

Daily Digest

HIGHLIGHTS

Senate passed H.J. Res. 117, Continuing Appropriations Resolution.

Senate

Chamber Action

Routine Proceedings, pages S6559–S6686

Measures Introduced: Eighteen bills and fifteen resolutions were introduced, as follows: S. 3608–3625, and S. Res. 575–589. **Pages S6625–26**

Measures Reported:

H.R. 2467, to take certain Federal lands in Mono County, California, into trust for the benefit of the Bridgeport Indian Colony. **Page S6625**

Measures Passed:

Sense of Congress Regarding Iran: By 90 yeas to 1 nay (Vote No. 197), Senate passed S.J. Res. 41, expressing the sense of Congress regarding the nuclear program of the Government of the Islamic Republic of Iran. **Pages S6601–03**

Continuing Appropriations Resolution: By 62 yeas to 30 nays (Vote No. 199), Senate passed H.J. Res. 117, making continuing appropriations for fiscal year 2013, after taking action on the following amendments and motions proposed thereto: **Pages S6603–04**

Withdrawn:

Reid Amendment No. 2844, to change the enactment date. **Page S6604**

Reid Amendment No. 2845 (to Amendment No. 2844), of a perfecting nature. **Page S6604**

Reid motion to commit the joint resolution to the Committee on Appropriations, with instructions, Reid Amendment No. 2846, to change the enactment date. **Page S6604**

Reid Amendment No. 2847 (to (the instructions) Amendment No. 2846), of a perfecting nature. **Page S6604**

Reid Amendment No. 2848 (to Amendment No. 2847), of a perfecting nature. **Page S6604**

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

By 62 yeas to 30 nays (Vote No. 198), three-fifths of those Senators duly chosen and sworn, having

voted in the affirmative, Senate agreed to the motion to close further debate on the joint resolution.

Pages S6603–04

European Union Emissions Trading Scheme Prohibition Act: Senate passed S. 1956, to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme, after agreeing to the committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Pages S6611–12

Reid (for Cardin) Amendment No. 2859, to prohibit the use of taxpayer dollars to pay taxes and penalties imposed on United States air carriers pursuant to the European Union emissions trading scheme. **Pages S6611**

Reid (for Merkley) Amendment No. 2860, to provide for the reassessment by the Secretary of Transportation of a determination that it is in the public interest to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme. **Page S6611**

Enabling Energy Saving Innovations Act: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 4850, to allow for innovations and alternative technologies that meet or exceed desired energy efficiency goals, and the bill was then passed, after agreeing to the following amendments proposed thereto:

Pages S6661–64

Pryor (for Bingaman) Amendment No. 2861, relative to Uniform Efficiency Descriptor for Covered Water Heaters. **Pages S6611–64**

Pryor (for Shaheen/Portman) Amendment No. 2862, relative to Industrial Energy Efficiency. **Pages S6661–64**

Jaime Zapata Border Enforcement Security Task Force Act: Senate passed H.R. 915, to establish a Border Enforcement Security Task Force program to enhance border security by fostering coordinated efforts among Federal, State, and local border

and law enforcement officials to protect United States border cities and communities from transnational crime, including violence associated with drug trafficking, arms smuggling, illegal alien trafficking and smuggling, violence, and kidnapping along and across the international borders of the United States, after agreeing to the committee amendment in the nature of a substitute. **Pages S6664–65**

Trademark Dilution Correction: Committee on the Judiciary was discharged from further consideration of H.R. 6215, to amend the Trademark Act of 1946 to correct an error in the provisions relating to remedies for dilution, and the bill was then passed. **Page S6665**

Billfish Conservation Act: Senate passed H.R. 2706, to prohibit the sale of billfish. **Page S6665**

Former Prime Minister of Ukraine Yulia Tymoshenko: Senate agreed to S. Res. 466, calling for the release from prison of former Prime Minister of Ukraine Yulia Tymoshenko, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S6665–66**

Pryor (for Durbin) Amendment No. 2863, to improve the resolution. **Page S6666**

Robert H. Jackson United States Courthouse: Senate passed H.R. 3556, to designate the new United States courthouse in Buffalo, New York, as the “Robert H. Jackson United States Courthouse”. **Page S6666**

Alto Lee Adams, Sr., United States Courthouse: Senate passed H.R. 1791, to designate the United States courthouse under construction at 101 South United States Route 1 in Fort Pierce, Florida, as the “Alto Lee Adams, Sr., United States Courthouse”. **Page S6666**

