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Senate

The Senate was not in session today. Its next meeting will be held on Monday, December 12, 2011, at 2 p.m.

House of Representatives

FRIDAY, DECEMBER 9, 2011

The House met at 11 a.m. and was called to order by the Speaker pro tempore (Mr. LATOURETTE).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
December 9, 2011.

I hereby appoint the Honorable STEVEN C. LATOURETTE to act as Speaker pro tempore on this day.

JOHN A. BOEHNER,
Speaker of the House of Representatives.

PRAYER

The Chaplain, the Reverend Patrick J. Conroy, offered the following prayer:

Loving and gracious God, we give You thanks for giving us another day.

Bless the Members of this assembly as they set upon the work of these hours, of these days. Help them to make wise decisions in a good manner and to carry their responsibilities steadily, with high hopes for a better future for our great Nation.

Deepen their faith; widen their sympathies; heighten their aspirations; and give them the strength to do what ought to be done for this country. Give them the wisdom and perseverance to work together constructively to address the pressing issues facing our Nation.

May Your blessing, O God, be with them and with us all this day and every day to come, and may all we do be done for Your greater honor and glory. Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until noon on Monday next for morning-hour debate.

There was no objection.

Accordingly (at 11 o'clock and 3 minutes a.m.), under its previous order, the House adjourned until Monday, December 12, 2011, at noon.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XIV, executive communications were taken from the Speaker's table and referred as follows:

4236. A letter from the Acting Administrator, Department of Agriculture, transmitting the Department's final rule — Nectarines and Fresh Peaches Grown in California; Termination of Marketing Order 916 and the Peach Provision of Marketing Order 917 [Doc. No.: AMS-FV-11-0018; FV11-916/917-4 FR] received November 17, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4237. A letter from the Acting Administrator, Department of Agriculture, transmitting the Department's final rule — Cotton Board Rules and Regulations: Adjusting Supplemental Assessment on Imports; Corrections [Doc. No.: AMS-CN-11-0026C; CN-11-002] received November 17, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4238. A letter from the Acting Administrator, Department of Agriculture, transmitting the Department's final rule — Christmas Tree Promotion, Research, and Information Order; Referendum Procedures [Document No.: AMS-FV-10-0008-FR] (RIN: 0581-AD00) received November 17, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4239. A letter from the Program Manager, Department of Health and Human Services, transmitting the Department's final rule — Permanent Certification Program for Health Information Technology; Revisions to ONC-Approved Accreditor Processes (RIN: 0991-AB77) received November 23, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4240. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; Adhesives and Sealants Rule [EPA-R03-OAR-2011-0491; EPA-R03-OAR-2011-0570; FRL-9480-5] received October 11,2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

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4241. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Ohio and Indiana; Redesignation of the Ohio and Indiana Portions Cincinnati-Hamilton Area to Attainment of the 1997 Annual Standard for Fine Particulate matter [EPA-R05-OAR-2011-0017; EPA-R05-OAR-2011-0106; FRL-9480-6] received October 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4242. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; South Carolina; Update to Materials Incorporated by Reference; Correction [SC-201152; FRL-9480-3] received October 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4243. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Transportation Conformity Regulations [EPA-R03-OAR-2011-0788; FRL-9480-8] received October 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4244. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Special Rules Governing Certain Information Obtained Under the Clean Air Act: Technical Correction [EPA-HQ-OAR-2009-0924; FRL-9479-8] (RIN: 2060-xxx) received October 14, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

4245. A letter from the Chief Acquisition Officer, General Services Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; Federal Acquisition Circular 2005-54; Introduction [Docket FAR 2011-0076; Sequence 6] received November 4, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

4246. A letter from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting the Department's final rule — National Environmental Policy Act Implementing Procedures (RIN: 1990-AA34) received November 17, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

4247. A letter from the Senior Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments [Docket No.: 30808; Amdt. No. 3448] received November 10, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4248. A letter from the Branch Chief, Publications and Regulations, Interal Revenue Service, transmitting the Service's final rule — General Rule for Taxable Year of Deduction (Rev. Rul. 2011-29) received November 17, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4249. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Extending Religious and Family Member FICA and FUTA Exceptions to Disregarded Entities [TD 9554] (RIN: 1545-BJ07) received November 3, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4250. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — O'Donnabhain v. Commission 134 T.C. 34 (2010) [T.C. Docket No.: 6402-06] received November 3, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4251. A letter from the Chief, Publication and Regulations, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2011-31) received November 18, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4252. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Trusts for the Distribution of Gaming Revenues to Indian Minors (Rev. Proc. 2011-56) received November 22, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4253. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Application of Section 108(e)(8) to Indebtedness Satisfied by a Partnership Interest [TD 9557] (RIN: 1545-BF27) received November 22, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4254. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Publication of the Tier 2 Tax Rates received November 18, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4255. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Application of General Welfare Exclusion to Benefits Provided under Indian Tribal Government Programs [Notice 2011-94] received November 18, 2011, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

[The following action occurred on December 9, 2011]

H.R. 1981. Referral to the Committee on Energy and Commerce extended for a period ending not later than December 16, 2011.

PUBLIC BILLS AND RESOLUTIONS

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

By Mr. CAMP (for himself, Mr. BACHUS, Mr. DANIEL E. LUNGREN of California, Mr. LUCAS, Mr. UPTON, and Ms. ROS-LEHTINEN):

H.R. 3630. A bill to provide incentives for the creation of jobs, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, Financial Services, Foreign Affairs, Transportation and Infrastructure, Agriculture, Oversight and Government Reform, House Administration, the Budget, Natural Resources, Rules, and Intelligence (Permanent Select), 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. HIGGINS (for himself and Mr. STIVERS):

H.R. 3631. A bill to amend the Homeland Security Act of 2002 to preserve homeland security capability gains achieved through the Urban Area Security Initiative program, and for other purposes; to the Committee on Homeland Security.

CONSTITUTIONAL AUTHORITY STATEMENT

Pursuant to clause 7 of rule XII of the Rules of the House of Representatives, the following statements are submitted regarding the specific powers granted to Congress in the Constitution to enact the accompanying bill or joint resolution.

By Mr. CAMP:

H.R. 3630.

Congress has the power to enact this legislation pursuant to the following:

Clause 1 of Section 7 and Clause 18 of Section 8, of Article 1 of the United States Constitution.

By Mr. HIGGINS:

H.R. 3631.

Congress has the power to enact this legislation pursuant to the following:

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8, Clauses 1 and 18 of the United States Constitution.

ADDITIONAL SPONSORS

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

H.R. 1058: Mr. CARNAHAN.

H.R. 1195: Mr. DUNCAN of South Carolina.

H.R. 2313: Mr. HUNTER, Mr. STUTZMAN, Mr. KINZINGER of Illinois, Mr. CRAWFORD, Mr. POE of Texas, Mr. MACK, Mr. HANNA, Mrs. BLACK, Mr. JORDAN, Mr. SAM JOHNSON of Texas, Mrs. LUMMIS, Mr. SESSIONS, Mr. MCHENRY, Mr. BURGESS, Mr. CULBERSON, Mr. CARTER, Ms. GRANGER, Mr. NUNNELEE, Mr. OLSON, Mr. REICHERT, Mr. POMPEO, Mr. BUCSHON, and Mr. HUIZENGA of Michigan.

H.R. 3179: Mr. SCHOCK and Mr. LARSON of Connecticut.

H.R. 3574: Mr. RAHALL and Mrs. MCCARTHY of New York.