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# Congressional Record

PROCEEDINGS AND DEBATES OF THE 113<sup>th</sup> CONGRESS, FIRST SESSION

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No. 15

## Senate

The Senate was not in session today. Its next meeting will be held on Monday, February 4, 2013, at 2 p.m.

## House of Representatives

FRIDAY, FEBRUARY 1, 2013

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

### DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,  
February 1, 2013.

I hereby appoint the Honorable ANDY HARRIS to act as Speaker pro tempore on this day.

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

### PRAYER

Reverend Andrew Heintz, Queen of Apostles Catholic Church, Alexandria, Virginia, offered the following prayer:

Almighty and eternal Father, we are gathered here as Your people and Your children. Out of love, You brought us into existence. Out of love, You fashioned each and every one of us in Your image and likeness.

We humbly ask Your blessings upon us today as we open this session of Congress. Grant guidance and wisdom to the Members of this Congress and all of those in public office; may they always do Your will.

God, all-powerful Father, as we go forth today, fill us with the light of Your holy spirit.

Bless all of the citizens of this land of the free; may they always seek true freedom and true life.

In Your loving mercy, keep our great Nation, and all of those who defend it,

safe from every enemy, both foreign and domestic, so that we may rejoice in singing Your praises.

Grant to us Your light and life and peace. And may the Lord bless us, protect us from all evil, and bring us to everlasting life.

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.

### COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

JANUARY 31, 2013.

Hon. JOHN A. BOEHNER,  
*Speaker, U.S. Capitol,  
House of Representatives, Washington, DC.*

DEAR MR. SPEAKER: Pursuant to the permission granted in clause 2(h) of rule II of

the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on January 31, 2013 at 5:34 p.m.:

That the Senate passed without amendment H.R. 325.

With best wishes, I am  
Sincerely,

KAREN L. HAAS.

### COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

JANUARY 31, 2013.

Hon. JOHN A. BOEHNER,  
*Speaker, U.S. Capitol,  
House of Representatives, Washington, DC.*

DEAR MR. SPEAKER: Pursuant to the permission granted in clause 2(h) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on January 31, 2013 at 2:00 p.m.:

Appointments:  
Board of Trustees of Gallaudet University,  
President's Export Council,  
National Council on the Arts.

With best wishes, I am  
Sincerely,

KAREN L. HAAS.

### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 4 of rule I, the following enrolled bill was signed by Speaker pro tempore Upton on Tuesday, January 29, 2013:

H.R. 152, making supplemental appropriations for the fiscal year ending

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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H307

September 30, 2013, to improve and streamline disaster assistance for Hurricane Sandy, and for other purposes.

### PUBLICATION OF COMMITTEE RULES

RULES OF THE COMMITTEE ON SCIENCE, SPACE, AND TECHNOLOGY FOR THE 113TH CONGRESS

Mr. SMITH of Texas. Mr. Speaker, pursuant to clause 2(a)(2) of House of Representatives rule XI, I hereby submit the rules of the Committee on Science, Space, and Technology:

#### RULE I. GENERAL

(a) **RULES OF THE HOUSE.**—The Rules of the House of Representatives are the rules of the Committee on Science, Space, and Technology and its Subcommittees with the specific additions thereto contained in these rules.

(b) **MOTION TO RECESS.**—A motion to recess from day to day, or a motion to recess subject to the call of the chair (within 24 hours), or a motion to dispense with the first reading (in full) of a bill or resolution, if printed copies are available, is a non-debatable motion of privilege in the Committee.

(c) **PROPOSED REPORTS.**—A proposed investigative or oversight report shall be considered as read if it has been available to the members of the Committee for at least 24 hours (excluding Saturdays, Sundays, or legal holidays except when the House is in session on such days).

(d) **SUBCOMMITTEES.**—Each Subcommittee is a part of the Committee and is subject to the authority and direction of the Committee and its rules so far as applicable. Written rules adopted by the Committee, not inconsistent with the Rules of the House, shall be binding on each Subcommittee of the Committee. [See House Rule XI 1(a)].

(e) **COMMITTEE RULES.**—The Committee's rules shall be publicly available in electronic form and published in the Congressional Record not later than 30 days after the Chairman of the Committee (hereafter in these rules referred to as the "Chairman") is elected in each odd-numbered year. [See House Rule XI 2 (a)(2)].

(f) **OTHER PROCEDURES.**—The Chairman, after consultation with the Ranking Member of the Committee, may establish such other procedures and take such actions as may be necessary to carry out these rules or to facilitate the effective operation of the Committee.

(g) **USE OF HEARING ROOMS.**—In consultation with the Ranking Member, the Chair of the Committee shall establish guidelines for the use of Committee hearing rooms.

#### RULE II. REGULAR, ADDITIONAL, AND SPECIAL MEETINGS

(a) **REGULAR MEETINGS.**—The regular meeting day of the Committee for the conduct of its business shall be on the first Thursday of each month, if the House is in session. If the House is not in session on that day, then the Committee shall meet on the next Thursday of such month on which the House is in session, or at another practicable time as determined by the Chairman.

(1) A regular meeting of the Committee may be dispensed with if, in the judgment of the Chairman, there is no need for the meeting.

(2) The Chairman may call and convene, as he considers necessary and in accordance with the notice requirements contained in these rules, additional meetings of the Committee for the consideration of any bill or resolution pending before the Committee or for the conduct of other Committee business. [See House Rule XI 2(c)(1)]

(b) **BILLS AND SUBJECTS TO BE CONSIDERED.**—At least 3 days (excluding Saturdays, Sundays and legal holidays when the House is not in session) before each scheduled Committee or Subcommittee meeting, each Member of the Committee or Subcommittee shall be furnished a list of the bills and subjects to be considered and/or acted upon at the meeting. Bills or subjects not listed shall be subject to a point of order unless their consideration is agreed to by a two-thirds vote of the Committee or Subcommittee.