Robert Boochever United States Courthouse: Senate passed H.R. 4347, to designate the United States courthouse located at 709 West 9th Street in Juneau, Alaska, as the “Robert Boochever United States Courthouse”. **Pages S6666–67**

James F. Battin United States Courthouse: Senate passed S. 3311, to designate the United States courthouse located at 2601 2nd Avenue North, Billings, Montana, as the “James F. Battin United States Courthouse”. **Page S6667**

Multistake Governance Model: Senate agreed to S. Con. Res. 50, expressing the sense of Congress regarding actions to preserve and advance the multi-stakeholder governance model under which the Internet has thrived. **Page S6667**

Patent Law Treaties Implementation Act: Senate passed S. 3486, to implement the provisions of

the Hague Agreement and the Patent Law Treaty, after agreeing to the committee amendment in the nature of a substitute. **Pages S6667–70**

Barona Band of Mission Indians Land Transfer Clarification Act: Senate passed S. 3193, to make technical corrections to the legal description of certain land to be held in trust for the Barona Band of Mission Indians, after agreeing to the following amendment proposed thereto: **Page S6670**

Pryor (for Akaka) Amendment No. 2864, in the nature of a substitute. **Page S6670**

Burma: Senate passed H.R. 6431, to provide flexibility with respect to United States support for assistance provided by international financial institutions for Burma. **Pages S6670–71**

Mark Twain Commemorative Coin Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 2453, to require the Secretary of the Treasury to mint coins in commemoration of Mark Twain, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page S6671**

Pryor (for Blumenthal) Amendment No. 2865, relative to Mark Twain coins. **Page S6671**

FDA User Fees: Senate passed H.R. 6433, to make corrections with respect to Food and Drug Administration user fees. **Page S6671**

NASA Artifacts: Senate passed H.R. 4158, to confirm full ownership rights for certain United States astronauts to artifacts from the astronauts’ space missions. **Page S6671**

SAFE DOSES Act: Committee on the Judiciary was discharged from further consideration of H.R. 4223, to amend title 18, United States Code, to prohibit theft of medical products, and the bill was then passed. **Page S6671**

VA Major Construction Authorization and Expanding Authorities Extension Act: Senate passed H.R. 6375, to authorize certain Department of Veterans Affairs major medical facility projects, to amend title 38, United States Code, to extend certain authorities of the Secretary of Veterans Affairs. **Page S6671**

GAO Mandates Revision Act: Senate passed S. 3315, to repeal or modify certain mandates of the Government Accountability Office, after agreeing to the committee amendment, and the following amendment proposed thereto: **Pages S6671–72**

Pryor (for Lieberman) Amendment No. 2866, to improve the bill. **Page S6672**

Coast Guard and Maritime Transportation Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of

H.R. 2838, to authorize appropriations for the Coast Guard for fiscal years 2013 through 2014, and the bill was then passed, after agreeing to the following amendments proposed thereto: **Page S6673**

Pryor (for Rockefeller) Amendment No. 2867, in the nature of a substitute. **Page S6673**

Pryor (for Rockefeller) Amendment No. 2868, to amend the title. **Page S6673**

Quadrennial Diplomacy and Development Review Act: Senate passed S. 3341, to require a quadrennial diplomacy and development review. **Pages S6673–74**

Divisional Realignment Act: Committee on the Judiciary was discharged from further consideration of H.R. 5512, to amend title 28, United States Code, to realign divisions within two judicial districts, and the bill was then passed. **Page S6674**

Reporting Efficiency Improvement Act: Committee on the Judiciary was discharged from further consideration of H.R. 6189, to eliminate unnecessary reporting requirements for unfunded programs under the Office of Justice Programs, and the bill was then passed. **Page S6674**

Minnesota Chippewa Tribe Judgment Fund Distribution Act: Senate passed H.R. 1272, to provide for the use and distribution of the funds awarded to the Minnesota Chippewa Tribe, et al, by the United States Court of Federal Claims in Docket Numbers 19 and 188. **Page S6674**

Lowell National Historical Park Land Exchange Act: Senate passed H.R. 2240, to authorize the exchange of land or interest in land between Lowell National Historical Park and the city of Lowell in the Commonwealth of Massachusetts. **Page S6674**

New York City Natural Gas Supply Enhancement Act: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 2606, to authorize the Secretary of the Interior to allow the construction and operation of natural gas pipeline facilities in the Gateway National Recreation Area, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S6674–75**

Pryor (for Bingaman) Amendment No. 2869, in the nature of a substitute. **Pages S6674–75**

