

their annuity would be adjusted, increasing the employee's lifetime retirement income. The Senate amendment excludes from eligibility law enforcement officers, firefighters, nuclear materials couriers, air traffic controllers, customs and border protection officers, or members of the Capital Police or Supreme Court Police.

#### CONFERENCE REPORT

The conference report follows the Senate amendment with three changes. First, Postal Service employees are exempted from the requirement to spend 20 percent of their time mentoring. Second, the provision provides that certain law enforcement officers such as Customs and Border Protection Officers hired before 2008 (when they were granted law-enforcement type status which makes them ineligible for phased retirement under the Senate Amendment because they are subject to mandatory retirement) are eligible for phased retirement. Finally, the conference agreement provides an exception to the additional tax under section 72(t) of the Internal Revenue Code for distributions from federal retirement plans to qualified phased retirees.

*Effective Date*—The provision is effective on the date the implementing regulations are issued by the Director of the Office of Personnel Management.

#### *Technical correction to the disaster recovery FMAP provision*

The ACA included a provision known as the 'disaster-recovery FMAP' designed to help states adjust to drastic changes in FMAP following a statewide disaster. Once triggered, the policy would provide assistance for as many as seven years following the disaster, as long as the state continued to experience an FMAP drop of more than three percentage points. The Middle Class Tax Relief and Job Creation Act of 2012 corrected the formula. This policy moves the effective date to October 1, 2012 and adjusts the formula for fiscal year 2013.

#### *Ocean freight differential*

The United States provides humanitarian food aid to developing countries. This assistance is subject to an additional cargo preference, which requires 75% of food assistance be shipped from U.S. flagged vessels. The Maritime Administration at the Department of Transportation is required to reimburse the U.S. agencies that sponsor food aid shipments for the increased costs associated with the U.S. flag shipping requirement. This proposal would reduce to 50% the incremental ocean freight differential, which would reduce the amount of quarterly payments made by Maritime Administration at the Department of Transportation.

#### *Abandoned mine land*

This proposal would cap abandoned mine land (AML) reclamation payments to states that have completed all high-priority abandoned coal mine reclamation projects. Under this proposal, payments to those states (certified states) would be capped at \$15 million annually.

Pursuant to the order of the House on April 25, 2012, the Speaker appointed the following conferees from the Committee on Transportation and Infrastructure for consideration of the House bill (except section 141) and the Senate amendment (except secs. 1801, 40102, 40201, 40202, 40204, 40205, 40305, 40307, 40309, 40312, 100112, 100114, and 100116), and modifications committed to conference:

JOHN MICA,  
DON YOUNG,  
JOHN DUNCAN,  
BILL SHUSTER,  
SHELLEY MOORE CAPITO,  
RICK CRAWFORD,  
JAIME HERRERA BEUTLER,

LARRY BUCSHON,  
RICHARD HANNA,  
STEVE SOUTHERLAND,  
JAMES LANKFORD,  
REID RIBBLE,  
NICK RAHALL,  
PETER DEFAZIO,  
JERRY COSTELLO,  
ELEANOR HOLMES NORTON,  
JERROLD NADLER,  
CORRINE BROWN,  
ELIJAH CUMMINGS,  
LEONARD BOSWELL,  
TIM BISHOP,

As additional conferees from the Committee on Commerce, for consideration of sec. 142 and titles II and V of the House bill, and secs. 1113, 1201, 1202, subtitles B, C, D, and E of title I of Division C, secs. 32701, 32705, 32710, 32713, 40101, and 40301 of the Senate amendment, and modifications committed to conference:

FRED UPTON,  
ED WHITFIELD,  
HENRY WAXMAN,

As additional conferees from the Committee on Natural Resources, for consideration of secs. 123, 142, 204, and titles III and VI of the House bill, and sec. 1116, subtitles C, F, and G of title I of Division A, sec. 33009, titles VI and VII of Division C, sec. 40101, subtitles A and B of title I of Division F, and sec. 100301 of the Senate amendment, and modifications committed to conference:

DOC HASTINGS,  
ROB BISHOP,  
ED MARKEY,

As additional conferees from the Committee on Science, Space, and Technology for consideration of secs. 121, 123, 136, and 137 of the House bill, and sec. 1534, subtitle F of title I of Division A, secs. 20013, 20014, 20029, 31101, 31103, 31111, 31204, 31504, 32705, 33009, 34008, and Division E of the Senate amendment, and modifications committed to conference:

