

Daily Digest

HIGHLIGHTS

Senate agreed to H. Con. Res. 332, Adjournment Resolution.

Senate

Chamber Action

Routine Proceedings, pages S8001–8110

Measures Introduced: Twelve bills and six resolutions were introduced, as follows: S. 3964–3975, S. Res. 682–685, and S. Con. Res. 75–76.

Pages S8062–63

Measures Reported:

S. 2991, to amend title 31, United States Code, to enhance the oversight authorities of the Comptroller General, with an amendment in the nature of a substitute. (S. Rept. No. 111–350)

S. 3167, to amend title 13 of the United States Code to provide for a 5-year term of office for the Director of the Census and to provide for authority and duties of the Director and Deputy Director of the Census, with amendments. (S. Rept. No. 111–351)

S. 1183, to authorize the Secretary of Agriculture to provide assistance to the Government of Haiti to end within 5 years the deforestation in Haiti and restore within 30 years the extent of tropical forest cover in existence in Haiti in 1990, with an amendment in the nature of a substitute. (S. Rept. No. 111–352)

S. 3650, to amend chapter 21 of title 5, United States Code, to provide that fathers of certain permanently disabled or deceased veterans shall be included with mothers of such veterans as preference eligibles for treatment in the civil service.

S. 3804, to combat online infringement, with an amendment in the nature of a substitute. **Page S8062**

Measures Passed:

Physician Payment and Therapy Relief Act: Senate passed H.R. 5712, entitled “The Physician Payment and Therapy Relief Act of 2010”, after agreeing to the following amendments proposed thereto: **Page S8046**

Reid (for Baucus/Grassley) Amendment No. 4711, in the nature of a substitute. **Page S8046**

Reid (for Baucus) Amendment No. 4712, to amend the title. **Page S8046**

Longline Catcher Processor Subsector Single Fishery Cooperative Act: Senate passed S. 1609, to authorize a single fisheries cooperative for the Bering Sea Aleutian Islands longline catcher processor subsector. **Pages S8105–06**

Authorizing Use of Capitol Rotunda: Senate agreed to S. Con. Res. 75, authorizing the use of the rotunda of the Capitol for an event marking the 50th anniversary of the inaugural address of President John F. Kennedy. **Page S8106**

Recognizing Military Families: Senate agreed to S. Con. Res. 76, to recognize and honor the commitment and sacrifices of military families of the United States. **Pages S8106–07**

National Adoption Day and Month: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 647, expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families, celebrating children and families involved in adoption, and encouraging Americans to secure safety, permanency, and well-being for all children, and the resolution was then agreed to. **Page S8107**

Recognizing the People and Government of Moldova: Senate agreed to S. Res. 683, recognizing the recent accomplishments of the people and Government of Moldova and expressing support for free and transparent parliamentary elections on November 28, 2010. **Pages S8107–08**

35th Anniversary of the Education for All Handicapped Children Act: Senate agreed to S. Res. 684, recognizing the 35th anniversary of the enactment of the Education for All Handicapped Children Act of 1975. **Pages S8107–08**

100th Anniversary of the Discovery of Sickle Cell Disease: Senate agreed to S. Res. 685, commemorating the 100th anniversary of the discovery of sickle cell disease by Dr. James B. Herrick.

Pages S8107–08

Adjournment Resolution: Senate agreed to H. Con. Res. 332, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

Pages S8108–09

Measures Considered:

FDA Food Safety Modernization Act—Agreement: Senate began consideration of S. 510, to amend the Federal Food, Drug, and Cosmetic Act with respect to the safety of the food supply, withdrawing the committee reported amendment in the nature of a substitute, and taking action on the following amendment proposed thereto:

Pages S8010–14, S8014–49

Pending:

Reid (for Harkin) Amendment No. 4715, in the nature of a substitute.

Page S8049

A motion was entered to close further debate on Reid (for Harkin) Amendment No. 4715 (listed above), and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Thursday, November 18, 2010, a vote on cloture will occur at 6:30 p.m., on Monday, November 29, 2010.

Page S8049

A motion was entered to close further debate on the bill, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of Reid (for Harkin) Amendment No. 4715 (listed above).

Page S8049

During consideration of this measure today, Senate took the following action:

By 57 yeas to 27 nays (Vote No. 251), Senate agreed to the motion to proceed to consideration of the bill.

