

# Daily Digest

## Senate

### Chamber Action

#### Routine Proceedings, pages S9391–S9488

**Measures Introduced:** Four bills and four resolutions were introduced, as follows: S. 1675–1678, and S. Res. 269–272. **Page S9436**

#### Measures Passed:

**Intelligence Authorization Act for Fiscal Year 2010:** Senate passed S. 1494, to authorize appropriations for fiscal year 2010 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, after agreeing to the following amendment proposed thereto: **Pages S9447–80**

Casey (for Feinstein/Bond) Amendment No. 2422, to improve the bill. **Page S9451**

**Defense Production Act of 1950:** Senate passed S. 1677, to reauthorize the Defense Production Act of 1950. **Pages S9480–86**

**National Aerospace Day:** Committee on Commerce, Science, and Transportation was discharged from further consideration of S. Res. 242, supporting the goals and ideals of “National Aerospace Day”, and the resolution was then agreed to. **Pages S9486–87**

**National Hispanic Serving Institutions Week:** Senate agreed to S. Res. 269, designating the week beginning September 20, 2009, as “National Hispanic Serving Institutions Week”. **Page S9487**

**High Point Furniture Market 100th Anniversary:** Senate agreed to S. Res. 270, congratulating the High Point Furniture Market on the occasion of its 100th anniversary as a leader in home furnishing. **Page S9487**

**Citizenship Day 2009:** Senate agreed to S. Res. 271, expressing support for the ideals and goals of Citizenship Day 2009. **Page S9488**

#### Measures Considered:

**Transportation, Housing and Urban Development, and Related Agencies Appropriations Act—Agreement:** Senate continued consideration of H.R. 3288, making appropriations for the Departments of Transportation, and Housing and Urban

Development, and related agencies for the fiscal year ending September 30, 2010, taking action on the following amendments proposed thereto:

**Pages S9397–S9417**

#### Adopted:

Coburn Amendment No. 2374, to determine the total cost to taxpayers of Government ownership of residential homes. **Pages S9397, S9400**

Coburn Amendment No. 2377, to require public disclosure of certain reports. **Pages S9397, S9400**

By 68 yeas to 30 nays (Vote No. 279), Wicker Modified Amendment No. 2366, to permit Amtrak passengers to safely transport firearms and ammunition in their checked baggage. **Pages S9397, S9401–02, S9415**

By 73 yeas to 25 nays (Vote No. 280), Vitter Amendment No. 2376, to affirm the continuing existence of the community service requirements under section 12(c) of the United States Housing Act of 1937. **Pages S9397, S9402**

Murray (for Warner) Modified Amendment No. 2402, to provide that amounts in the bill provided for the Transportation Planning, Research and Development program shall be used for the development, coordination, and analysis of data collection procedures and national performance measures. **Page S9416**

Murray Modified Amendment No. 2405, to provide the Secretary of Housing and Urban Development the authority to use previously appropriated funds to prevent the termination of housing assistance to eligible families. **Page S9416**

Murray (for Durbin) Amendment No. 2415, to provide technical and financial assistance to Illinois transportation officials to conduct a feasibility study for consolidated freight and passenger rail through Springfield, Illinois. **Page S9416**

#### Rejected:

By 39 yeas to 59 nays (Vote No. 277), Coburn/McCain Amendment No. 2371, to remove an unnecessary and burdensome mandate on the States, by allowing them to opt out of a provision that requires States to spend 10 percent of their surface transportation funds on enhancement projects such as roadkill reduction and highway beautification. **Pages S9397–98, S9400–01**

By 41 yeas to 57 nays (Vote No. 278), Coburn/McCain Amendment No. 2372, to fully provide for the critical surface transportation needs of the United States by prohibiting funds from being used on lower-priority projects, such as transportation museums. **Pages S9397, S9401**

By 45 yeas to 52 nays (Vote No. 281), Gregg Amendment No. 2361, to prohibit the use of stimulus funds for selfcongratulatory signage that allows lawmakers to promote their spending of taxpayer dollars on stimulus projects. **Pages S9403–05, S9408–09**

By 33 yeas to 64 nays (Vote No. 282), Ensign motion to commit the bill to the Committee on Appropriations, with instructions.

**Pages S9405–06, S9409–11**

Withdrawn:

Coburn/McCain Modified Amendment No. 2370, to fully provide for the critical surface transportation needs of the United States by prohibiting funds from being used on lower-priority projects, such as roadkill reduction programs, transportation museums, scenic beautification projects, or bicycle paths, if the Highway Trust Fund does not contain amounts sufficient to cover unfunded highway authorizations. **Pages S9397, S9398–S9400, S9401**

Pending:

Landrieu Amendment No. 2365, to amend the Disaster Relief and Recovery Supplemental Appropriations Act, 2008. **Pages S9402–03**

McCain Modified Amendment No. 2403, to prohibit the use of funds to carry out the Brownfields Economic Development Initiative program administered by the Department of Housing and Urban Development. **Pages S9406–07**

DeMint Amendment No. 2410, to limit the use of funds for the John Murtha Johnstown-Cambria County Airport. **Pages S9407–08, S9414–15**

Vitter Modified Amendment No. 2359, to prohibit the use of funds for households that include convicted drug dealing or domestic violence offenders or members of violent gangs that occupy rebuilt public housing in New Orleans. **Pages S9411–14**

Kyl motion to commit the bill to the Committee on Appropriations, with instructions to report the same back to the Senate forthwith with Kyl Amendment No. 2421 (to the instructions on Kyl motion to commit the bill), relating to the American Recovery and Reinvestment Act. **Pages S9416–17**

