

order to the motions; provided further, that following disposition of the points of order, and if the motions to waive are successful, Senate then vote on adoption of the conference report, with two minutes of debate, equally divided and controlled prior to each vote.

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**Department of Defense Authorization Act Conferees—Agreement:** A unanimous-consent agreement was reached providing that with respect to the conferees on the Department of Defense Authorization Act, Senators Kirk and LeMieux be added to replace the late Senator Kennedy and recently retired Senator Martinez.

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

By unanimous vote of 99 yeas (Vote No. EX. 299), Jeffrey L. Viken, of South Dakota, to be United States District Judge for the District of South Dakota.

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Jenny A. Durkan, of Washington, to be United States Attorney for the Western District of Washington for the term of four years.

Florence T. Nakakuni, of Hawaii, to be United States Attorney for the District of Hawaii for the term of four years.

Deborah K. R. Gilg, of Nebraska, to be United States Attorney for the District of Nebraska for the term of four years.

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**Nominations Received:** Senate received the following nominations:

Gladys Commons, of Virginia, to be an Assistant Secretary of the Navy.

Harris D. Sherman, of Colorado, to be Under Secretary of Agriculture for Natural Resources and Environment.

Harris D. Sherman, of Colorado, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Steven L. Jacques, of Kansas, to be an Assistant Secretary of Housing and Urban Development.

Alan D. Bersin, of California, to be Commissioner of Customs, Department of Homeland Security.

Michael C. Polt, of Tennessee, to be Ambassador to the Republic of Estonia.

Adele Logan Alexander, of the District of Columbia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2014.

Victoria Angelica Espinel, of the District of Columbia, to be Intellectual Property Enforcement Coordinator, Executive Office of the President.

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**Nominations Withdrawn:** Senate received notification of withdrawal of the following nominations:

Harris D. Sherman, of California, to be Under Secretary of Agriculture for Natural Resources and

Environment, which was sent to the Senate on September 10, 2009.

Harris D. Sherman, of California, to be a Member of the Board of Directors of the Commodity Credit Corporation, which was sent to the Senate on September 10, 2009.

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**Messages from the House:** Page S9928

**Executive Communications:** Pages S9928–29

**Executive Reports of Committees:** Page S9930

**Additional Cosponsors:** Pages S9930–32

**Statements on Introduced Bills/Resolutions:** Pages S9932–37

**Additional Statements:** Pages S9925–28

**Amendments Submitted:** Pages S9937–40

**Notices of Hearings/Meetings:** Page S9940

**Authorities for Committees to Meet:** Page S9940

**Privileges of the Floor:** Page S9940

**Record Votes:** One record vote was taken today. (Total—299) Page S9921

**Adjournment:** Senate convened at 11:30 a.m. and adjourned, in accordance with S. Res. 293, at 6:50 p.m., until 10 a.m. on Wednesday, September 30, 2009. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S9942.)

## Committee Meetings

(Committees not listed did not meet)

### PRIMARY EDUCATION IN THE DISTRICT OF COLUMBIA

*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 Mary M. Levy, Washington Lawyers' Committee for Civil Rights and Urban Affairs, Robert Cane, Friends of Choice in Urban Schools, Patricia Weitzel-O'Neill, Archdiocese of Washington, and Gregory M. Cork, Washington Scholarship Fund, all of Washington, D.C.

### PRUDENTIAL BANK SUPERVISION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine strengthening and streamlining Prudential Bank supervision, focusing on how regulation has evolved and varying regulatory systems used during the financial crisis, after receiving testimony from Richard J. Hillman,

Managing Director, Financial Markets and Community Investment, Government Accountability Office; Eugene A. Ludwig, Promontory Financial Group, and Martin Neil Baily, Brookings Institution, both of Washington, D.C.; and Richard S. Carnell, Fordham University School of Law, New York, New York.

### CHILDREN'S HEALTH PROTECTION

*Committee on Environment and Public Works:* Subcommittee on Children's Health concluded a hearing to examine promoting and improving children's health protections, after receiving testimony from Peter Grevatt, Director, Office of Children's Health Protection and Environmental Education, Environmental Protection Agency; Linda S. Birnbaum, Director, National Institute of Environmental Health Sciences, National Institutes of Health, Department of Health and Human Services; Mary Story, University of Minnesota School of Public Health, Minneapolis, on behalf of Healthy Eating Research National Program Office; and Reid Ewing, University of Utah Department of City and Metropolitan Planning, Salt Lake City.

### BUSINESS MEETING

*Committee on Finance:* Committee resumed consideration of an original bill entitled, "America's Healthy Future Act of 2009", but did not complete action thereon, and recessed subject to the call and will meet again on Wednesday, September 30, 2009.

### FEDERAL CONTRACTING DATABASES

*Committee on Homeland Security and Governmental Affairs:* Ad Hoc Subcommittee on Contracting Oversight concluded a hearing to examine improving transparency and accessibility of federal contracting databases, focusing on the correct diagnoses of the

problems with contracting data systems, after receiving testimony from William T. Woods, Director, Acquisition and Sourcing Management, Government Accountability Office; Vivek Kundra, Federal Chief Information Officer, Administrator for Electronic Government and Information Technology, Office of Management and Budget; Adam Hughes, OMB Watch, Washington, D.C.; and Trey Hodgkins, TechAmerica, Arlington, Virginia.

### BUSINESS MEETING

*Committee on Homeland Security and Governmental Affairs:* Committee ordered favorably reported the nominations of Richard Serino, of Massachusetts, to be Deputy Administrator, Federal Emergency Management Agency, Department of Homeland Security, and Daniel I. Werfel, of Virginia, to be Controller, Office of Federal Financial Management, Office of Management and Budget.

### BODY BUILDING PRODUCTS

*Committee on the Judiciary:* Subcommittee on Crime and Drugs concluded a hearing to examine body building products and hidden steroids, focusing on enforcement barriers, after receiving testimony from Michael Levy, Director, Division of New Drugs and Labeling Compliance, Office of Compliance, Center for Drug Evaluation and Research, United States Food and Drug Administration, Department of Health and Human Services; Joseph T. Rannazzisi, Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Department of Justice; Travis T. Tygart, United States Anti-Doping Agency, Colorado Springs, Colorado; and Daniel Fabricant, Natural Products Association, and Richard Kingham, Covington & Burling LLP, both of Washington, D.C.

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## House of Representatives

### *Chamber Action*

**Public Bills and Resolutions Introduced:** 16 public bills, H.R. 3659–3674; and 4 resolutions, H. Con. Res. 192; and H. Res. 782–784, were introduced. **Pages H10069–70**

**Additional Cosponsors:** **Pages H10070–71**

**Reports Filed:** Reports were filed today as follows:  
H.R. 685, to require a study of the feasibility of establishing the United States Civil Rights Trail System, with amendments (H. Rept. 111–267);

H.R. 2442, to amend the Reclamation Water and Groundwater Study and Facilities Act to expand the Bay Area Regional Water Recycling Program (H. Rept. 111–268);

H.R. 2950, to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District, with an amendment (H. Rept. 111–269);

H.R. 905, to expand the boundaries of the Thunder Bay National Marine Sanctuary and Underwater Preserve, with an amendment (H. Rept. 111–270);