

jobs and economic opportunities, after receiving testimony from Janet F. Kavinoky, U.S. Chamber of Commerce, Washington, D.C.; Victor Uno, Port of Oakland Board of Commissioners, Oakland, California; Matt Woodruff, Kirby Corporation, Houston, Texas; and Mitch White, Manson Construction Co., Long Beach, California, on behalf of the Associated General Contractors of America.

MEANING OF MARJAH

Committee on Foreign Relations: Committee concluded a hearing to examine the meaning of Marjah, after receiving testimony from Brigadier General John W. Nicholson, Jr., Director, Pakistan Afghanistan Coordination Cell, Joint Staff, and David Samuel Sedney, Deputy Assistant Secretary for Afghanistan, Pakistan and Central Asia, both of the Department of Defense; and Frank Ruggiero, Senior Civilian Representative, Regional Command-South, Department of State.

PROTECTING OLDER WORKERS AGAINST DISCRIMINATION ACT

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine S. 1756, to amend the Age Discrimination in Employment Act of 1967 to clarify the appropriate standard of proof, after receiving testimony from Jacqueline A. Berrien, Chair, U.S. Equal Employment Opportunity Commission; Helen Norton, University of Colorado School of Law, Boulder; Gail Aldrich, AARP, Genoa, Nevada; Eric S. Dreiband, Jones Day, Washington, D.C.; and Jack Gross, Des Moines, Iowa.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1346, to penalize crimes against humanity, with an amendment in the nature of a substitute;

H.R. 3237, to enact certain laws relating to national and commercial space programs as title 51, United States Code, "National and Commercial Space Programs";

S. Res. 511, commemorating and acknowledging the dedication and sacrifices made by the Federal, State, and local law enforcement officers who have been killed or injured in the line of duty; and

The nominations of Kimberly J. Mueller, to be United States District Judge for the Eastern District of California, Richard Mark Gergel, and J. Michelle Childs, both to be United States District Judge for the District of South Carolina, Catherine C. Eagles, to be United States District Judge for the Middle District of North Carolina, and Parker Loren Carl, to be United States Marshal for the Eastern District of Kentucky, Gerald Sidney Holt, to be United States Marshal for the Western District of Virginia, Robert R. Almonte, to be United States Marshal for the Western District of Texas, and Jerry E. Martin, of Tennessee, to be United States Attorney for the Middle District of Tennessee, all of the Department of Justice.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 26 public bills, H.R. 5228–5253; 1 private bill, H.R. 5254; and 12 resolutions, H. Con. Res. 275–276; and H. Res. 1333–1342 were introduced.

Pages H3272–73

Additional Cosponsors:

Pages H3273–75

Reports Filed: A report was filed today as follows:

H.R. 5072, to improve the financial safety and soundness of the FHA mortgage insurance program, with an amendment (H. Rept. 111–476). Page H3272

Speaker: Read a letter from the Speaker wherein she appointed Representative Wilson (OH) to act as Speaker pro tempore for today. Page H3205

Chaplain: The prayer was offered by the Guest Chaplain, Pastor Tim Alexander, Smith Springs Church of Christ, Nashville, Tennessee. Page H3205

Suspension—Proceedings Resumed: The House agreed to suspend the rules and agree to the following measure which was debated on Wednesday, May 5th:

Celebrating the role of mothers in the United States and supporting the goals and ideals of Mother's Day: H. Res. 1295, to celebrate the role of mothers in the United States and to support the

goals and ideals of Mother's Day, by a $\frac{2}{3}$ ye-and-nay vote of 417 yeas with none voting "nay", Roll No. 250. **Pages H3215–16**

Suspension—Failed: The House failed to agree to suspend the rules and pass the following measure which was debated on Wednesday, May 5th:

Telework Improvements Act: H.R. 1722, amended, to improve teleworking in executive agencies by developing a telework program that allows employees to telework at least 20 percent of the hours worked in every 2 administrative workweeks, by a $\frac{2}{3}$ ye-and-nay vote of 268 yeas to 147 nays, Roll No. 251. **Page H3216**

