

company” if it has issued more than \$1 billion in non-convertible debt over the prior three years; and

Pages H1251–52

McCarthy (CA) amendment (No. 10 printed in H. Rept. 112–409) that clarifies that general advertising under this provision should only apply to Regulation D rule 506 offerings, allow for general solicitation in the secondary sale of these securities so long as only qualified institutional buyers purchase the securities, and provide consistency in interpretation that general advertising should not cause these offerings to be considered public offerings.

Pages H1260–61

Rejected:

Jackson Lee (TX) amendment (No. 7 printed in H. Rept. 112–409) that sought to strike language that allows an emerging growth company or its underwriter to communicate with “institutions that are accredited investors”;

Pages H1257–59

Himes amendment (No. 3 printed in H. Rept. 112–409) that sought to lower the gross annual revenue cap from \$1,000,000,000 to \$750,000,000 for emerging growth companies to remain eligible for the regulatory on-ramp and strike the public float requirement for the on-ramp (by a recorded vote of 164 ayes to 245 noes, Roll No. 103);

Pages H1250–51, H1261–62

Ellison amendment (No. 5 printed in H. Rept. 112–409) that sought to require Emerging Growth Companies to fully comply with say-on-pay and golden parachute shareholder votes (by a recorded vote of 169 ayes to 244 noes, Roll No. 104);

Pages H1252–55, H1262–63

Waters amendment (No. 6 printed in H. Rept. 112–409) that sought to provide that if a broker or dealer is underwriting an initial public offering (IPO) for an emerging growth company (EGC) and providing research to the public about such IPO, those research reports need to be filed with the SEC, and the broker or dealer shall be held to stricter liability for their comments. Would also have provided that if EGCs are communicating, either orally or in writing, with potential investors before or following an offering, they need to file those communications with the SEC (by a recorded vote of 161 ayes to 259 noes, Roll No. 105); and

Pages H1255–57, H1263

Connolly (VA) amendment (No. 9 printed in H. Rept. 112–409) that sought to require the Securities and Exchange Commission to perform a study, in consultation with the Commodities Futures Trading Commission, of the effects on emerging growth companies of financial speculation on domestic oil and gasoline prices and to forward the results of that study to Congress (by a recorded vote of 185 ayes to 236 noes, Roll No. 106). **Pages H1259–60, H1263–64**

Withdrawn:

Jackson Lee (TX) amendment (No. 8 printed in H. Rept. 112–409) that was offered and subsequently withdrawn that would have established new filing fee for Reg S–K Forms to discourage frivolous filings.

Page H1259

H. Res. 572, the rule providing for consideration of the bill, was agreed to by a recorded vote of 252 ayes to 166 noes, Roll No. 102, after the previous question was ordered by a yea-and-nay vote of 244 ayes to 177 noes, Roll No. 101.

Pages H1222–31, H1234–36

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 10 a.m. tomorrow.

Page H1264

Senate Messages: Messages received from the Senate today appear on pages H1219 and H1231.

Senate Referral: S. 1886 was referred to the Committee on the Judiciary.

Page H1271

Quorum Calls—Votes: Two yea-and-nay votes and seven recorded votes developed during the proceedings of today and appear on pages H1231–32, H1233–34, H1234, H1234–35, H1235–36, H1261–62, H1262, H1263, and H1263–64. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 7:42 p.m.

Committee Meetings

MISCELLANEOUS MEASURE

Committee on Agriculture: Full Committee held a markup on budget views and estimates letter of the Committee on Agriculture for the agencies and programs under jurisdiction of the Committee for FY 2013. The letter was agreed to without amendment.

APPROPRIATIONS—FEDERAL BUREAU OF INVESTIGATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, Science, and Related Agencies held a hearing on FY 2013 Budget Request for the Federal Bureau of Investigations. Testimony was heard from Robert S. Mueller III, Director, Federal Bureau of Investigations.

APPROPRIATIONS—DEPARTMENT OF THE ARMY

Committee on Appropriations: Subcommittee on Defense held a hearing on FY 2013 Budget Request for the Army. Testimony was heard from John M. McHugh, Secretary of the Army; and General Raymond Odierno, Chief of the Army.

APPROPRIATIONS—FOOD AND DRUG ADMINISTRATION

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on FY 2013 Budget Request for the Department of Agriculture. Testimony was heard from Harris Sherman, Under Secretary, Natural Resources and Environment, Department of Agriculture; Dave White, Chief, Natural Resources Conservation Service, Department of Agriculture; and Michael Young, Budget Officer, Department of Agriculture.

