Wednesday, August 5, 2015

Daily Digest

HIGHLIGHTS

Senate agreed to H. Con. Res. 72, Adjournment Resolution.

Senate

Chamber Action

Routine Proceedings, pages S6327–S6428

Measures Introduced: Sixty-five bills and seven resolutions were introduced, as follows: S. 1938–2002, and S. Res. 242–248. **Pages S6379–81**

Measures Reported:

Special Report entitled "The Internal Revenue Service's Processing of 501(c)(3) and 501(c)(4) Applications for Tax-Exempt Status Submitted by "Political Advocacy" Organizations from 2010–2013". (S. Rept. No. 114–119)

S. 1603, to actively recruit members of the Armed Forces who are separating from military service to serve as Customs and Border Protection Officers, with an amendment in the nature of a substitute. (S. Rept. No. 114–116)

Report to accompany S. 710, to reauthorize the Native American Housing Assistance and Self-Determination Act of 1996. (S. Rept. No. 114–117)

S. 1946, to amend the Internal Revenue Code of 1986 to extend expiring provisions. (S. Rept. No. 114–118) **Page S6379**

Measures Passed:

Drinking Water Protection Act: Senate passed H.R. 212, to amend the Safe Drinking Water Act to provide for the assessment and management of the risk of algal toxins in drinking water. **Page S6349**

Federal Water Pollution Control Act National Estuary Program: Committee on Environment and Public Works was discharged from further consideration of S. 1523, to amend the Federal Water Pollution Control Act to reauthorize the National Estuary Program, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S6349–50**

Whitehouse Amendment No. 2639, to modify the authorization of appropriations. **Pages S6349–50**

Adjournment Resolution: Senate agreed to H. Con. Res. 72, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate. **Page S6356**

Jacob Trieber Federal Building, United States Post Office, and United States Court House: Committee on Environment and Public Works was discharged from further consideration of S. 1707, to designate the Federal building located at 617 Walnut Street in Helena, Arkansas, as the "Jacob Trieber Federal Building, United States Post Office, and United States Court House", and the bill was then passed. **Page S6363**

Gerardo Hernandez Airport Security Act: Senate passed H.R. 720, to improve intergovernmental planning for and communication during security incidents at domestic airports, after agreeing to the committee amendment in the nature of a substitute. **Pages S6422–23**

Representative Payee Fraud Prevention Act: Senate passed S. 1576, to amend title 5, United States Code, to prevent fraud by representative payees, after agreeing to the committee amendments. **Pages S6423–24**

Specialist Joseph W. Riley Post Office Building: Senate passed S. 1596, to designate the facility of the United States Postal Service located at 2082 Stringtown Road in Grove City, Ohio, as the "Specialist Joseph W. Riley Post Office Building". **Page S6424**

Lieutenant Colonel James "Maggie" Megellas Post Office: Senate passed S. 1826, to designate the facility of the United States Postal Service located at 99 West 2nd Street in Fond du Lac, Wisconsin, as the Lieutenant Colonel James "Maggie" Megellas Post Office. **Pages S6424–25**

Electronic Health Fairness Act: Senate passed S. 1347, to amend title XVIII of the Social Security Act with respect to the treatment of patient encounters in ambulatory surgical centers in determining

meaningful EHR use, after agreeing to the committee amendment in the nature of a substitute.

Page S6425

PACE programs: Senate passed S. 1362, to amend title XI of the Social Security Act to clarify waiver authority regarding programs of all-inclusive care for the elderly (PACE programs), after agreeing to the committee amendment in the nature of a substitute.

Page S6425

Land Management Workforce Flexibility Act: Senate passed H.R. 1531, to amend title 5, United States Code, to provide a pathway for temporary seasonal employees in Federal land management agencies to compete for vacant permanent positions under internal merit promotion procedures. Page S6425

J. Waties Waring Judicial Center: Committee on Environment and Public Works was discharged from further consideration of H.R. 2131, to designate the Federal building and United States courthouse located at 83 Meeting Street in Charleston, South Carolina, as the "J. Waties Waring Judicial Center", and the bill was then passed. Page S6425

PFC Milton A. Lee Medal of Honor Memorial Highway: Committee on Environment and Public Works was discharged from further consideration of H.R. 2559, to designate the "PFC Milton A. Lee Medal of Honor Memorial Highway" in the State of Texas, and the bill was then passed. Page S6425

National Ovarian Cancer Awareness Month: Committee on the Judiciary was discharged from further consideration of S. Res. 228, designating September 2015 as "National Ovarian Cancer Awareness Month", and the resolution was then agreed to. Pages S6425–26

National Lobster Day: Committee on the Judiciary was discharged from further consideration of S. Res. 230, designating September 25, 2015, as "National Lobster Day", and the resolution was then agreed to. Page S6426

National Prostate Cancer Awareness Month: Senate agreed to S. Res. 248, designating September 2015 as "National Prostate Cancer Awareness Month". Page S6426

Measures Considered:

Cybersecurity Information Sharing Act—Agreement: Senate continued consideration of the motion to proceed to consideration of S. 754, to improve cybersecurity in the United States through enhanced sharing of information about cybersecurity threats.