Lions Clubs International Century of Service Commemorative Coin Act: Senate passed H.R. 2139, to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International. **Page S6675**

Commercial Driver's Licenses: Senate passed S. 3624, to amend section 31311 of title 49, United

States Code, to permit States to issue commercial driver's licenses to members of the Armed Forces whose duty station is located in the State. **Page S6675**

Internet Publication Date Requirements: Senate passed S. 3625, to change the effective date for the internet publication of certain information to prevent harm to the national security or endangering the military officers and civilian employees to whom the publication requirement applies. **Pages S6675–76**

100th Anniversary of Hadassah: Committee on the Judiciary was discharged from further consideration of S. Res. 448, recognizing the 100th anniversary of Hadassah, the Women's Zionist Organization of America, Inc., and the resolution was then agreed to. **Pages S6676, S6679**

Operation Enduring Freedom Veterans Day: Committee on the Judiciary was discharged from further consideration of S. Res. 472, designating October 7, 2012, as "Operation Enduring Freedom Veterans Day", and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page S6676**

Pryor (for Enzi) Amendment No. 2870, to update the number of patriots in the United States Armed Forces who have made the ultimate sacrifice while serving in Afghanistan. **Page S6676**

United States Olympic and Paralympic Teams: Committee on Commerce, Science, and Transportation was discharged from further consideration of S. Res. 558, congratulating the athletes from the State of Nevada and throughout the United States who participated in the 2012 Olympic and Paralympic Games as members of the United States Olympic and Paralympic Teams, and the resolution was then agreed to. **Pages S6676–78**

National Save for Retirement Week: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 555, supporting the goals and ideals of "National Save for Retirement Week", including raising public awareness of the various tax-preferred retirement vehicles and increasing personal financial literacy, and the resolution was then agreed to. **Pages S6677–78**

National Native American Heritage Month: Committee on Indian Affairs was discharged from further consideration of S. Res. 561, recognizing National Native American Heritage Month and celebrating the heritages and cultures of Native Americans and the contributions of Native Americans to the United States, and the resolution was then agreed to. **Page S6679**

50th Anniversary of the McIntire-Stennis Cooperative Forestry Act: Senate agreed to S. Res. 576, celebrating the 50th anniversary of the signing of

Public Law 87–788, an Act commonly known as the McIntire-Stennis Cooperative Forestry Act.

Pages S6679–84

First Special Service Force: Senate agreed to S. Res. 577, honoring the First Special Service Force, in recognition of its superior service during World War II.

Pages S6679–84

Red Ribbon Week: Senate agreed to S. Res. 578, supporting the goals and ideals of Red Ribbon Week, 2012.

Pages S6679–84

National Historically Black Colleges and Universities Week: Senate agreed to S. Res. 579, designating the week of September 24 through September 28, 2012, as “National Historically Black Colleges and Universities Week”.

Pages S6679–84

National Wildlife Refuge Week: Senate agreed to S. Res. 580, designating the week beginning on October 14, 2012, as “National Wildlife Refuge Week”.

Pages S6679–84

Day of the Deployed: Senate agreed to S. Res. 581, designating October 26, 2012, as “Day of the Deployed”.

Pages S6679–84

Hispanic Heritage Month: Senate agreed to S. Res. 582, recognizing Hispanic Heritage Month and celebrating the heritage and culture of Latinos in the United States and the immense contributions of Latinos to the United States.

Pages S6679–84

National Preparedness Month: Senate agreed to S. Res. 583, designating September 2012 as “National Preparedness Month”.

Pages S6679–84

Jumpstart’s Read for the Record Day: Senate agreed to S. Res. 584, designating October 4, 2012, as “Jumpstart’s Read for the Record Day”.

Pages S6679–84

State of New Mexico’s Centennial Anniversary: Senate agreed to S. Res. 585, recognizing the extraordinary history and heritage of the State of New Mexico, and honoring and commending the State of New Mexico and its people on its centennial anniversary.

Pages S6679–84

National Infant Mortality Awareness Month: Senate agreed to S. Res. 586, expressing support for the goals and ideals of National Infant Mortality Awareness Month, 2012.

Pages S6679–84

Lights on Afterschool: Senate agreed to S. Res. 587, supporting “Lights on Afterschool”, a national celebration of afterschool programs.

Pages S6679–84

Honoring United States Ambassador to Libya John Christopher Stevens, Sean Smith, Tyrone Woods, and Glen Doherty: Senate agreed to S. Res. 588, commending the 4 American public servants who died in Benghazi, Libya, United States Amba-

sador to Libya John Christopher Stevens, Sean Smith, Tyrone Woods, and Glen Doherty, for their tireless efforts on behalf of the American people, and condemning the violent attack on the United States consulate in Benghazi.

