

setting any kind of condition that my friends would have a problem with. I truly believe, after months of looking at this issue, that if the Members understood, even at the entry level, some of the problems it creates not to have a program in place that deals with these problems, the Members would reach a different conclusion. It may turn out that I am wrong on that, and I may take the advice of others who were here 30 years ago when we had three of these and decide this is never worth advancing again to my colleagues; but could we have a discussion in private about things that we can only discuss in private.

The option here is to discuss it in private or not to discuss it at all. And if my friends want to set a level of that discussion so high that if a Member walks out of here and says, well, the world wouldn't have survived without that session, we're never going to have a session where any more of us know the secret level items available to the Congress than know those items right now.

I was trying to be expansive in my sense of this discussion, rather than restrictive. By the end of the day, I'm beginning to think that may have been a mistake, but I'm still optimistic that we can have a discussion that the Members will think, you know, I don't know what I intended to do with the hour tonight, but that was actually as valuable as whatever it was I expected to do. And I would hope that would be the decision the Members would make, was this a more valuable hour for me as I looked to the future of these programs than the hour I might have spent doing whatever you would have been doing if you hadn't been here as Members of Congress talking about things that, if they're going to be talked about, can only be talked about in this way.

Mr. SCOTT of Georgia. Well, just finally, in conclusion, I just want to say that I know that I speak for every single Member of the House of Representatives, both Democrat and Republican, when I say that foremost in all of our minds, foremost is the security of the United States of America, and foremost in our minds is that we do that in the context of the foundations of this country, which are freedom and openness.

We walk a very delicate balance this evening. Let us hope we walk it right.

I withdraw my reservation.

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

There was no objection.

□ 1930

#### PERMISSION TO ADJOURN UPON DISSOLUTION OF SECRET SESSION

Mr. REYES. Madam Speaker, I ask unanimous consent that when the secret session of the House is dissolved pursuant to the previous order of the House, the House stand adjourned.

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

There was no objection.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. The Chair desires to read to the Members the contents of clause 9 of rule XVII:

##### SECRET SESSION

Whenever confidential communications are received from the President of the United States, or whenever the Speaker or any Member shall inform the House that he has communications which he believes ought to be kept secret for the present, the House shall be cleared of all persons except the Members and officers thereof, and so continue during the reading of such communications, the debates and the proceedings thereon, unless otherwise ordered by the House.

The galleries of the House Chamber will be cleared of all persons and the House Chamber will be cleared of all persons except Members of the House and those officers and employees specified by the Speaker whose attendance on the floor is essential to the functioning of the secret session of the House. All proceedings in the House during such consideration shall be kept secret until otherwise ordered by the House.

In addition to the provisions of clause 13 of rule XXIII, which is applicable to all Members, officers and employees, every employee and officer present in the Chamber during the secret session will sign an oath of secrecy, which is in the Speaker's Ceremonial Office, room H-210.

The Chair will declare a recess long enough for this order to be carried out.

The Chair will ask all Members to leave the Chamber temporarily until the security check is completed.

Three bells will be rung approximately 15 minutes before the House reconvenes for the secret session.

#### RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 7 o'clock and 33 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 2211

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mrs. TAUSCHER) at 10 o'clock and 11 minutes p.m.

#### SECRET SESSION

The SPEAKER pro tempore. Pursuant to the previous order of the House,

the Chair declares the House in secret session.

(House proceedings held in secret session.)

The SPEAKER pro tempore. The secret session is dissolved.

#### SENATE ENROLLED BILLS SIGNED

The Speaker announced her signature to enrolled bills of the Senate of the following titles:

S. 2733. An act to temporarily extend the programs under the Higher Education Act of 1965.

S. 2745. An act to extend agricultural programs beyond March 15, 2008, to suspend permanent price support authorities beyond that date, and for other purposes.

#### ADJOURNMENT

The SPEAKER pro tempore. Pursuant to the previous order of the House, the House stands adjourned until 10 a.m. tomorrow.

Accordingly (at 11 o'clock and 9 minutes p.m.), the House adjourned until tomorrow, Friday, March 14, 2008, at 10 a.m.