Page S8031

A unanimous-consent-time agreement was reached providing that the cloture vote on Reid (for Harkin) Amendment No. 4715 (listed above), occur at 6:30 p.m., on Monday, November 29, 2010; and that if cloture is invoked on Reid (for Harkin) Amendment No. 4715, then all post-cloture time be yielded back except for the time specified in this agreement; and that the only amendments or motions in order be those specified in this agreement, with debate limitations as specified: Johanns motion to suspend with respect to amendment no. 4702; Baucus motion to suspend with respect to amendment no. 4713; with a total of 60 minutes of debate with respect to these 2 motions with the time equally divided and controlled between Senators Baucus and Johanns;

Coburn motion to suspend with respect to amendment no. 4696—substitute; Coburn motion to suspend with respect to amendment no. 4697—earmarks; that there be a total of 4 hours of debate with respect to the Coburn motions; equally divided and controlled between Senators Coburn and Inouye, or their designees; that upon the use or yielding back of time specified here, Senate vote on or in relation to the motions to suspend in the order listed: Johanns 1099; Baucus 1099; Coburn earmarks; Coburn substitute; that upon disposition of the motions, and if any motion is successful, then the Senate vote immediately on the amendment; that no further motions or amendments be in order; the substitute amendment, as amended, if amended, be agreed to; the bill, as amended, be read a third time, that after the reading of the paygo statement with respect to the bill, Senate vote on passage of the bill, and that the cloture motion with respect to the bill be withdrawn.

Page S8049

Nomination Confirmed: Senate confirmed the following nomination:

Jacob J. Lew, of New York, to be Director of the Office of Management and Budget.

Pages S8048, S8110

Nominations Received: Senate received the following nominations:

Routine lists in the Air Force, Army, Coast Guard, Foreign Service, Marine Corps, and Navy.

Pages S8109–10

Messages from the House:

Pages S8056–57

Measures Referred:

Page S8057

Measures Placed on the Calendar:

Pages S8001, S8057

Measures Read the First Time:

Pages S8057, S8108

Executive Communications:

Pages S8057–62

Executive Reports of Committees:

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Additional Cosponsors:

Pages S8063–64

Statements on Introduced Bills/Resolutions:

Pages S8064–66

Additional Statements:

Pages S8054–56

Amendments Submitted:

Pages S8066–93

Notices of Intent:

Pages S8093–94

Authorities for Committees to Meet:

Page S8094

Privileges of the Floor:

Page S8094

Record Votes: One record vote was taken today. (Total—251)

Page S8031

Adjournment: Senate convened at 9:30 a.m. and adjourned at 10:06 p.m., until 10:30 a.m. on Friday, November 19, 2010. (For Senate's program, see the

remarks of the Majority Leader in today's Record on page S8109.)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Armed Services: Committee concluded a hearing to examine the nominations of General Claude R. Kehler, USAF, for reappointment to the grade of general and to be Commander, United States Strategic Command, and General Carter F. Ham, USA, for reappointment to the grade of general and to be Commander, United States Africa Command, after the nominees testified and answered questions in their own behalf.

INTERNATIONAL TRADE IN THE DIGITAL ECONOMY

Committee on Finance: Subcommittee on International Trade, Customs, and Global Competitiveness concluded a hearing to examine international trade in the digital economy, after receiving testimony from Catherine L. Mann, Brandeis University International Business School, Concord, Massachusetts; Edward J. Black, The Computer and Communications Industry Association (CCIA), Washington, D.C.; Daniel Burton, Salesforce.com, Chevy Chase, Maryland; Mike Sax, Sax Software, Eugene, Oregon; and Greg S. Slater, Intel Corporation, Phoenix, Arizona.

IMPROVISED EXPLOSIVE DEVICE

Committee on Foreign Relations: Subcommittee on Near Eastern and South and Central Asian Affairs concluded a hearing to examine jamming the improvised explosive device (IED) assembly line, focusing on impeding the flow of ammonium nitrate in South and Central Asia, after receiving testimony from Mary Beth Goodman, Senior Economic Adviser to the Special Representative to Afghanistan and Pakistan, Department of State; John P. Woods, Deputy Assistant Director, Homeland Security Investigations, Immigration and Customs Enforcement, Department of Homeland Security; and David S. Sedney, Deputy Assistant Secretary for Afghanistan, Pakistan, and Central Asia, and Brigadier General Michael H. Shields, Deputy Director, Operations and Requirements, Joint Improvised Explosive Device Defeat Organization, both of the Department of Defense.

NOMINATION

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine the nomination of Eugene Louis Dodaro, of Virginia, to be Comptroller General of the United States, Gov-

ernment Accountability Office, after the nominee testified and answered questions in his own behalf.