Committee Resignation: Read a letter from Representative Patrick J. Murphy (PA), wherein he resigned from the Committee on Armed Services, effective immediately. **Page H3216**

Home Star Energy Retrofit Act of 2010: The House passed H.R. 5019, to provide for the establishment of the Home Star Retrofit Rebate Program, by a ye-and-nay vote of 246 yeas to 161 nays, Roll No. 255. **Pages H3216–48**

Agreed to the Barton (TX) motion to recommit the bill to the Committee on Energy and Commerce with instructions to report the same back to the House forthwith with amendments by a ye-and-nay vote of 346 yeas to 68 nays, Roll No. 254. Subsequently, Representative Waxman reported the bill back to the House with the amendment and the amendment was agreed to. **Pages H3244–47**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Energy and Commerce now printed in the bill shall be considered as an original bill for the purpose of amendment under the 5-minute rule. **Page H3227**

Agreed to:

Markey (MA) amendment (No. 1 printed in H. Rept. 111–475) that makes sundry amendments to the bill; **Pages H3234–37**

Nye amendment (No. 3 printed in H. Rept. 111–475) that adds Armed Forces exchange services as qualified rebate aggregators; **Page H3239**

Deutch amendment (No. 5 printed in H. Rept. 111–475) that requires the Secretary to ensure that a home in a disaster area is not denied assistance under the Home Star program solely because there is no equipment or system to replace due to the disaster; **Pages H3240–41**

Flake amendment (No. 6 printed in H. Rept. 111–475) that prohibits any of the funds authorized in the bill from being used for a Congressional earmark; **Page H3241**

Garrett (NJ) amendment (No. 7 printed in H. Rept. 111–475) that requires a GAO study of how much money and energy has been saved by Amer-

ican consumers as a result of the increased energy efficiency measures undertaken in title I of the bill (the Silver Star and Gold Star programs), and whether the savings are greater than the cost of the implementation of title I of the bill; and **Pages H3241–42**

Bachmann amendment (No. 8 printed in H. Rept. 111–475) that requires the Department of Energy's Inspector General to submit a report to Congress identifying incidents of waste, fraud and abuse associated with the programs created by the bill. The amendment requires the report to include recommendations to prevent additional waste, fraud and abuse. **Pages H3242–43**

Rejected:

Barton (TX) amendment (No. 2 printed in H. Rept. 111–475) that sought to strike the provision that permits financing entities to use funds repaid by participants to provide assistance to additional participants (by a recorded vote of 180 yeas to 237 noes, Roll No. 252) and **Pages H3237–39, H3243**

Burgess amendment (No. 4 printed in H. Rept. 111–475) that sought to strike the public information campaign (section 109) from the bill and strike the campaign's \$12 million authorization (by a recorded vote of 190 yeas to 228 noes, Roll No. 253). **Pages H3239–40, H3243–44**

H. Res. 1329, the rule providing for consideration of the bill, was agreed to by a ye-and-nay vote of 229 yeas to 182 nays, Roll No. 249, after the previous question was ordered without objection.

Pages H3207–15

Committee Elections: The House agreed to H. Res. 1334, electing the following Members to certain standing committees of the House of Representatives: Committee on Agriculture: Representative Owens (to rank immediately after Representative Murphy (NY)). Committee on Appropriations: Representative Patrick J. Murphy (PA). Committee on Armed Services: Representative Garamendi (to rank immediately after Representative Owens), Representative Boswell (to rank immediately after Representative Garamendi), and Representative Johnson (GA) (to rank immediately after Representative Boren). Committee on Foreign Affairs: Representative Deutch (to rank immediately after Representative McMahan). Committee on Homeland Security: Representative Owens (to rank immediately after Representative Titus). Committee on the Judiciary: Representative Deutch (to rank immediately after Representative Chu) and Representative Polis. Committee on Natural Resources: Representative Luján (to rank immediately after Representative Heinrich).