#### OATH OF OFFICE MEMBERS, RESIDENT COMMISSIONER, AND DELEGATES

The oath of office required by the sixth article of the Constitution of the United States, and as provided by section 2 of the act of May 13, 1884 (23 Stat. 22), to be administered to Members, Resident Commissioner, and Delegates of the House of Representatives, the text of which is carried in 5 U.S.C. 3331:

"I, AB, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God."

has been subscribed to in person and filed in duplicate with the Clerk of the House of Representatives by the following Member of the 110th Congress, pursuant to the provisions of 2 U.S.C. 25:

ANDRÉ CARSON, Indiana, Seventh.

#### EXECUTIVE COMMUNICATIONS, ETC.

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

5710. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Importation of Fruits and Vegetables [Docket No. APHIS-2007-0116] (RIN: 0579-AC64) received March 6, 2008, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5711. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Food Labeling: Health Claims; Soluble Fiber From Certain Foods and Risk of Coronary Heart Disease [Docket No. FDA-2009-P-0090] (formerly Docket No. 2006P-0393) received March 11, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5712. A letter from the Regulatory Specialist, LRAD, Department of the Treasury, transmitting the Department's final rule — Securities Offering Disclosure Rules [Docket ID OCC-2008-0003] (RIN: 1557-AD04) received March 7, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5713. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Standardized and Enhanced Disclosure Requirements for Television Broadcast License Public Interest Obligations Extension of the Filing Requirement For Children's Television Programming Report (FCC Form 398) [MM Docket No. 00-168 MM Docket No. 00-44] received March 10, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

5714. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of DTV Consumer Education Initiative [MB Docket No. 07-148] received March 10, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

5715. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Advanced Television Systems and their Impact Upon the Existing Television Broadcast Service [MB Docket No. 87-268] received March 10, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

5716. A letter from the Deputy Assistant Administrator For Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fisheries of the Gulf of Mexico; Revisions to Bycatch Reduction Devices and Testing Protocols [Docket No. 0612243163-7151-01] (RIN: 0648-AU59) received March 11, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

5717. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure [Docket No. 001005281-0369-02] (RIN: 0648-XF24) received March 11, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

5718. A letter from the Director Office of Standards, Regulations, and Variances, Department of Labor, transmitting the Department's final rule — Criteria and Procedures for Proposed Assessment of Civil Penalties (RIN: 1219-AB57) received March 11, 2008, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5719. A letter from the SSA Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Amendment to the Attorney Advisor Program [Docket No. SSA 2007-0036] (RIN: 0960-AG49) received March 11, 2008, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### PUBLIC BILLS AND RESOLUTIONS

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

By Mr. ELLSWORTH (for himself, Mr. EMANUEL, Mr. McDERMOTT, Mr. LEWIS of Georgia, and Mr. POMEROY):

H.R. 5602. A bill to amend the Internal Revenue Code of 1986 and the Social Security Act to treat certain domestically controlled foreign persons performing services under contract with the United States Government as American employers for purposes of certain employment taxes and benefits; to the Committee on Ways and Means.

By Mr. TOM DAVIS of Virginia (for himself and Mr. TAYLOR):

H.R. 5603. A bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes; to the Committee on Armed Services.

By Mr. DOGGETT (for himself, Mr.

LINCOLN DIAZ-BALART of Florida, Mr. RAMSTAD, Mr. ALLEN, Mrs. CAPITO, Mr. COHEN, Mr. MARIO DIAZ-BALART of Florida, Mr. AL GREEN of Texas, Mr. HOLDEN, Mr. KENNEDY, Mrs. McCARTHY of New York, Ms. MCCOLLUM of Minnesota, Ms. MATSUI, Mr. MORAN of Virginia, Mr. PLATTS, Ms. ROS-LEHTINEN, and Ms. LINDA T. SÁNCHEZ of California):

H.R. 5604. A bill to amend title XVIII of the Social Security Act to reduce cost-sharing under part D of such title for certain non-institutionalized full-benefit dual eligible individuals; to the Committee on Energy and Commerce, and in addition to the Committee on 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 Mr. DEFAZIO (for himself, Mr. STARK, Mr. BERRY, Mr. CHANDLER, Mr. MORAN of Virginia, Mr. HINCHEY, Mr. McGOVERN, Mr. ISRAEL, Mr. DOGGETT, Ms. LEE, Mr. WU, and Mr. KUCINICH):

H.R. 5605. A bill to amend title XI of the Social Security Act to provide for transparency in the relationship between physicians and manufacturers of drugs, devices, or medical supplies for which payment is made under Medicare, Medicaid, or SCHIP, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on 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 Mr. SCHIFF (for himself and Mr. ROGERS of Michigan):

H.R. 5606. A bill to amend the National Child Protection Act of 1993 to establish a permanent background check system; to the Committee on the Judiciary.