RECONSTRUCTION CONTRACTS IN AFGHANISTAN

Committee on Homeland Security and Governmental Affairs: Ad Hoc Subcommittee on Contracting Oversight concluded a hearing to examine the need for effective oversight of reconstruction contracts in Afghanistan, after receiving testimony from Jon T. Rymer, Inspector General, Federal Deposit Insurance Corporation, and Richard W. Moore, Inspector General, Tennessee Valley Authority, both of the Office of the Inspector General; Arnold Fields, Special Inspector General for Afghanistan Reconstruction; Gordon S. Heddell, Inspector General, Department of Defense; Harold W. Geisel, Deputy Inspector General, Department of State, and the Broadcasting Board of Governors; Michael Carroll, Deputy Inspector General, United States Agency for International Development; and Stuart W. Bowen, Jr., Inspector General, Office of the Special Inspector General for Iraq Reconstruction.

STATE OF AMERICAN CHILDREN

Committee on Health, Education, Labor, and Pensions: Subcommittee on Children and Families concluded a hearing to examine the state of the American child, focusing on securing our children's future after receiving testimony from Jennifer Garner, Save the Children, Los Angeles, California; David Satcher, Morehouse School of Medicine Satcher Health Leadership Institute and Center of Excellence on Health Disparities, Atlanta, Georgia; and Helen Blank, National Women's Law Center, Peter Edelman, Georgetown Law Center, Michael Casserly, Council on Great City Schools, and Marian Wright Edelman, Children's Defense Fund, all of Washington, D.C.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported the following business items:

S. 3648, to establish a commission to conduct a study and provide recommendations on a comprehensive resolution of impacts caused to certain Indian tribes by the Pick-Sloan Program, with an amendment in the nature of a substitute;

S. 3903, to authorize leases of up to 99 years for lands held in trust for Ohkay Owingeh Pueblo, with an amendment;

H.R. 4445, to amend Public Law 95-232 to repeal a restriction on treating as Indian country certain lands held in trust for Indian pueblos in New Mexico;

H.R. 5811, to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo

Tribe to determine blood quantum requirement for membership in that tribe;

S. 2956, to authorize the Pechanga Band of Luiseno Mission Indians Water Rights Settlement, with an amendment in the nature of a substitute;

S. 1264, to require the Secretary of the Interior to assess the irrigation infrastructure of the Pine River Indian Irrigation Project in the State of Colorado and provide grants to, and enter into cooperative agreements with, the Southern Ute Indian Tribe to assess, repair, rehabilitate, or reconstruct existing infrastructure; and

S. 980, to direct the Secretary of Commerce to establish a demonstration program to adapt the lessons of providing foreign aid to underdeveloped economies to the provision of Federal economic development assistance to certain similarly situated individuals, with an amendment in the nature of a substitute.

INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE ACT

Committee on Indian Affairs: Committee concluded a hearing to examine H.R. 4347, to amend the Indian Self-Determination and Education Assistance Act to provide further self-governance by Indian tribes, after receiving testimony from George Skibine, Acting Principal Deputy Assistant Secretary of Indian Affairs, Sharee Freeman, Director, Office of Self-Governance, W. Ron Allen, Chairman, Self-Governance Advisory Committee, all of the Department of the Interior; Geoffrey Strommer, Hobbs, Strauss, Dean and Walker, Portland, Oregon; and Will Micklin, Central Council of Tlingit and Haida Indian Tribes of Alaska, Juneau.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 3804, to combat online infringement, with an amendment in the nature of a substitute; and

The nominations of Frank Leon-Guerrero, to be United States Marshal for the District of Guam and concurrently United States Marshall for the District of the Northern Mariana Islands, Kenneth F. Bohac, to be United States Marshal for the Central District of Illinois for term of four years, William Conner Eldridge, to be United States Attorney for the Western District of Arkansas, Charles Thomas Weeks II, to be United States Marshal for the Western District of Oklahoma, Ripley Rand, to be United States Attorney for the Middle District of North Carolina, and Charles M. Oberly III, to be United States Attorney for the District of Delaware, all of the Department of Justice, and Wilfredo Martinez, of Florida, Chase Theodora Rogers, of Connecticut, and Isa-

bel Framer, of Ohio, all to be a Member of the Board of Directors of the State Justice Institute.

DISCRIMINATION AGAINST WOMEN

Committee on the Judiciary: Subcommittee on Human Rights and the Law concluded a hearing to examine women's rights, focusing on United States ratification of the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW), after receiving testimony from Melanne Vermeer, Ambassador-at-Large, Office of Global Women's Issues, Department of State; Samuel R. Bagenstos, Principal Deputy Assistant Attorney General, Civil Rights Division, Department of Justice; Geena Davis, Geena Davis Institute on Gender in Media, Marina Del Ray, California; Wazhma Frogh, Afghan Women's Network, Kabul, Afghanistan; and Marcia D. Greenberger, National Women's Law Center, and Steven Groves, Heritage Foundation Margaret Thatcher Center for Freedom, both of Washington, D.C.