APPROPRIATIONS—FEDERAL EMERGENCY MANAGEMENT AGENCY

Committee on Appropriations: Subcommittee on Homeland Security held a hearing on FY 2013 Budget Request for Federal Emergency Management Agency. Testimony was heard from Craig Fugate, Administrator, Federal Emergency Management Agency; and public witnesses.

APPROPRIATIONS—NUCLEAR ENERGY AND NUCLEAR REGULATORY COMMISSION

Committee on Appropriations: Subcommittee on Energy and Water Development, and Related Agencies held a hearing on FY 2013 Budget Request for Nuclear Energy and Nuclear Regulatory Commission. Testimony was heard from Peter Lyons, Associate Secretary for Nuclear Energy, Department of Energy; and Gregory Jaczko, Chairman, Nuclear Regulatory Commission.

APPROPRIATIONS—BUREAU OF OCEAN ENERGY MANAGEMENT

Committee on Appropriations: Subcommittee on Interior, Environment, and Related Agencies held a hearing on FY 2013 Budget Request for the Bureau of Ocean Energy Management/Bureau of Safety and Environmental Enforcement Budget. Testimony was heard from Tommy Beaudreau, Director, Bureau of Ocean Energy Management; and Rear Admiral James Watson, Director, Bureau of Safety and Environment.

APPROPRIATIONS—INSTALLATION, ENVIRONMENT, AND BRAC

Committee on Appropriations: Subcommittee on Military Construction, Veterans Affairs, and Related Agencies held a hearing on Installation, Environment, and BRAC. Testimony was heard from Dorothy Robyn, Deputy Under Secretary of Defense, Installations and Environment; Katherine Hammack, Assistant Secretary of the Army, Installations and Environment; Jackalyne Pfannestiel, Secretary of the Navy, Installations and Environment; and Terry A.

Yonkers, Assistant Secretary of the Air Force, Environment and Logistics.

APPROPRIATIONS—U.S. ARMY CORPS OF ENGINEERS

Committee on Appropriations: Subcommittee on Energy and Water Development, and Related Agencies held a hearing on FY 2013 Budget Request for the U.S. Army Corps of Engineers. Testimony was heard from Jo-Ellen Darcy, Assistant Secretary of the Army for Civil Works; and Major General Meredith “Bo” Temple, Chief of Engineers (Acting).

APPROPRIATIONS—DEPARTMENT OF THE TREASURY

Committee on Appropriations: Subcommittee on Financial Services and General Government held a hearing on Fiscal Year 2013 Budget Request for the Treasury Inspector General. Testimony was heard from Eric M. Thorson, Treasury Inspector General; and J. Russel George, Treasury Inspector General for Tax Administration.

U.S. CENTRAL COMMAND, U.S. SPECIAL OPERATIONS COMMAND AND U.S. TRANSPORTATION COMMAND

Committee on Armed Services: Full Committee held a hearing on the Fiscal Year 2013 National Defense Authorization Budget Requests from U.S. Central Command, U.S. Special Operations Command and U.S. Transportation Command. Testimony was heard from General James N. Mattis, USMC Commander, U.S. Central Command; General William M. Fraser III, USAF Commander, U.S. Transportation Command; and Admiral William H. McRaven, USN Commander, U.S. Special Operations Command.

ASSESSING MOBILITY AIRLIFT CAPABILITIES

Committee on Armed Services: Subcommittee on Seapower and Projection Forces held a hearing on assessing mobility airlift capabilities and operational risks under the revised 2012 defense strategy. Testimony was heard from General Raymond E. Johns, USAF, Commander, Air Mobility Command; Lieutenant General Harry M. Wyatt, USAF, Director, Air National Guard; Major General Christopher Bogdan, USAF, Director, KC-46 Tanker Mobilization Directorate; Major General James O. Barclay, USA, Assistant Deputy Chief of Staff; and Cary Russell, Director (Acting), Defense Capabilities and Management, GAO.

CYBERSECURITY: THE PIVOTAL ROLE OF COMMUNICATIONS NETWORKS

Committee on Energy and Commerce: Subcommittee on Communications and Technology held a hearing entitled “Cybersecurity: The Pivotal Role of Communications Networks”. Testimony was heard from public witnesses.

