

country, but these workers today on the Outer Continental Shelf have no protection at all with respect to their personal safety, and we are simply filling that gap and making sure that they will have that right.

Now, many companies—and I have talked to the CEOs of some of these companies—say, you know, we give you the right at any time to pull the switch, to shut down the job, to stop it, if you think it's unsafe. One company gives out a card. You get a card and you put the card down. It's sort of like in the World Cup—you get a time-out.

Do you know what the supervisors tell the employees that card is? A get-fired card. Play that card, get fired. So the company says play this card any time you want, but the supervisors make it clear what the pressure is.

That's why we need this whistleblower protection for the workers on the Outer Continental Shelf. I have to believe, given the concerns that are documented in the hearings of this Congress, that had these workers had that kind of protection, there would have been a far greater chance that they would have said, wait a minute, because they had concerns about the procedure as they started to withdraw from this drill site. They had concerns about the condition of the rig. They had concerns about the overriding of safety alarms. Yet we saw the explosion and the tragedy and the loss of life of these workers.

Let's do something in their memory that will protect their colleagues on the Outer Continental Shelf. Let's pass this bill with large bipartisan support.

In the name of these workers, these workers who fell into a gap in the protection laws of this Nation, let's fill that gap. Let's provide them the protection, and let's make their death not be in vain with respect to their co-workers.

I ask for support of this legislation.

I yield back the balance of my time.

The SPEAKER pro tempore (Mr. JACKSON of Illinois). All time for debate has expired.

Pursuant to House Resolution 1574, the previous question is ordered on the bill, as amended.

The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of H.R. 5851 is postponed.

□ 1310

GENERAL LEAVE

Mr. RAHALL. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and include extraneous material on H.R. 3534.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from West Virginia?

There was no objection.

POINT OF ORDER

Mr. HASTINGS of Washington. Mr. Speaker, I raise a point of order.

The SPEAKER pro tempore. The gentleman will state his point of order.

Mr. HASTINGS of Washington. Mr. Speaker, I raise a point of order against consideration of H.R. 3534 because it does not comply with clause 9(a) of rule XXI, because the committee report to accompany the measure does not contain a statement that this bill contains no congressional earmarks, limited tax benefits, or limited tariff benefits.

I would point the Speaker to page 125 of the accompanying report. The report contains a statement that H.R. 3435 does not contain any congressional earmarks, limited tax benefits, or limited tariff benefits. That is not the proposition that we are considering today. Today we are considering H.R. 3534, the Consolidated Land, Energy, and Aquatic Resources Act of 2009. However, the proposition identified in the committee report is H.R. 3435, a bill making supplemental appropriations for fiscal year 2009 for the Consumer Assistance to Recycle and Save program. As it happens, that measure was signed into law on August 7, 2009, and is Public Law 111-47. So it cannot be the proposition that we are considering today.

Clause 9(a) of rule XXI prohibits the consideration of "a bill or joint resolution reported by a committee unless the report includes a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits." The rule specifies "the" proposition, not "a" proposition. Thus the statement in the committee report fails to meet the test because it describes a proposition rather than the one which is the subject of the report.

Normally, clause 9(d) would preclude the Chair from even entertaining this point of order. However, it also specifies "the" proposition and not "a" proposition and thus is inapplicable in this case.

I would also note that the rule providing for consideration of H.R. 3534 specifically exempts clause 9 of rule XXI from the waiver of all points of order against consideration of the bill; so the bill is exposed to this point of order.

Accordingly, Mr. Speaker, I insist on my point of order.

The SPEAKER pro tempore. Does the gentleman from West Virginia seek to argue the point of order?

Mr. RAHALL. No, Mr. Speaker.

The SPEAKER pro tempore. The Chair is prepared to rule.

The gentleman from Washington makes a point of order that the bill

violates clause 9(a) of rule XXI. Under clause 9(a) of rule XXI it is not in order to consider a bill or a joint resolution unless the committee report on the measure includes a list of congressional earmarks, limited tax benefits, or limited tariff benefits contained in the measure, or a statement that the measure contains no such earmarks or benefits.

The Chair has examined the relevant committee report, House Report 111-575, and finds that it contains on page 125 a statement with regard to another measure, H.R. 3435, but not a statement with regard to this bill, H.R. 3534.

Accordingly, the point of order is sustained. Consideration of the bill is not in order.

PERMISSION TO REDUCE TIME FOR ELECTRONIC VOTING DURING PROCEEDINGS TODAY

Mr. RAHALL. Mr. Speaker, I ask unanimous consent that during proceedings today in the House and in the Committee of the Whole, the Chair be authorized to reduce to 2 minutes the minimum time for electronic voting on any question that otherwise could be subjected to 5-minute voting under clause 8 or 9 of rule XX or under clause 6 of rule XVIII.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from West Virginia?

There was no objection.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. OBEY). A supplemental report on H.R. 3534 has just been filed pursuant to the authority granted by clause 3(a)(2) of rule XIII. This supplemental report contains a statement regarding congressional earmarks, limited tax benefits, or limited tariff benefits with regard to H.R. 3534 that now satisfies clause 9 of rule XXI.

CONSOLIDATED LAND, ENERGY, AND AQUATIC RESOURCES ACT OF 2010

The SPEAKER pro tempore. Pursuant to House Resolution 1574 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the consideration of the bill, H.R. 3534.

□ 1315

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3534) to provide greater efficiencies, transparency, returns, and accountability in the administration of Federal mineral and energy resources by consolidating