AMERICA'S SMALL BUSINESSES

Committee on Small Business and Entrepreneurship: Committee concluded a hearing to examine assessing the regulatory and administrative burdens on America's small businesses, including tax compliance benefits and opportunities to mitigate costs on third parties of miscellaneous income reporting requirements, after receiving testimony from Winslow Sargeant, Chief Counsel for Advocacy, Office of Advocacy, Small Business Administration; James R. White, Director, Strategic Issues, Government Accountability Office; Larry Nannis, Levine, Katz, Nannis and Solomon, PC, Needham, Massachusetts, on behalf of the National Small Business Association (NSBA); Roger Harris, Padgett Business Services, Athens, Georgia; and Andrew Langer, Institute of Liberty, and James Gattuso, The Heritage Foundation, both of Washington, D.C.

DISABILITY EVALUATION SYSTEM

Committee on Veterans' Affairs: Committee concluded a hearing to examine the Veterans' Affairs and Department of Defense's integrated disability evaluation system, after receiving testimony from John R. Campbell, Deputy Under Secretary of Defense for Wounded Warrior Care and Transition Policy; Daniel Bertoni, Director of Education, Workforce, and Income Security Issues, Government Accountability Office; and John Medve, Executive Director of Veterans Affairs/Department of Defense Collaboration Service, Office of Policy and Planning, Department of Veterans Affairs.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on certain intel-

ligence matters from officials of the intelligence community.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 23 public bills, H.R. 6425–6447; and 10 resolutions, H.J. Res. 99; and H.Res. 1725–1733 were introduced.

Pages H7613–14

Additional Cosponsors:

Page H7615

Reports Filed: Reports were filed today as follows:

H.R. 5866, to amend the Energy Policy Act of 2005 requiring the Secretary of Energy to carry out initiatives to advance innovation in nuclear energy technologies, to make nuclear energy systems more competitive, to increase efficiency and safety of civilian nuclear power, and for other purposes, with an amendment (H. Rept. 111–658) and

H.R. 5498, to enhance homeland security by improving efforts to prevent, deter, prepare for, detect, attribute, respond to, and recover from an attack with a weapon of mass destruction, and for other purposes, with an amendment (H. Rept. 111–659, Pt. 1).

Page H7613

Telework Enhancement Act of 2010: The House concurred in the Senate amendment to H.R. 1722, to require the head of each executive agency to establish and implement a policy under which employees shall be authorized to telework, by a yeas-and-nays vote of 254 yeas to 152 nays, Roll No. 578.

Pages H7560–69, H7575

H. Res. 1721, the rule providing for consideration of the Senate amendment, was agreed to by a recorded vote of 235 yeas to 171 noes, Roll No. 577, after the previous question was ordered by a yeas-and-nays vote of 239 yeas to 171 nays, Roll No. 576.

Pages H7553–59, H7560S

Suspension—Failed: The House failed to agree to suspend the rules and pass the following measure:

Emergency Unemployment Compensation Continuation Act: H.R. 6419, amended, to amend the Supplemental Appropriations Act, 2008 to provide for the further extension of emergency unemployment benefits, by a 2/3 yeas-and-nays vote of 258 yeas to 154 nays, Roll No. 579. **Pages H7569–75, H7575–76**

Oath of Office—Twenty-Ninth Congressional District of New York: Representative-elect Tom

Reed presented himself in the well of the House and was administered the Oath of Office by the Speaker. Earlier, the Clerk of the House transmitted a facsimile copy of a letter from Mr. Todd D. Valentine and Mr. Robert A. Brehm, Co-Executive Directors of the Board of Elections, State of New York, indicating that, according to the unofficial returns of the Special Election held November 2, 2010, the Honorable Tom Reed was elected Representative to Congress for the Twenty-Ninth Congressional District, State of New York.

Page H7577

Whole Number of the House: The Speaker announced to the House that, in light of the administration of the oath to the gentleman from New York, Mr. Reed, the whole number of the House is adjusted to 435.

Page H7577

Suspension—Proceedings Resumed: The House agreed to suspend the rules and pass the following measure which was debated on Wednesday, November 17th:

Extending the deadline for Social Services Block Grant expenditures of supplemental funds appropriated following disasters occurring in 2008: S. 3774, to extend the deadline for Social Services Block Grant expenditures of supplemental funds appropriated following disasters occurring in 2008, by a 2/3 yeas-and-nays vote of 366 yeas to 40 nays, Roll No. 580.