Pages S6679–84

Small Business Saturday: Senate agreed to S. Res. 589, designating November 24, 2012, as “Small Business Saturday” and supporting efforts to increase awareness of the value of locally owned small businesses.

Pages S6679–84

Measures Failed:

United States Assistance: By 10 yeas to 81 nays (Vote No. 196), Senate rejected S. 3576, to provide limitations on United States assistance. (A unanimous-consent agreement was reached providing that the bill, having failed to achieve 60 affirmative votes, the bill was rejected, and the bill was returned to the calendar.)

Page S6601

Measures Considered:

Sportsmen’s Act—Agreement: Senate continued consideration of the motion to proceed to consideration of S. 3525, to protect and enhance opportunities for recreational hunting, fishing, and shooting.

Pages S6559–S6601, S6604–05

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

By 84 yeas to 7 nays (Vote No. 200), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on the motion to proceed to consideration of the bill.

Pages S6604–05

A unanimous-consent agreement was reached providing that at 5:30 p.m., on Tuesday, November 13, 2012, all post-cloture time on the motion to proceed to consideration of the bill be yielded back, and Senate vote on the motion to proceed to consideration of the bill.

Page S6684

House Messages:

Government Charge Card Abuse Prevention Act: Senate concurred in the amendment of the House of Representatives to S. 300, to prevent abuse of Government charge cards.

Page S6672

Hazardous Waste Electronic Manifest Establishment Act: Senate concurred in the amendment of the House of Representatives to S. 710, to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system.

Pages S6672–73

Signing Authority—Agreement: A unanimous-consent agreement was reached providing that from Saturday, September 22, 2012 through Tuesday, November 13, 2012, the Majority Leader and Senator

Lieberman be authorized to sign duly enrolled bills or joint resolutions. **Page S6684**

Authorizing Leadership To Make Appointments—Agreement: A unanimous-consent agreement was reached providing that notwithstanding the upcoming recess, or adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. **Page S6684**

Authority for Committees—Agreement: A unanimous-consent agreement was reached providing that, notwithstanding the Senate's recess, committees be authorized to report legislative and executive matters on Friday, November 2, 2012 from 10 a.m. until 12 noon. **Page S6684**

Pro Forma—Agreement: A unanimous-consent agreement was reached providing that when the Senate adjourns, it adjourn and convene for pro forma sessions only with no business conducted on the following dates and times, and that following each pro forma session, the Senate adjourn until the next pro forma session: Tuesday, September 25, 2012 at 9:30 a.m.; Friday, September 28, 2012 at 10 a.m.; Tuesday, October 2, 2012 at 11 a.m.; Friday, October 5, 2012 at 1 p.m.; Tuesday, October 9, 2012 at 11 a.m.; Friday, October 12, 2012 at 10:30 a.m.; Tuesday, October 16, 2012 at 10 a.m.; Friday, October 19, 2012 at 11 a.m.; Tuesday, October 23, 2012 at 1 p.m.; Friday, October 26, 2012 at 1 p.m.; Tuesday, October 30, 2012 at 10 a.m.; Friday, November 2, 2012 at 11 a.m.; Tuesday, November 6, 2012 at 11 a.m.; and Friday, November 9, 2012 at 10 a.m. **Page S6684**

Nominations Confirmed: Senate confirmed the following nominations:

Albert DiClemente, of Delaware, to be a Director of the Amtrak Board of Directors for a term of five years.

Sharon English Woods Villarosa, of Texas, to be Ambassador to the Republic of Mauritius, and to serve concurrently and without additional compensation as Ambassador to the Republic of Seychelles.

Gonzalo P. Curiel, of California, to be United States District Judge for the Southern District of California.

Robert J. Shelby, of Utah, to be United States District Judge for the District of Utah.

Joseph E. Macmanus, of New York, to be Representative of the United States of America to the Vienna Office of the United Nations, with the rank of Ambassador.

Joseph E. Macmanus, of New York, to be Representative of the United States of America to the International Atomic Energy Agency, with the rank of Ambassador.

Heidi Shyu, of California, to be an Assistant Secretary of the Army.

Emil J. Kang, of North Carolina, to be a Member of the National Council on the Arts for a term expiring September 3, 2018.

Dawn M. Liberi, of Florida, to be Ambassador to the Republic of Burundi.

Stephen D. Mull, of Virginia, to be Ambassador to the Republic of Poland.