AMERICAN ENERGY INITIATIVE: RISING GASOLINE PRICES

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing entitled “The American Energy Initiative: Rising Gasoline Prices”. Testimony was heard from public witnesses.

SECURITIES INVESTOR PROTECTION CORPORATION

Committee on Financial Services: Subcommittee on Capitol Markets and Government Sponsored Enterprises held a hearing entitled “The Securities Investor Protection Corporation: Past, Present, and Future”. Testimony was heard from Senator Vitter; Joe Borg, Director, Alabama Securities Commission; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Full Committee held a markup of the following: H.R. 2106, the “Syria Freedom Support Act”; H.R. 890, the “Holocaust Insurance Accountability Act of 2011”; H.R. 1410 the “Vietnam Human Rights Act of 2011”; H.R. 3783, the “Countering Iran in the Western Hemisphere Act of 2012”; H.R. 4041, the “Export Promotion Reform Act”; and S. Con. Res. 17, a concurrent resolution expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO). The following bills were ordered reported, as amended: H.R. 2106; H.R. 890; H.R. 1410; H.R. 3783; and H.R. 4041. The following was ordered reported without amendment: S. Con. Res. 17.

STATE DEPARTMENT’S REWARD PROGRAMS: PERFORMANCE AND POTENTIAL

Committee on Foreign Affairs: Subcommittee on Terrorism, Nonproliferation, and Trade held a hearing entitled “The State Department’s Reward Programs: Performance and Potential”. Testimony was heard from Robert A. Hartung, Assistant Director, Threat Investigations and Analysis Directorate Bureau of Diplomatic Security, Department of State; M. Brooke Darby, Deputy Assistant Secretary, Bureau of International Narcotics and Law Enforcement Affairs, Department of State; and Stephen J. Rapp, Ambassador-at-Large, Office of Global Criminal Justice.

MISCELLANEOUS MEASURES

Committee on Homeland Security: Subcommittee on Transportation Security held a markup of H.R. 2179, to amend title 49, United States Code, to direct the Assistant Secretary of Homeland Security (Transportation Security Administration) to transfer unclaimed money recovered at airport security checkpoints to United Service Organization, Incorporated, and for other purposes. The bill was ordered reported, without amendment.

PRESCRIPTION DRUG EPIDEMIC IN AMERICA

Committee on the Judiciary: Subcommittee on Crime, Terrorism, and Homeland Security held a hearing entitled “The Prescription Drug Epidemic in America”. Testimony was heard from Representatives Rahall; Rogers, KY; Bono Mack; and Lynch.

LEGISLATIVE MEASURE

Committee on the Judiciary: Subcommittee on Immigration Policy and Enforcement held a hearing on H.R. 3808, the “Scott Gardner Act”. Testimony was heard from Representatives Myrick, McIntyre, Gonzalez; and Charles Jenkins, Sheriff, Frederick County, Maryland; and Chris Burbank, Chief of Police, Salt Lake City Police Department.

COUNCIL ON ENVIRONMENTAL QUALITY FY 2013 FUNDING REQUEST

Committee on Natural Resources: Full Committee held a hearing entitled “The Council on Environmental Quality’s Fiscal Year 2013 Funding Request and the Effects on NEPA, National Ocean Policy and Other Federal Environmental Policy Initiatives”. Testimony was heard from Nancy Sutley, Chairwoman, Council on Environmental Policy.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION FY 2013 BUDGET REQUEST

Committee on Science, Space, and Technology: Full Committee held a hearing entitled “An Overview of the National Aeronautics and Space Administration Budget for Fiscal Year 2013”. Testimony was heard from Charles F. Bolden, Jr., Administrator, National Aeronautics and Space Administration.

MISCELLANEOUS MEASURES

Committee on Small Business: Full Committee held a markup of the following: Views and Estimates on the Small Business Administration’s FY 2013 budget request; H.R. 3850, the “Government Efficiency through Small Business Contracting Act of 2012”; H.R. 3851, the “Small Business Advocate Act of 2012”; H.R. 3893, the “Subcontracting Transparency and Reliability Act of 2012”; H.R. 3980,

the “Small Business Opportunity Act of 2012”; H.R. 4118, the “Small Business Procurement Improvement Act of 2012”; and H.R. 4121, the “Early Stage Small Business Contracting Act of 2012”. The Small Business Administration’s FY 2013 Budget was agreed to without amendment. The following bill was ordered reported, without amendment: H.R. 4118. The following bills were ordered reported, as amended: H.R. 3850; H.R. 3893; H.R. 3980; and H.R. 4121.

