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**Legislative Bulletin.....June 15, 2010**

**Contents:**

- H.R. 4451** - Collinsville Renewable Energy Promotion Act
- H.R. 4855** - Work-Life Balance Award Act
- H.Res. 1389** - Recognizing the immeasurable contributions of fathers in the healthy development of children, supporting responsible fatherhood, and encouraging greater involvement of fathers in the lives of their children, especially on Father's Day
- H.Res. 1414** - Congratulating Urban Prep Charter Academy for Young Men-Englewood Campus for achieving a 100 percent college acceptance rate for all 107 members of its first graduating class of 2010
- H.Res. 1322** - Celebrating the 20th anniversary of the Albert Einstein Distinguished Educator Fellowship Program and recognizing the significant contributions of Albert Einstein Fellows
- H.Con.Res. 242** - Honoring and praising the National Association for the Advancement of Colored People on the occasion of its 101st anniversary
- H.Res. 1422** - Honoring the Department of Justice on the occasion of its 140th anniversary
- H.R. 2142** - Government Efficiency, Effectiveness, and Performance Improvement Act
- H.Res. 879** - Supporting the goals and ideals of American Education Week
- H.Res. 1357** - Commending and congratulating the Hollywood Walk of Fame on the occasion of its 50th anniversary

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**H.R. 4451 — Collinsville Renewable Energy Promotion Act  
 (Murphy, D-CT)**

**Order of Business:** The legislation is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the bill.

**Summary:** H.R. 4451 would permit the Federal Energy Regulatory Commission (Commission) to reinstate licenses, and may extend the required construction date for two projects under the Federal Power Act (16 U.S.C. 806). These projects are in Hartford County, Connecticut.

This legislation states that if the Commission reinstates a license, and extends the required construction date, that license shall be transferred to the town of Canton, Connecticut. This legislation requires the Commission to complete an environmental assessment for these two projects.

**Cost to Taxpayers:** CBO states that H.R. 4451 would have no net effect on the federal budget.

**Committee Action:** H.R. 4451 was introduced on January 13, 2010 and introduced to the House Energy and Commerce Subcommittee on Energy and Environment. A subcommittee markup was held on March 24, 2010 and the legislation was approved by voice vote. A full committee markup was held on May 26, 2010 and the legislation was approved, as amended, by voice vote.

**Administration Position:** None available.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No committee report citing any state-government, local government, or private-sector mandates is available.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** No committee report citing compliance with the House earmark rule is available.

**Constitutional Authority:** No committee report citing constitutional authority is available.

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**H.R. 4855 —To establish the Work-Life Balance Award for employers  
that have developed and implemented work-life balance policies  
(Woolsey, D–CA)**

**Order of Business:** The bill is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the bill.

**Summary:** H.R. 4855 would:

- Establish in the Department of Labor an annual “Work-Life Balance Award” for employers that have developed and implemented work-life balance policies.
- Require that the Secretary of Labor submit an annual report to Congress and the public describing the type of work-life balance policies being offered to and utilized by employees.
- Establish within the Department of Labor a Work-Life Balance Advisory Board which would, among other things, develop criteria to determine recipients of the Award, develop a process for receiving applications, recommend recipients, and present to the Secretary the names of the employers that the Board recommends.
- The Board shall consist of:
  - 1 person (the Chairperson) representing the public;
  - 1 representing state or local government;
  - 1 representing a nonprofit;

- 2 representing private industry;
- 2 representing labor organizations; and
- 2 representing families and children.

**Possible Conservative Concerns:** Some conservatives might be concerned that Congress is requiring that the Department of Labor establish a new Board within DoL that will be required to devote time, energy, and resources to giving an award on “Work-Life Balance.” During a time of almost 10% unemployment, many conservatives might question why the federal government is not focusing its efforts on creating more private sector jobs, but instead awarding those who have a good “work-life balance,” which does nothing to create jobs.

**Committee Action:** On March 16, 2010, the bill was introduced and referred to the House Committee on Education and Labor Subcommittee on Workforce Protections, which took no official public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** No CBO score is available.

**Does the Bill Expand the Size and Scope of the Federal Government?** Yes. It creates a new Advisory Board within the Department of Labor to administer the award program.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?** Although the bill contains no earmarks, and there’s no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** No explanation of constitutional authority is provided.