RALPH HALL,  
CHIP CRAVAACK,  
EDDIE BERNICE JOHNSON,

As additional conferees from the Committee on Ways and Means, for consideration of secs. 141 and 142 of the House bill, and secs. 1801, 40101, 40102, 40201, 40202, 40204, 40205, 40301, 40307, 40309, 40314, 100112, 100114, and 100116 of the Senate amendment, and modifications committed to conference:

DAVE CAMP,  
PAT TIBERI,  
EARL BLUMENAUER,

*Managers on the Part of the House.*

BARBARA BOXER,  
MAX BAUCUS,  
JOHN ROCKEFELLER,  
DICK DURBIN,  
TIM JOHNSON,  
CHUCK SCHUMER,  
BILL NELSON,  
ROBERT MENENDEZ,  
JAMES INHOFE,  
DAVID VITTER,  
ORRIN HATCH,  
RICHARD SHELBY,  
KAY BAILEY HUTCHISON,  
JOHN HOEVEN,

*Managers on the Part of the Senate.*

From the Committee on Transportation and Infrastructure, for consideration of the House bill (except section 141) and the Senate amendment (except secs. 1801, 40102, 40201, 40202, 40204, 40205, 40305, 40307, 40309-40312, 100112-100114, and 100116), and modifications committed to conference:

JOHN L. MICA,  
DON YOUNG,  
JOHN J. DUNCAN, JR.  
BILL SHUSTER,  
SHELLEY MOORE CAPITO,  
ERIC A. "RICK" CRAWFORD,

JAIME HERRERA BEUTLER,  
LARRY BUCSHON,  
RICHARD L. HANNA,  
STEVE SOUTHERLAND II,  
JAMES LANKFORD,  
REID J. RIBBLE,

From the Committee on Energy and Commerce, for consideration of sec. 142 and titles II and V of the House bill, and secs. 1113, 1201, 1202, subtitles B, C, D, and E of title I of Division C, secs. 32701-32705, 32710, 32713, 40101, and 40301 of the Senate amendment, and modifications committed to the conference:

FRED UPTON,  
ED WHITFIELD,  
HENRY A. WAXMAN,

From the Committee on Natural Resources, for consideration of secs. 123, 142, 204, and titles III and VI of the House bill, and sec. 1116, subtitles C, F, and G of title I of Division A, sec. 33009, titles VI and VII of Division C, sec. 40101, subtitles A and B of title I of Division F, and sec. 100301 of the Senate amendment, and modifications committed to conference:

DOC HASTINGS,  
ROB BISHOP,

From the Committee on Science, Space, and Technology for consideration of secs. 121, 123, 136, and 137 of the House bill, and sec. 1534, subtitle F of title I of Division A, secs. 20013, 20014, 20029, 31101, 31103, 31111, 31204, 31504, 32705, 33009, 34008, and Division E of the Senate amendment, and modifications committed to conference:

RALPH M. HALL,  
CHIP CRAVAACK,

From the Committee on Ways and Means, for consideration of secs. 141 and 142 of the House bill, and secs. 1801, 40101, 40102, 40201, 40202, 40204, 40205, 40301-40307, 40309-40314, 100112-100114, and 100116 of the Senate amendment, and modifications committed to conference:

DAVE CAMP,  
PATRICK J. TIBERI,  
*Managers on the Part of the House.*

BARBARA BOXER,  
MAX BAUCUS,  
JOHN D. ROCKEFELLER, IV,  
RICHARD J. DURBIN,  
TIM JOHNSON,  
CHARLES E. SCHUMER,  
BILL NELSON,  
ROBERT MENENDEZ,  
JAMES M. INHOFE,  
DAVID VITTER,  
RICHARD C. SHELBY,  
KAY BAILEY HUTCHISON,

*Managers on the Part of the Senate.*

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. BERG). Under clause 8 of rule XX, the filing of the conference report on H.R. 4348 has vitiated the motion to instruct conferees offered by the gentlewoman from California (Ms. HAHN) which was debated yesterday and on which further proceedings were postponed.

#### RECESS

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

Accordingly (at 7 o'clock and 24 minutes p.m.), the House stood in recess.