PROTECTING MARITIME JOBS AND ENHANCING MARINE SAFETY

Committee on Transportation and Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing entitled “Protecting Maritime Jobs and Enhancing Marine Safety in the Post-Budget Control Act Fiscal Environment: A Review of the Administration’s Fiscal Year 2013 Coast Guard and Maritime Transportation Budget Request”. Testimony was heard from Admiral Robert J. Papp, Jr., Commandant, U.S. Coast Guard; Master Chief Michael P. Leavitt, U.S. Coast Guard; Richard A. Lidinsky, Jr., Chairman, Federal Maritime Commission; and David T. Matsuda, Administrator, Maritime Administration.

CLOSELY-HELD BUSINESSES IN THE CONTEXT OF TAX REFORM

Committee on Ways and Means: Full Committee held a hearing entitled “Closely-Held Businesses in the Context of Tax Reform”. Testimony was heard from public witnesses.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR THURSDAY, MARCH 8, 2012

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: Subcommittee on Department of Homeland Security, to hold hearings to examine proposed budget estimates for fiscal year 2013 for the Department of Homeland Security, 10 a.m., SD-192.

Subcommittee on Commerce, Justice, Science, and Related Agencies, to examine proposed budget estimates for fiscal year 2013 for the Department of Justice, 10 a.m., SD-124.

Subcommittee on Transportation and Housing and Urban Development, and Related Agencies, to hold hearings to examine an overview of the Federal Housing Administration, 10 a.m., SD-138.

Committee on Armed Services: To hold hearings to examine the Department of the Army in review of the Defense

Authorization request for fiscal year 2013 and the Future Years Defense Program, 9:30 a.m., SD-106.

Committee on Banking, Housing, and Urban Affairs: To hold hearings to examine addressing the housing crisis in Indian country, focusing on leveraging resources and coordinating efforts, 10 a.m., SD-538.

Committee on Health, Education, Labor, and Pensions: To hold hearings to examine the key to America’s global competitiveness, focusing on a quality education, 10 a.m., SD-430.

Committee on Homeland Security and Governmental Affairs: To hold hearings to examine the President’s proposed budget request for fiscal year 2013 for the Department of Homeland Security, 2:30 p.m., SD-342.

Committee on Indian Affairs: To hold hearings to examine the President’s proposed budget request for fiscal year 2013 for Native Programs, 2:15 p.m., SD-628.

Committee on the Judiciary: Business meeting to consider S. 1002, to prohibit theft of medical products, and the nominations of Patty Shwartz, of New Jersey, to be United States Circuit Judge for the Third Circuit, Jeffrey J. Helmick, to be United States District Judge for the Northern District of Ohio, Mary Geiger Lewis, to be United States District Judge for the District of South Carolina, Timothy S. Hillman, to be United States District Judge for the District of Massachusetts, and Thomas M. Harrigan, of New York, to be Deputy Administrator of Drug Enforcement, Department of Justice, 10 a.m., SD-226.

Select Committee on Intelligence: To hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

House

Committee on Appropriations, Subcommittee on Transportation, Housing and Urban Development, hearing on FY 2013 Budget Request for Department of Transportation, 9:30 a.m., 2358–A Rayburn.

Subcommittee on Defense, hearing on FY 2013, Budget Request for Defense Health Program Budget, 10 a.m., 2359 Rayburn.

Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies, hearing on FY 2013 Budget Request, Food Safety and Inspection Service, 10:30 a.m., 2362–A Rayburn.

Subcommittee on Homeland Security, hearing on FY 2013 Budget Request for Immigration and Customs Enforcement, 1 p.m., 2359 Rayburn.

Committee on Armed Services, Subcommittee on Tactical Air and Land Forces, hearing on Army and Marine Corps ground system modernization programs, 10 a.m., 2212 Rayburn.

Subcommittee on Readiness, hearing on request for authorization of another BRAC round and additional reductions in overseas bases, 11:30 a.m., 2118 Rayburn.

Subcommittee on Strategic Forces, hearing on Fiscal Year 2013 National Defense Authorization Budget Request for national security space activities, 1 p.m., 2212 Rayburn.

Committee on the Budget, Full Committee, hearing entitled “Members’ Day”, 10 a.m., 210 Cannon.