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**H.Res. 1389 - Recognizing the immeasurable contributions of fathers in the healthy development of children, supporting responsible fatherhood, and encouraging greater involvement of fathers in the lives of their children, especially on Father's Day (*McIntyre, D-NC*)**

**Order of Business:** The resolution is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the resolution.

**Summary:** H.Res. 1389 would resolve that the House of Representatives:

- “Commends the millions of fathers who serve as a wonderful, caring parent for their children;
- “Calls on fathers across the United States to use Father's Day to reconnect and rededicate themselves to their children's lives, to spend Father's Day with their children, and to express their love and support for their children;
- “Urges men to understand the level of responsibility fathering a child requires, especially in the encouragement of the mental, moral, social, academic, emotional, physical, and spiritual development of children; and
- “Encourages active involvement of fathers in the rearing and development of their children, including the devotion of time, energy, and resources.”

The resolution lists a number of findings including:

- “Children with involved fathers are more likely to do well in school, have a better sense of well-being, and have fewer behavioral problems;
- “When fathers are actively involved in the upbringing of children, the children demonstrate greater self-control and a greater ability to take initiative;
- “Responsible fatherhood can help reduce child poverty; and
- “Father's Day is the third Sunday in June.”

**Committee Action:** H.Res. 1389 was introduced on May 25, 2010, and referred to the House Committee on Education and Labor, which took no public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** The resolution would not authorize any additional expenditures.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** Though the bill contains no earmarks, and there's no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** A committee report stating constitutional authority is unavailable.

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**H.Res. 1414 - Congratulating Urban Prep Charter Academy for Young Men--Englewood Campus for achieving a 100 percent college acceptance rate for all 107 members of its first graduating class of 2010 (*Rush, D-IL*)**

**Order of Business:** The resolution is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the resolution.

**Summary:** H.Res. 1414 would resolve that the House of Representatives:

- “Congratulates Principal Tim King and all of the students, teachers, administrators, and support personnel at Urban Prep Charter Academy for Young Men--Englewood Campus for achieving a 100 percent college acceptance rate for its first graduating class of 2010.”

The resolution lists a number of findings including:

- “Urban Prep Academies is a nonprofit organization that operates a network of all-boys public schools, including the Nation's first and the State of Illinois' only charter public high school for boys;
- “In 2002, a group of motivated African-American civic, business, and education leaders, organized by Tim King, determined to establish a new high school in Chicago, Illinois, focused on providing a strong college-preparatory high school option for boys in underserved African-American communities;
- “A University of Chicago study published in 2006, reported that only 1 in 40 African-American boys in Chicago public schools eventually graduate from a 4-year university and, currently, approximately 85 percent of Urban Prep students are low-income and all are African-American;
- “Urban Prep Charter Academy for Young Men--Englewood Campus, which has inspired the Nation by achieving a 100 percent college acceptance rate for its June 12, 2010, first ever graduating class, will convene an Inaugural ‘Signing Day’ event where each senior student will stand to publicly announce the college or university he has chosen to attend and commit to that school by signing the Urban Prep ‘100 Percent to College’ board and the ‘Credimus Book’; and
- “Urban Prep has been recognized internationally for its success in improving the academic, social, and emotional development of urban young men and the story of Urban Prep's success has been featured by over 140 media outlets, including the Chicago Tribune, Chicago Sun Times, Washington Post, Good Morning America with Robin Roberts, ABC World News with Diane Sawyer, CNN, MSNBC, Fox News, Anderson Cooper 360, National Public Radio, and Essence, Jet, and Black Enterprise magazines.”

**Additional Information:** [Urban Prep Academies](#) is a 501(c)3 organization that received [\\$4,170,197](#) in government grants between July 1, 2008 and June 30, 2009. They are an all male school that admits students via lottery.

**Committee Action:** H.Res. 1414 was introduced on May 28, 2010, and referred to the House Committee on Education and Labor, which took no public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** The resolution would not authorize any additional expenditures.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** Though the bill contains no earmarks, and there's no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** A committee report stating constitutional authority is unavailable.

