____ None of the funds made available in this Act may be used to implement any plan developed under section 7209(b)(1) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458; 8 U.S.C. 1185 note) before June 1, 2009.

H.R. 2638

OFFERED BY: MR. KUHL OF NEW YORK

AMENDMENT No. 114: Page 8, line 5, insert before the period the following: "Provided further, That the Comptroller General of the

United States and the Secretary of Homeland Security conduct a study that examines the potentially adverse economic impact of the requirement for land and sea travelers of the Western Hemisphere Travel Implementation Act (WHTI) upon businesses in neighboring regions."

H.R. 2638

OFFERED BY: MR. KUHL OF NEW YORK

AMENDMENT No. 115: Page 8, line 5, insert before the period the following: "Provided further, That the Comptroller General of the United States and the Secretary of Homeland Security conduct a study that examines security at the Northern Border, evaluates the ability of United States Customs and Border Protection to identify and stop all potential threats from crossing the Northern Border, lists all breaches of security and the reason for such breaches since 2005, and contains recommendations to concerning how and what must be done to improve United States Customs and Border Protection and security at the Northern border."

H.R. 2638

OFFERED BY: MRS. MILLER OF MICHIGAN

AMENDMENT No. 116: Page 39, line 26, strike "80" and insert "95".

Page 41, line 16, strike "80" and insert "95".

H.R. 2638

OFFERED BY: MRS. CAPITO

AMENDMENT No. 117: Page 2, line 16, after the dollar amount insert "(reduced by \$50,000,000)".

Page 11, line 24, after the dollar amount insert "(increased by \$50,000,000)".

H.R. 2638

OFFERED BY: MR. KING OF NEW YORK

AMENDMENT No. 118: At the end of Title IV insert the following new section:

SEC. ____ The amounts otherwise provided by this Act are revised by reducing the amount made available for "Federal Emergency Management Agency—Emergency Management Performance Grants" by \$35,000,000, by reducing the amount made available for "Coast Guard—Research, Development, Test, and Evaluation" by \$5,000,000, and by increasing the amount made available for "Domestic Nuclear Detection Office—Systems Acquisition" by \$40,000,000 to carry out the mission and responsibilities of the Domestic Nuclear Detection Office authorized in paragraphs (1), (2), (3), and (4)(A) of the second section 1802(a) of the Homeland Security Act of 2002 (6 U.S.C. 592(a)).

H.R. 2638

OFFERED BY: MS. JACKSON-LEE OF TEXAS

AMENDMENT No. 119: On Page 3, line 19, insert after the dollar amount "(reduced by \$5,000,000)".

On Page 38, line 17, insert after the dollar amount "(increased by \$5,000,000)".

H.R. 2638

OFFERED BY: MR. MCHENRY

AMENDMENT No. 120: At the end of the bill (before the short title), insert the following:
SEC. 544. Of the funds appropriated in this Act under the heading "FEDERAL EMERGENCY MANAGEMENT AGENCY—STATE AND LOCAL PROGRAMS" for law enforcement terrorism prevention grants pursuant to section 1014 of the USA PATRIOT ACT (42 U.S.C. 3714), not more than \$30,000,000 shall be available for Operation Stonegarden.

H.R. 2638

OFFERED BY: MR. MCHENRY

AMENDMENT No. 121: Page 18, line 25, insert before the period at the end the following: "Provided further, That, of the funds made available under this heading, \$30,000,000 is for

carrying out section 287(g) of the Immigration and Nationality Act (8 U.S.C. 1357(g))".

H.R. 2638

OFFERED BY: MR. MCHENRY

AMENDMENT No. 122: At the end of the bill (before the short title), insert the following:

SEC. 544. None of the funds made available in this Act may be used to provide an immigration benefit to an alien who is unlawfully present in the United States. For purposes of the preceding sentence, the term "immigration benefit" includes, among other benefits, immigrant and nonimmigrant visas, adjustment of status, change of nonimmigrant classification, employment authorization, and admission into the United States (as such terms are used or defined in the Immigration and Nationality Act (8 U.S.C. 1101 et seq.)).

H.R. 2638

OFFERED BY: MR. MCHENRY

AMENDMENT No. 123: Page 3, line 19, after the dollar amount insert "(increased by \$17,000,000)".

Page 3, line 21, after the dollar amount insert "(increased by \$17,000,000)".

Page 38, line 17, after the dollar amount insert "(reduced by \$17,000,000)".

H.R. 2638

OFFERED BY: MR. MCHENRY

AMENDMENT No. 124: Page 2, line 16, after the dollar amount, insert "(decreased by \$30,000,000)".

Page 39, line 14, after the dollar amount, insert "(increased by \$30,000,000)".

Page 41, line 7, after the dollar amount, insert "(increased by \$30,000,000)".

H.R. 2638

OFFERED BY: MR. MCHENRY

AMENDMENT No. 125: Page 2, line 16, after the dollar amount, insert "(reduced by \$34,000,000)".

Page 48, line 9, after the dollar amount, insert "(increased by \$30,000,000)".

H.R. 2638

OFFERED BY: MR. CANTOR

AMENDMENT No. 126: Page 72, line 22, after "statute" insert the following: "(except a mechanism included in this Act)".

H.R. 2638

OFFERED BY: MR. CANTOR

AMENDMENT No. 127: Page 73, after line 4, insert the following new subsection:

(c) For the purposes of this section, the term "other mechanism that is required by statute" does not include any provision of this Act that specifies by name or specific physical location the intended recipient of a grant or contract.