(1) In an emergency that does not reasonably allow for 3 days' notice, the Chairman of the Committee or Chairperson of a Subcommittee (hereafter in these rules the term "Chair" shall refer to both the Chairman of the Full Committee and each Subcommittee Chairperson) may waive the 3-day notice requirement with the concurrence of the Ranking Member.

#### (c) TEXT OF LEGISLATION, AMENDMENTS, AND MOTIONS.—

(1) At least 48 hours prior to the commencement of a Committee or Subcommittee meeting for the markup of legislation, excluding Saturdays, Sundays and legal holidays, the text of such legislation shall be made publicly available in electronic form.

(2) To the maximum extent practicable, amendments to a measure or matter shall be submitted in writing or electronically to the designee of both the Chair and Ranking Member at least 24 hours prior to the consideration of the measure or matter. The Chair may exercise discretion to give priority to amendments submitted in advance.

(3) Every motion made to the Committee or Subcommittee and entertained by the Chair shall be reduced to writing upon demand of any Member, and a copy made available to each Member present.

(d) **OPEN MEETINGS.**—Committee and Subcommittee meetings shall be open to the public except when the Committee or Subcommittee determines by majority vote to close the meeting because disclosure of matters to be considered would endanger national security, would compromise sensitive law enforcement information, or would tend to defame, degrade or incriminate any person or otherwise would violate any law or rule of the House.

(e) **QUORUM FOR TAKING ACTION.**—For purposes of taking any action at a meeting of the Committee or any Subcommittee thereof, a quorum shall be constituted by the presence of not less than one-third of the Members of the Committee or Subcommittee, except that a full majority of the Members of the Committee or Subcommittee shall constitute a quorum for purposes of reporting a measure or recommendation from the Committee or Subcommittee, closing a meeting to the public, or authorizing the issuance of a subpoena.

#### (f) POSTPONEMENT OF PROCEEDINGS.—

(1) The Chair may postpone further proceedings when a record vote is ordered on the question of approving a measure or matter or on adopting an amendment. The Chair may resume proceedings on a postponed request at any time after reasonable notice.

(2) When proceedings resume on a postponed question, notwithstanding any intervening order for the previous question, an underlying proposition shall remain subject to further debate or amendment to the same extent as when the question was postponed.

#### (g) TIME FOR STATEMENTS AND DEBATE.—

(1) Insofar as is practicable, the Chair, after consultation with the Ranking Member, shall limit the total time of opening statements by Members at a Committee or

Subcommittee meeting to no more than ten minutes, the time to be divided equally between the Chair and Ranking Member.

(2) The time any one Member may address the Committee or Subcommittee on any bill, motion, or other matter under consideration by the Committee or Subcommittee will be limited to five minutes, and then only when the Member has been recognized by the Chair. This time limit may be waived by the Chair pursuant to unanimous consent.

(h) **REQUESTS FOR RECORDED VOTE.**—A record vote of the Members may be had at the request of three or more Members or, in the apparent absence of a quorum, by any one Member.

(i) **TRANSCRIPTS.**—Transcripts of markups shall be recorded and may be published in the same manner as hearings before the Committee. Transcripts shall be included as part of the legislative report unless waived by the Chairman of the Committee.

(j) **MOTION TO GO TO CONFERENCE.**—Without further action of the Committee, the Chairman is directed to offer a motion under clause 1 of rule XXII of the Rules of the House of Representatives whenever the Chairman considers it appropriate.

(k) **PRIVATE BILLS.**—No private bill will be scheduled by the Chair if there are two or more Members who object to its consideration.

#### RULE III. HEARINGS

##### (a) NOTICE OF HEARINGS.—

(1) The Chair shall publicly announce the date, place, and subject matter of any hearing to be conducted by a Committee or Subcommittee on any measure or matter at least one week before the commencement of that hearing. If the Chair, with the concurrence of the Ranking Member, determines there is good cause to begin the hearing sooner, or if the Committee or Subcommittee so determines by majority vote, a quorum being present for the transaction of business, the Chair shall make the announcement at the earliest possible date.

(2) The Chair shall publicly announce a list of witnesses to testify at a hearing as soon as a complete list of witnesses, including those to be called by the minority, is compiled. When practicable, the Chair and the Ranking Member will seek to have a complete list of witnesses compiled at or as soon as practicable after the time that the hearing is publicly announced.

(b) **OPENING STATEMENTS.**—Insofar as is practicable, the Chair, after consultation with the Ranking Member, shall limit the total time of opening statements by Members to no more than ten minutes, the time to be divided equally between the Chair and Ranking Member.

##### (c) WITNESSES.—

(1) Insofar as is practicable, no later than 48 hours in advance of his or her appearance, each witness who is to appear before the Committee or any Subcommittee shall file in printed copy and in electronic form a written statement of his or her proposed testimony and a curriculum vitae.

(2) Each witness shall limit his or her presentation to a five minute summary, provided that additional time may be granted by the Chair when appropriate.

(3) The Chair, or any Member of the Committee or Subcommittee designated by the Chair, may administer oaths to witnesses before the Committee. [See House Rule XI 2(m)(2)]

(4) Whenever any hearing is conducted by the Committee or Subcommittee on any measure or matter, the minority Members of the Committee or Subcommittee shall be entitled, upon request to the Chair by a majority of them before the completion of the hearing, to call witnesses selected by the minority to testify with respect to the measure