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## **H.Res. 1322 - Celebrating the 20th anniversary of the Albert Einstein Distinguished Educator Fellowship Program and recognizing the significant contributions of Albert Einstein Fellows (*Honda, D-CA*)**

**Order of Business:** The resolution is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the resolution.

**Summary:** H.Res. 1322 would resolve that the House of Representatives:

- “Recognizes the significance of the 20th anniversary of the Albert Einstein Distinguished Educator Fellowship Program;
- “Recognizes the value of having current science, technology, engineering, and mathematics teachers directly engaged in the policymaking process;
- “Recognizes the sacrifices made by teachers who interrupt their careers to serve as Einstein Fellows;
- “Supports continuation of the Einstein Fellowship program;
- “Encourages Federal Agencies and congressional offices to host Einstein Fellows, and to leverage the expertise of former Einstein Fellows; and
- “Recognizes the contributions of Einstein Fellows, past, present, and future.”

The resolution lists a number of findings including:

- “The Albert Einstein Distinguished Educator Fellowship Program was established in 1990, and formalized by law in 1994;
- “The Department of Energy through its Office of Workforce Development for Teachers and Scientists, and the Triangle Coalition for Science and Technology Education have nurtured and grown the Einstein Fellowship Program;
- “the Einstein Fellowship Program fosters a spirit of cooperation between Federal agencies by placing a network of fellows at these different agencies;
- “Einstein Fellows have made invaluable contributions to the formulation of educational policy with their advice to Members of Congress and officials in Federal agencies, by developing legislation, and by creating innovative educational programs and interventions;
- “The contributions of the Einstein Fellows during their service and later upon the continuation of their professional careers, serve as role models and examples of dedication and commitment for past, current, and future generations of educators and public servants.”

**Additional Information:** The Albert Einstein Distinguished Educator Fellowship Program is managed under the Triangle Coalition for Science and Technology Education. The Coalition is a 501(c)3 and received [\\$1,521,733](#) in taxpayer funds during calendar year 2008. Data from 2009 was not available.

**Committee Action:** H.Res. 1409 was introduced on May 27, 2010, and was referred to the House Committee on Financial Services, which took no public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** The resolution does not authorize additional expenditures.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** Though the bill contains no earmarks, and there’s no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** A committee report citing constitutional authority is unavailable.

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## **H.Con.Res. 242 - Honoring and praising the National Association for the Advancement of Colored People on the occasion of its 101st anniversary (Green, D-TX)**

**Order of Business:** The resolution is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the resolution.

**Summary:** H.Con.Res. 242 would resolve that the House of Representatives:

- “Recognizes the 101st anniversary of the historic founding of the National Association for the Advancement of Colored People; and
- “Honors and praises the National Association for the Advancement of Colored People on the occasion of its anniversary for its work to ensure the political, educational, social, and economic equality of all persons.”

The resolution lists a number of findings including:

- “The National Association for the Advancement of Colored People (referred to in this resolution as the `NAACP'), originally known as the National Negro Committee, was founded in New York City on February 12, 1909, the centennial of Abraham Lincoln's birth, by a multiracial group of activists who met in a national conference to discuss the civil and political rights of African-Americans;
- “The NAACP has used political pressure, marches, demonstrations, and effective lobbying to serve as the voice, as well as the shield, for minority Americans;
- “The NAACP was prominent in lobbying for the passage of the Civil Rights Acts of 1957, 1960, and 1964, the Voting Rights Act of 1965, the Fannie Lou Hamer, Rosa Parks, Coretta Scott King, Cesar E. Chavez, Barbara C. Jordan, William C. Velasquez, and Dr. Hector P. Garcia Voting Rights Act Reauthorization and Amendments Act of 2006, and the Fair Housing Act, laws that ensured Government protection for legal victories achieved;
- “The NAACP has helped usher in the new millennium by charting a bold course, beginning with the appointment of the organization's youngest President and Chief Executive Officer, Benjamin Todd Jealous, and by outlining a strategic plan to confront 21st century challenges in the critical areas of health, education, housing, criminal justice, and environment; and
- “On July 16, 2009, the NAACP celebrated its centennial anniversary in New York City, highlighting an extraordinary century of Bold Dreams, Big Victories with a historic address from the first African-American president of the United States, Barack Obama.”