A unanimous-consent-time agreement was reached providing that except for the amendments provided for in this agreement, no further amendments be in order to the bill, and the following be the only first-degree amendments and motion to recommit remaining in order to the bill; that the second-degree amendments which are relevant to the first-degree to which offered be in order, but not prior to a vote

on or in relation to the first-degree amendment; that the listed Kyl motion to recommit be the only motion to recommit in order, except motions to reconsider votes, or motions to waive applicable budget points of order; that a manager's amendment that has been cleared by the managers and the two Leaders also be in order, and that if the amendment is offered, then it be considered and agreed to: Landrieu Amendment No. 2365 (listed above), Vitter Modified Amendment No. 2359 (listed above), DeMint Amendment No. 2410 (listed above), McCain Modified Amendment No. 2403 (listed above), and Kyl motion to recommit with instructions (listed above); that upon disposition of the amendments and the motion to recommit, the substitute amendment, as amended, if amended, be agreed to, and Senate vote on passage of the bill; that upon passage of the bill, Senate insist on its amendment, request a conference with the House on the disagreeing votes of the two Houses, and the Subcommittee and Senators Inouye and Cochran be appointed as conferees; provided further, that if a point of order is raised against the substitute amendment, then it be in order for another substitute amendment to be offered minus the offending provisions, but including any amendments which had been agreed to prior to this point of order, and no further amendments be in order to that amendment; that the new substitute amendment, as amended, if amended, be agreed to, and that the remaining provisions beyond adoption of the substitute amendment remain in effect; provided that at 2 p.m., on Thursday, September 17, 2009, Senate continue consideration of the bill, and vote on or in relation to the amendments and motion as specified above, with two minutes of debate equally divided and controlled prior to each vote, and that after the first vote in a sequence, the remaining votes be limited to 10 minutes each; provided further, that the cloture motion be withdrawn. **Page S9417**

**Department of the Interior, Environment, and Related Agencies Appropriations Act—Agreement:** A unanimous-consent agreement was reached providing that at approximately 10:30 a.m., on Thursday, September 17, 2009, Senate begin consideration of H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010. **Page S9488**

**Nominations Confirmed:** Senate confirmed the following nominations:

Joseph W. Westphal, of New York, to be Under Secretary of the Army.

Juan M. Garcia III, of Texas, to be an Assistant Secretary of the Navy.

John M. McHugh, of New York, to be Secretary of the Army. **Pages S9447, S9488**

**Messages from the House: Pages S9430–31**

**Measures Referred: Page S9431**

**Executive Communications: Pages S9431–33**

**Petitions and Memorials: Pages S9433–36**

**Executive Reports of Committees: Page S9436**

**Additional Cosponsors: Pages S9436–37**

**Statements on Introduced Bills/Resolutions: Pages S9437–41**

**Additional Statements: Pages S9429–30**

**Amendments Submitted: Pages S9441–46**

**Authorities for Committees to Meet: Pages S9446–47**

**Privileges of the Floor: Page S9447**

**Record Votes:** Six record votes were taken today. (Total—282) **Page S9400–01, S9401, S9402, S9409**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned at 8:05 p.m., until 9:30 a.m. on Thursday, September 17, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9488.)

## Committee Meetings

(Committees not listed did not meet)

### FEDERAL APPROPRIATIONS FOR DC CHILDREN

*Committee on Appropriations:* Subcommittee on Financial Services and General Government concluded a hearing to examine the use, impact, and accomplishments of Federal appropriations provided to improve the education of children in the District of Columbia, after receiving testimony from Michelle Rhee, Chancellor, District of Columbia Public Schools, Josephine Baker, District of Columbia Public Charter School Board, and Gregory M. Cork, Washington Scholarship Fund, all of Washington, D.C.

### HUMAN SPACE FLIGHT PLANS COMMITTEE

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science and Space concluded a hearing to examine options from the review of the United

States Human Space Flight Plans Committee, after receiving testimony from Norman R. Augustine, Chairman, United States Human Space Flight Plans Committee, National Aeronautics and Space Administration.

### STRATEGIES FOR AFGHANISTAN

*Committee on Foreign Relations:* Committee concluded a hearing to examine three strategies for Afghanistan after receiving testimony from John A. Nagl, Center for New American Security, and Stephen Biddle, Council on Foreign Relations, both of Washington, D.C.; and Rory Stewart, Harvard University Carr Center on Human Rights Policy, Cambridge, Massachusetts.

### NOMINATION

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nomination of Daniel I. Werfel, of Virginia, to be Controller, Office of Federal Financial Management, Office of Management and Budget, after the nominee testified and answered questions in his own behalf.

### NOMINATIONS

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nomination of Richard Serino, of Massachusetts, to be Deputy Administrator, Federal Emergency Management Agency, Department of Homeland Security, after the nominee, who was introduced by Senator Kerry, testified and answered questions in his own behalf.

### FEDERAL BUREAU OF INVESTIGATION

*Committee on the Judiciary:* Committee concluded an oversight hearing to examine the Federal Bureau of Investigation, after receiving testimony from Robert S. Mueller III, Director, Federal Bureau of Investigation, Department of Justice.

### BUSINESS MEETING

*Committee on Small Business and Entrepreneurship:* Committee ordered favorably reported the nominations of Winslow Lorenzo Sargeant, of Wisconsin, to be Chief Counsel for Advocacy, and Peggy E. Gustafson, of Illinois, to be Inspector General, both of the Small Business Administration.