Walter North, of Washington, to be Ambassador to Papua New Guinea, and to serve concurrently and without additional compensation as Ambassador to the Solomon Islands and Ambassador to the Republic of Vanuatu.

Richard G. Olson, of New Mexico, to be Ambassador to the Islamic Republic of Pakistan.

John Hardy Isakson, of Georgia, to be a Representative of the United States of America to the Sixty-seventh Session of the General Assembly of the United Nations.

Patrick J. Leahy, of Vermont, to be a Representative of the United States of America to the Sixty-seventh Session of the General Assembly of the United Nations.

Kevin K. Washburn, of New Mexico, to be an Assistant Secretary of the Interior.

Robert Stephen Beecroft, of California, to be Ambassador to the Republic of Iraq. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Pages S6606–09, S6685–86

6 Air Force nominations in the rank of general.

13 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Department of State, Navy, and Public Health Service.

Pages S6606–09, S6685–86

Routine list in the Coast Guard. (Prior to this action, Committee on Commerce, Science, and Transportation was discharged from further consideration.)

Pages S6606–09, S6685–86

Routine list in the Foreign Service. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Pages S6606–09, S6685–86

Nominations Received: Senate received the following nominations:

Marilyn A. Brown, of Georgia, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2017.

Vera Lynn Evans, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2017.

Michael McWherter, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2016.

Joe H. Ritch, of Alabama, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2016.

Vincent G. Logan, of New York, to be Special Trustee, Office of Special Trustee for American Indians, Department of the Interior.

Olga Viso, of Minnesota, to be a Member of the National Council on the Arts for a term expiring September 3, 2018.

Alan F. Estevez, of the District of Columbia, to be a Principal Deputy Under Secretary of Defense.

Pages S6684–85

Messages from the House: Pages S6623–24

Measures Placed on the Calendar: Page S6624

Executive Communications: Pages S6624–25

Additional Cosponsors: Pages S6626–28

Statements on Introduced Bills/Resolutions: Pages S6628–29

Additional Statements: Pages S6619–22

Amendments Submitted: Pages S6635–61

Privileges of the Floor: Page S6661

Record Votes: Five record votes were taken today. (Total—200) Pages S6601, S6602, S6604, S6604, S6605

Adjournment: Senate convened at 12 p.m. on Friday, September 21, 2012 and adjourned at 4:03 a.m. on Saturday, September 22, 2012, until 9:30 a.m. on Tuesday, September 25, 2012. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6684.)

Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 79 public bills, H.R. 6480–6558 and 6 resolutions, H. Con. Res. 139–140 and H. Res. 802–805 were introduced. Pages H6273–77

Additional Cosponsors: Pages H6279–80

Reports Filed: Reports were filed today as follows:

H.R. 6016, to amend title 5, United States Code, to provide for administrative leave requirements with respect to Senior Executive Service employees, and for other purposes, with an amendment (H. Rept. 112–686);

H.R. 4369, to amend title 11 of the United States Code to require the public disclosure by trusts established under section 524(g) of such title, of quarterly reports that contain detailed information regarding the receipt and disposition of claims for injuries based on exposure to asbestos, and the filing of such reports with the Executive Office for United States Trustees, with amendments (H. Rept. 112–687);

H.R. 2572, to amend title 18, United States Code, to deter public corruption, and for other purposes, with an amendment (H. Rept. 112–688); and

A Citizen's Guide on Using the Freedom of Information Act and the Privacy Act of 1974 To Request Government Records (H. Rept. 112–689).

Page H6273

Coal Miner Employment and Domestic Energy Infrastructure Protection Act: The House passed H.R. 3409, to limit the authority of the Secretary of the Interior to issue regulations before December 31, 2013, under the Surface Mining Control and Reclamation Act of 1977, by a recorded vote of 233 ayes to 175 noes, Roll No. 603. Consideration of the measure began yesterday, September 20th.

Pages H6237–57

Rejected the Capps motion to recommit the bill to the Committee on Energy and Commerce with instructions to report the same back to the House forthwith with an amendment, by a recorded vote of 173 ayes to 233 noes, Roll No. 602. Pages H6254–56

Agreed to:

Kelly amendment (No. 4 printed in H. Rept. 112–680) that was debated on September 20th that requires the Secretary of Transportation to submit a report to Congress estimating the number of jobs, the fatalities and injuries, and the cost to the economy caused by the "2017 and Later Model Year Light-Duty Vehicle Greenhouse Gas Emissions and Corporate Average Fuel Economy Standards" rule.