**Committee Action:** H.Con.Res. 242 was introduced on February 25, 2010, and referred to the House Committee on Judiciary, which took no public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** The resolution would not authorize any additional expenditures.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** Though the bill contains no earmarks, and there's no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** A committee report stating constitutional authority is unavailable.

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## **H.Res. 1422 - Honoring the Department of Justice on the occasion of its 140th anniversary (Sensenbrenner, R-WI)**

**Order of Business:** The resolution is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the resolution.

**Summary:** H.Res. 1422 would resolve that the House of Representatives:

- “Honors the Department of Justice on the occasion of its 140th anniversary;
- “Commends the men and women of the Department of Justice for their tireless commitment to pursuing justice, combating major domestic and international crimes, ensuring civil liberties, and protecting the people of the United States; and
- “Encourages the Department of Justice to continue its mission of pursuing the administration of justice for all people in the United States.”

The resolution lists a number of findings including:

- “The Department of Justice officially came into existence on July 1, 1870, through an Act of Congress establishing it as ‘an executive department of the government of the United States’ with the Attorney General as its head;
- “In 2006, the Department of Justice recognized the danger threatening the United States due to technology-assisted exploitation crimes targeting children, and responded by launching Project Safe Childhood, an effort which has resulted in record numbers of arrests and prosecutions of individuals who seek to commit sexual crimes against children;
- “In the past 8 years, the Department of Justice has disrupted 8, and dismantled 2, Priority Target Organizations (PTOs);
- “Since 2004, the Department of Justice has led the 2 largest multinational law enforcement efforts ever directed at online piracy, involving simultaneous efforts

- in 12 countries, more than 200 searches and arrests in more than 30 States, more than \$100,000,000 in seized pirated works, and a total of 112 felony convictions to date; and
- “The Department of Justice's accomplishments are numerous and have played a significant part in securing the safety and security of the families and communities of the United States.”

**Committee Action:** H.Res. 1422 was introduced on May 28, 2010, and referred to the House Committee on Judiciary, which took no public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** The resolution would not authorize any additional expenditures.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** Though the bill contains no earmarks, and there’s no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** A committee report stating constitutional authority is unavailable.

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## **H.R. 2142—Government Efficiency, Effectiveness, and Performance Improvement Act (*Cuellar, D-TX*)**

**Order of Business:** The bill is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the bill.

**Summary:** Authorizing \$150 million over five years according to CBO, H.R. 2142 would require the Office of Management and Budget (OMB) to designate performance improvement officers at each federal agency to be responsible for conducting an assessment of each program of the agency at least once every five years. In addition, agencies would have to form performance review councils to work with OMB on the efficiency upgrades. The bill would implement program assessments to identify program goals, submit improvement plans, and designate agency improvement officers within each agency, among other goals.

Performance improvement officers would be tasked to supervise the performance management activities of the agency, including development of the agency's strategic plans, annual performance plans, and annual performance reports. The bill also allows the officer to assist the head of the agency in the development and use of performance measures in personnel performance appraisals and other agency personnel and planning processes.

The bill allows the Director of the OMB to establish a Performance Improvement Council to facilitate the exchange among agencies of information on performance management, including strategic and annual planning and reporting, to accelerate improvements in program performance. Finally, the Director of the OMB may require the development of an internet website that provides the public with information on how well each agency performs and that serves as a source of information for the public on their activities.

**Additional Information:** The Government Performance and Results Act of 1993 (GPRA) requires federal agencies to define their mission and evaluate their performance.

**Committee Action:** On April 28, 2009, the bill was referred to the House Committee on Oversight and Government Reform. The full committee held a mark-up on May 20, 2010, and the legislation, as amended, was reported by a voice vote.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** According to CBO, “implementing the new performance evaluation requirements ***would cost about \$150 million*** over the 2011-2015 period, subject to appropriation of the necessary funds.”

**Potential Conservative Concerns:** Some conservative have expressed concern the bill authorizes \$150 million to establish agency performance officers and interagency councils, but does not contain an effective means in which to consolidate or eliminate ineffective programs at each agency. Additionally, some conservatives have expressed concern that H.R. 2142 does not contain an amendment introduced in committee mark-up by Rep. Schock (R-IL). The amendment would have established a “Federal Program Sunset FERC” to evaluate agency performance and eliminate programs that failed performance standards, were found to be duplicative, or determined to be unnecessary (modeled on Rep. Brady’s Federal Sunset Act).