Pages H7577–78

Order of Procedure: The House agreed by unanimous consent that the ordering of the yeas and nays be vacated with respect to the motion to suspend the rules and agree to the following resolution to the end that the resolution be considered as adopted in the form considered by the House on Tuesday, November 16th:

Recognizing the 35th anniversary of the enactment of the Education for All Handicapped Children Act of 1975: H. Con. Res. 329, to recognize the 35th anniversary of the enactment of the Education for All Handicapped Children Act of 1975.

Page H7578

Order of Procedure: The House agreed by unanimous consent that the ordering of the yeas and nays be vacated with respect to the motion to suspend the

rules and agree to the following resolution to the end that the resolution be considered as adopted in the form considered by the House on Wednesday, November 17th:

Condemning the Burmese regime's undemocratic elections: H. Res. 1677, amended, to condemn the Burmese regime's undemocratic upcoming elections on November 7, 2010. **Page H7578**

Agreed to amend the title so as to read: "Condemning the Burmese regime's undemocratic elections on November 7, 2010." **Page H7578**

United States-China Economic and Security Review Commission—Reappointment: The Chair announced the Speaker's reappointment of the following member on the part of the House to the United States-China Economic and Security Review Commission, effective January 1, 2011: Mr. Michael Wessel of Falls Church, VA. **Page H7578**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at noon on Monday, November 22nd, unless it sooner has received a message from the Senate transmitting its concurrence in H. Con. Res. 332, in which case the House shall stand adjourned pursuant to that concurrent resolution. **Pages H7581, H7600**

Board of Visitors to the United States Air Force Academy—Appointment: The Chair announced the Speaker's appointment of the following member to the Board of Visitors to the United States Air Force Academy: Mr. Alfredo A. Sandoval of Indian Wells, CA. **Page H7582**

Senate Message: Message received from the Senate today appears on page H7551.

Senate Referral: S. 1421 was held at the desk. **Page H7600**

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of today and appear on pages H7559, H7560, H7575, H7575–76, H7577–78. There were no quorum calls.

Adjournment: The House met at 10 a.m. and at 5:53 p.m., the House stands adjourned until noon on Monday, November 22nd unless it sooner has received a message from the Senate transmitting its concurrence in H. Con. Res. 332, in which case the House shall stand adjourned pursuant to that concurrent resolution.

Committee Meetings

ISSUES IN MORTGAGING SERVICING

Committee on Financial Services: Subcommittee on Housing and Community Opportunity held a hear-

ing entitled "Robo-Signing, Chain of title, Loss Mitigation and Other Issues in Mortgage Servicing." Testimony was heard from the following officials of the Department of the Treasury: Phyllis Caldwell, Chief Homeownership Preservation; and John Walsh, Acting Comptroller of the Currency; Elizabeth A. Duke, Governor, Federal Reserve System; David Stevens, Assistant Secretary for Housing and Commissioner, Federal Housing Administration, Department of Housing and Urban Development; Edward J. DeMarco Acting Director, Federal Housing Finance Agency; and public witnesses.

CIVILIAN TRANSITION IN IRAQ

Committee on Foreign Affairs: Held a hearing on the Transition to a Civilian-Led U.S. Presence in Iraq: Issues and Challenges. Testimony was heard from Jeffrey D. Feltman, Assistant Secretary, Bureau of Near Eastern Affairs, Department of State; and Colin Kahl, Deputy Assistant Secretary, Middle East, Department of Defense.

COMMUNITY PARTNERSHIP ISSUES

Committee on the Judiciary: Subcommittee on the Constitution, Civil Rights, and Civil Liberties held a hearing on Faith-Based Initiatives: Recommendations of the President's Advisory Council on Faith-Based and Community Partnerships and other Current Issues. Testimony was heard from public witnesses.

IN THE MATTER OF REPRESENTATIVE CHARLES B. RANGEL

Committee on Standards of Official Conduct: The Committee recommended censure in the Matter of Representative Charles B. Rangel.

OVERSIGHT AND INVESTIGATIONS SUBCOMMITTEE REPORT

Permanent Select Committee on Intelligence: Adopted a report on Congressional Notification.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR FRIDAY, NOVEMBER 19, 2010

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

No committee meetings are scheduled.

Next Meeting of the SENATE

10:30 a.m., Friday, November 19

Next Meeting of the HOUSE OF REPRESENTATIVES

12 p.m., Monday, November 22

Senate Chamber

Program for Friday: Senate will be in a period of morning business.

House Chamber

Program for Monday: To be announced.

Extensions of Remarks, as inserted in this issue

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