Committee on Science and Technology: Representative Garamendi (to rank immediately after Representative Peters). Committee on Transportation and Infrastructure: Representative Johnson (GA).

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Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 10 a.m. tomorrow, and further, when the House adjourns on that day, it adjourn to meet at 12:30 p.m. on Tuesday, May 11th for morning hour debate.

Page H3249

Senate Message: Message received from the Senate today appears on page H3205.

Senate Referral: S. 3111 was referred to the Committee on Oversight and Government Reform.

Page H3270

Quorum Calls—Votes: Five yea-and-nay votes and two recorded votes developed during the proceedings of today and appear on pages H3214–15, H3215–16, H3216, H3243, H3244, H3246–47, H3248. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 7:17 p.m.

Committee Meetings

MOTOR VEHICLE SAFETY ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Trade, and Consumer Protection held a hearing on the Motor Vehicle Safety Act of 2010. Testimony was heard from David Strickland, Administrator, National Highway Traffic Safety Administration; Joan Claybrook, former Administrator, National Highway Traffic Administration, Department of Transportation; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health held a hearing on the following bills: H.R. 4700, Transparency in All Health Care Pricing Act of 2010; H.R. 2249, Health Care Price Transparency Promotion Act of 2009; and H.R. 4803, “Patients’ Right to Know Act.” Testimony was heard from Representative Kagen; and public witnesses.

FDA’S PERFORMANCE ON FOOD SAFETY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled “The Role and Performance of FDA in Ensuring Food Safety.” Testimony was heard from the following officials of the Department of Health and Human Services: Michael R. Taylor, Deputy Commissioner and Steven M. Solomon, Assistant Commissioner, Compliance Policy, Office of Regulatory Affairs, both with the FDA, and Jodi Nudelman, Regional Inspector General, Evaluation and Inspections, Region II, Office of Inspector General; and

Lisa Shames, Director, Agriculture and Food Safety, GAO.

ENDING U.S. DEBT AND LEVERAGE PRACTICES

Committee on Financial Services: Subcommittee on Oversight and Investigations held a hearing entitled “The End of Excess (Part One): Reversing Our Addiction to Debt and Leverage.” Testimony was heard from Thomas M. Hoening, President and CEO, Federal Reserve Bank of Kansas City; Orice Williams, Director, Financial Markets and Community Investment, GAO; David M. Walker, former Comptroller General, Department of the Treasury; and public witnesses.

INTERNATIONAL WHALE CONSERVATION

Committee on Foreign Affairs: Subcommittee on International Organizations, Human Rights and Oversight, and the Subcommittee on Asia, the Pacific and the Global Environment held a joint hearing on U.S. Leadership in the International Whaling Commission and H.R. 2455, International Whale Conservation and Protection Act of 2009. Testimony was heard from David A. Balton, Deputy Assistant Secretary, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; Monica Medina, Principal Deputy Under Secretary, Office of Oceanic and Atmospheric Research, NOAA, Department of Commerce; and public witnesses.

FUTURE OF U.S. INTERNATIONAL NUCLEAR COOPERATION

Committee on Foreign Affairs: Subcommittee on Terrorism, Nonproliferation and Trade held a hearing on the Future of U.S. International Nuclear Cooperation. Testimony was heard from Vann H. Van Diepen, Acting Assistant Secretary, Bureau of International Security and Nonproliferation, Department of State; and public witnesses.

DISCLOSURE ACT

Committee on House Administration: Held a hearing on H.R. 5175, Democracy is Strengthened by Casting Light on Spending in Elections Act. Testimony was heard from public witnesses.

Hearings continue May 11.

STATE TAXATION—APPORTIONMENT STANDARDS

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on State Taxation: The Role of Congress in Developing Apportionment Standards. Testimony was heard from public witnesses.