**Does the Bill Expand the Size and Scope of the Federal Government?** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?** A committee reporting citing compliance with the rules regarding earmarks, limited tax benefits, or limited tariff benefits is not available.

**Constitutional Authority:** A committee report citing constitutional authority is unavailable at press time.

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## **H.Res. 879 - Supporting the goals and ideals of American Education Week (Minnick, D-ID)**

**Order of Business:** The resolution is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the resolution.

**Summary:** H.Res. 879 would resolve that the House of Representatives:

- “Supports the goals and ideals of American Education Week; and
- “Encourages the people of the United States to observe National Education Week by reflecting on the positive impact of all those who work together to educate children.”

The resolution lists a number of findings including:

- “The National Education Association has designated November 15 through November 21, 2009, as the 88th annual observance of American Education Week;
- “Public schools are the backbone of the Nation's democracy, providing young people with the tools they need to maintain the Nation's precious values of freedom, civility, and equality;
- “By equipping young people in the United States with both practical skills and broader intellectual abilities, public schools give them hope for, and access to, a productive future;
- “People working in the field of public education, be they teachers, higher education faculty and staff, custodians, substitute educators, bus drivers, clerical workers, food service professionals, workers in skilled trades, health and student service workers, security guards, technical employees, or librarians, work tirelessly to serve children and communities throughout the Nation with care and professionalism; and
- “Public schools are community linchpins, bringing together adults, children, educators, volunteers, business leaders, and elected officials in a common enterprise.”

**Committee Action:** H.Res. 879 was introduced on October 29, 2009, and was referred to the House Committee on Oversight and Government Reform, which took no public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** The resolution does not authorize additional expenditures.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** Though the bill contains no earmarks, and there's no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** A committee report citing constitutional authority is unavailable.

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## **H.Res. 1357 - Commending and congratulating the Hollywood Walk of Fame on the occasion of its 50th anniversary (Watson, D-CA)**

**Order of Business:** The resolution is scheduled to be considered on Tuesday, June 15, 2010, under a motion to suspend the rules and pass the resolution.

**Summary:** H.Res. 1357 would resolve that the House of Representatives:

- “Commends and congratulates the Hollywood Walk of Fame on the occasion of its 50th anniversary.”

The resolution lists a number of findings including:

- “The Hollywood Walk of Fame is a tribute to those who have significantly contributed to the entertainment industry;
- “On March 28, 1960, the first star, awarded to Stanley Kramer, was laid in the Hollywood Walk of Fame;
- “On February 1, 1994, Sophia Loren was honored with the 2,000th star in the Hollywood Walk of Fame;
- “The Hollywood Walk of Fame is a top visitor attraction in the City of Los Angeles; and
- “Today an average of two stars are added to the Hollywood Walk of Fame each month.”

**Potential Conservative Concern:** Some conservatives may be concerned that, while the federal government is running federal deficits of \$1.5 trillion annually, Congress is spending time debating a resolution honoring the 50<sup>th</sup> anniversary of “a tribute to those who have significantly contributed to the entertainment industry” instead of legislation

that would reduce the deficit. For example, see [here](#) for a series of RSC Sunset Caucus bills that would reduce federal spending. Or see [here](#) for the YouCut spending options.

**Committee Action:** H.Res. 1357 was introduced on May 12, 2010, and was referred to the House Committee on Oversight and Government Reform, which took no public action.

**Administration Position:** No Statement of Administration Policy (SAP) is available.

**Cost to Taxpayers:** The resolution does not authorize additional expenditures.

**Does the Bill Expand the Size and Scope of the Federal Government?:** No.

**Does the Bill Contain Any New State-Government, Local-Government, or Private-Sector Mandates?:** No.

**Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits?:** Though the bill contains no earmarks, and there's no accompanying committee report, the earmarks rule (House Rule XXI, Clause 9(a)) does not apply, by definition, to legislation considered under suspension of the rules.

**Constitutional Authority:** A committee report citing constitutional authority is unavailable.

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