By Mr. NADLER (for himself, Mr. PETRI, Mr. CONYERS, and Mr. DELAHUNT):

H.R. 5607. A bill to provide safe, fair, and responsible procedures and standards for resolving claims of state secret privilege; to the Committee on the Judiciary.

By Mr. RAHALL (for himself and Mr. KILDEE):

H.R. 5608. A bill to establish regular and meaningful consultation and collaboration with tribal officials in the development of Federal policies that have tribal implications, to strengthen the United States government-to-government relationships with Indian tribes, and to reduce the imposition of unfunded mandates upon Indian tribes; to the Committee on Natural Resources.

By Mr. BISHOP of Georgia (for himself,

Mr. BUYER, Mr. TAYLOR, Mr. MILLER of Florida, Mr. SAXTON, Mr. WILSON of South Carolina, Mr. ELLISON, Ms. CORRINE BROWN of Florida, Mr. RANGEL, Mr. REICHERT, Mr. FILNER, Mr. PASTOR, Mrs. LOWEY, Mr. HINCHEY, Mr. McDERMOTT, Mrs. NAPOLITANO, Mrs. MALONEY of New York, Mr. BUTTERFIELD, Ms. BORDALLO, Ms. SHEA-PORTER, Mr. LEWIS of Georgia, Mr. CUMMINGS, Mr. LOEBSACK, Mr. COHEN, Mr. MCNERNEY, Mr. BOYD of Florida, Mr. CARNEY, Mr. CRAMER, Ms. HARMAN, Mr. MARSHALL, Mr. MELANCON, Mr. PETERSON of Minnesota, Mr. POMEROY, Mr. WILSON of Ohio, Mr. SENSENBRENNER, Mr. KAGEN, Mr. BOSWELL, Mr. ABERCROMBIE, Mr. WALZ of Minnesota, Mr. MICHAUD, and Mrs. BOYDA of Kansas):

H.R. 5609. A bill to provide for transitional health care for members of the Armed Forces separated from active duty who agree to serve in the Selected Reserve of the Ready Reserve; to the Committee on Armed Services.

By Mr. GRIJALVA (for himself, Mr. RAHALL, Mr. DEFAZIO, Mr. COSTA, and Mr. UDALL of New Mexico):

H.R. 5610. A bill to designate as wilderness additional National Forest System lands, Bureau of Land Management Lands, and National Parks Service lands in the States of West Virginia, Arizona, New Mexico, Oregon, and California, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, 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. SCOTT of Georgia (for himself, Mr. DAVIS of Kentucky, Mr. GERLACH, Mr. MANZULLO, Mr. BARRETT of South Carolina, Mr. NEUGEBAUER, Mr. JONES of North Carolina, Mr. WILSON of Ohio, Mr. CLAY, Mr. ROSS, Mr. MEEKS of New York, Ms. MOORE of Wisconsin, Mr. DONNELLY, Ms. GINNY BROWN-WAITE of Florida, and Mr. LINCOLN DAVIS of Tennessee):

H.R. 5611. A bill to reform the National Association of Registered Agents and Brokers, and for other purposes; to the Committee on Financial Services.

By Mr. TAYLOR (for himself, Mr. MELANCON, Mr. JEFFERSON, Mr. THOMPSON of Mississippi, and Mr. PICKERING):

H.R. 5612. A bill to amend the Internal Revenue Code of 1986 to waive the deadline on the construction of GO Zone property which is eligible for bonus depreciation; to the Committee on Ways and Means.

By Mr. DINGELL (for himself and Mr. TIM MURPHY of Pennsylvania):

H.R. 5613. A bill to extend certain moratoria and impose additional moratoria on certain Medicaid regulations through April 1, 2009; to the Committee on Energy and Commerce.

By Mr. CASTLE (for himself and Mr. GUTIERREZ):

H.R. 5614. A bill to authorize the production of Saint-Gaudens Double Eagle ultra-high relief bullion coins in palladium to provide affordable opportunities for investments in precious metals, and for other purposes; to the Committee on Financial Services.