H.R. 2641

OFFERED BY: MR. BISHOP OF NEW YORK

AMENDMENT No. 1: At the end of the bill, before the short title, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used by the Federal Energy Regulatory Commission to review the application for the Broadwater Energy proposal, dockets CP06-54-000, CP06-55-000, and CP06-56-000.

H.R. 2641

OFFERED BY: MR. BURGESS

AMENDMENT No. 2: Page 18, line 10, after the dollar amount insert "(increased by \$1,500,000)".

Page 20, line 10, after the dollar amount insert "(reduced by \$1,500,000)".

H.R. 2641

OFFERED BY: MRS. CAPITO

AMENDMENT No. 3: Page 25, line 14, after the second dollar amount insert "(reduced by \$30,000,000)".

Page 37, line 19, after the dollar amount insert “(increased by \$30,000,000)”.

H.R. 2641

OFFERED BY: MR. SPACE

AMENDMENT NO. 4: Page 25, line 14, after the second dollar amount insert “(reduced by \$30,000,000)”.

Page 37, line 19, after the dollar amount insert “(increase by \$30,000,000)”.

H.R. 2642

OFFERED BY: MR. GARRETT OF NEW YORK

AMENDMENT NO. 1: Page 30, line 14, after the dollar amount, insert “(reduced by \$10,000,000)”.

Page 36, line 11, after the dollar amount, insert “(increased by \$10,000,000)”.

H.R. 2642

OFFERED BY: MR. BLUMENAUER

AMENDMENT NO. 2: Under the heading “BASE REALIGNMENT AND CLOSURE ACCOUNT 1990”, insert after the dollar amount the following: “(increased by \$50,000,000)”.

Under the heading “BASE REALIGNMENT AND CLOSURE ACCOUNT 2005”, insert after the dollar amount the following: “(reduced by \$201,000,000)”.

H.R. 2642

OFFERED BY: MR. HALL OF NEW YORK

AMENDMENT NO. 3: At the end of the bill (before the short title), insert the following:

SEC. ____ . None of the funds made available in this Act may be used to provide to any officer of the Department of Veterans Affairs who is appointed by the President, by and with the consent of the Senate, or to any Deputy Under Secretary or Deputy Assistant Secretary of the Department of Veterans Affairs a performance award under section 5384 of title 5, United States Code, or a performance-based cash award under section 4505a of such title.

H.R. 2642

OFFERED BY: MRS. CAPITO

AMENDMENT NO. 4: Page 30, line 8, after “appropriation”, insert “: *Provided further*, That \$10,000,000 of such funds may not be ob-

ligated or expended until the Secretary of Veterans Affairs submits to the House of Representatives an executable plan, to be implemented not later than January 1, 2010, for maintaining medical records that are interoperable between the Department of Veterans Affairs and the Department of Defense”.

H.R. 2642

OFFERED BY: MRS. CAPITO

AMENDMENT NO. 5: Page 44, after line 22, insert the following new section:

SEC. ____ . The Secretary of Veterans Affairs shall carry out a pilot program in five rural states to provide specific case managers for traumatic brain injury patients in Department of Veterans Affairs facilities. In carrying out the pilot program, the Secretary shall—

(1) coordinate with local medical centers and Department of Veterans Affairs facilities to properly train the case managers;

(2) determine an appropriate ratio of patients to each case manager to ensure patients receive proper and efficient treatment;

(3) utilize case managers to enter into contracts with local private health care providers to provide local care to traumatic brain injury patients who are eligible to receive care at Department of Veterans Affairs medical facilities, if appropriate, so such patients are not forced to travel long distances to receive care; and

(4) reimburse private providers for the care provided to traumatic brain injury patients who are eligible to receive care at Department of Veterans Affairs medical facilities when no appropriate Department facility is available.

H.R. 2643

OFFERED BY: MR. SALAZAR

AMENDMENT NO. 1: Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. No funds made available by this Act may be used to open to oil and gas leas-

ing any lands in Colorado that were formerly designated as Naval Oil Shale Reserves 1 and 3 that were not open to such leasing on May 15, 2007, and that are located within the rim boundary, as such boundary is depicted on Map 1 accompanying the Bureau of Land Management's final Resource Management Plan Amendment and Environmental Impact Statement for the Roan Plateau Planning Area dated August, 2006.

H.R. 2643

OFFERED BY: MR. UDALL OF COLORADO

AMENDMENT NO. 2: Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available by this Act shall be used to prepare or publish final regulations regarding a commercial leasing program for oil shale resources on public lands pursuant to section 369(d) of the Energy Policy Act of 2005 (Public Law 109-58) or to conduct an oil shale lease sale pursuant to subsection 369(e) of such Act.

H.R. 2643

OFFERED BY: MR. UDALL OF COLORADO

AMENDMENT NO. 3: Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available by this Act may be used to implement Bureau of Land Management regulations on Recordable Disclaimers of Interest in Land (subpart 1864 of part 1860 of title 43, Code of Federal Regulations) with respect to a claimed Revised Statue (R.S.) 2477 right-of-way or to issue a non-binding determination pursuant to the Secretary of the Interior's Memorandum to Assistant Secretaries dated March 22, 2006, revoking the Department of the Interior's previous Interim Departmental Policy on Revised Statute 2477 Grant of Right-of-Way for Public Highways.