Pages S6329–48, S6350–51

A unanimous-consent agreement was reached providing that the motion to invoke cloture on the motion to proceed to consideration of the bill, be withdrawn. Page S6342

A unanimous-consent agreement was reached providing that at a time to be determined by the Majority Leader, in consultation with the Democratic Leader, Senate begin consideration of the bill; and that Senator Burr then be recognized to offer the Burr/Feinstein substitute amendment, and that it be in order for the Majority bill manager, or their designee, to offer up to 10 first-degree amendments relevant to the subject matter and for the Democratic bill manager, or their designee, to offer up to 11 first-degree amendments relevant to the subject matter. Page S6342

Iran Resolution of Disapproval—Agreement: A unanimous-consent agreement was reached providing that following Leader remarks on Tuesday, September 8, 2015, Senate begin consideration of H.J. Res. 61, amending the Internal Revenue Code of 1986 to exempt employees with health coverage under TRICARE or the Veterans Administration from being taken into account for purposes of determining the employers to which the employer mandate applies under the Patient Protection and Affordable Care Act, and that the Majority Leader, or his designee, be recognized to offer a substitute amendment related to Congressional disapproval of the proposed Iran nuclear agreement. Page S6342

Signing Authority—Agreement: A unanimous-consent agreement was reached providing that the junior Senator from West Virginia, the junior Senator from Arkansas, and the junior Senator from Missouri, be authorized to sign duly enrolled bills or joint resolutions from Wednesday, August 5, 2015, through September 8, 2015. Page S6356

Authorizing Leadership To Make Appointments—Agreement: A unanimous-consent agreement was reached providing that, notwithstanding the 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 S6356

Authority for Committees—Agreement: A unanimous-consent agreement was reached providing that, notwithstanding the adjournment of the Senate, Committees be allowed to file bills and reports on Thursday, August 6, 2015, from 11:30 a.m. until 1:30 p.m., and on Friday, August 28, 2015, from 12 noon, until 2 p.m. Page S6426

Record—Agreement: A unanimous-consent agreement was reached providing that notwithstanding the adjournment of the Senate that the Record be kept open on Thursday, August 6, 2015, from 11:30

a.m., to 1:30 p.m., for the introduction of bills and resolutions, statements, and cosponsor requests.

Page S6426

Pro Forma Session—Agreement: A unanimous-consent agreement was reached providing that Senate adjourn until 11:30 a.m., on Thursday, August 6, 2015, for a pro forma session, with the only business conducted being that under the orders of Wednesday, August 5, 2015; and that when Senate adjourns on Thursday, August 6, 2015, it next convene at 2:00 p.m., on Tuesday, September 8, 2015, pursuant to the provisions of H. Con. Res. 72, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate. Page S6426

Ketchmark Nomination—Agreement: A unanimous-consent-time agreement was reached providing that at 5 p.m., on Tuesday, September 8, 2015, Senate begin consideration of the nomination of Roseann A. Ketchmark, of Missouri, to be United States District Judge for the Western District of Missouri; that there be 30 minutes for debate on the nomination, equally divided in the usual form; that upon the use or yielding back of time, Senate vote, without intervening action or debate, on confirmation of the nomination; and that no further motions be in order to the nomination. Page S6356

Nominations—Agreement: A unanimous-consent agreement was reached providing that all the nominations received by the Senate during the 114th Congress, first session, remain in status quo, notwithstanding the provisions of Rule XXXI, paragraph 6, of the Standing Rules of the Senate.

Page S6356

Michaud Nomination Referral—Agreement: A unanimous-consent agreement was reached providing that the nomination of Michael Herman Michaud, of Maine, to be Assistant Secretary of Labor for Veterans' Employment and Training, be referred jointly to the committee on Health, Education, Labor, and Pensions, and the Committee on Veterans' Affairs.

Page S6356

Nominations Confirmed: Senate confirmed the following nominations:

Kristen Marie Kulinowski, of New York, to be a Member of the Chemical Safety and Hazard Investigation Board for a term of five years.

Rafael J. Lopez, of California, to be Commissioner on Children, Youth, and Families, Department of Health and Human Services.

Michele Thoren Bond, of the District of Columbia, to be an Assistant Secretary of State (Consular Affairs).

Monica C. Regalbuto, of Illinois, to be an Assistant Secretary of Energy (Environmental Management).

Sheila Gwaltney, of California, to be Ambassador to the Kyrgyz Republic.

Perry L. Holloway, of South Carolina, to be Ambassador to the Co-operative Republic of Guyana.

Eric Martin Satz, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2018.

Vanessa Lorraine Allen Sutherland, of Virginia, to be a Member of the Chemical Safety and Hazard Investigation Board for a term of five years.

Vanessa Lorraine Allen Sutherland, of Virginia, to be Chairperson of the Chemical Safety and Hazard Investigation Board for a term of five years.

David Hale, of New Jersey, to be Ambassador to the Islamic Republic of Pakistan.

Kathleen Ann Doherty, of New York, to be Ambassador to the Republic of Cyprus.

Hans G. Klemm, of Michigan, to be Ambassador to Romania.

Atul Keshap, of Virginia, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador to the Republic of Maldives.

Alaina B. Teplitz, of Illinois, to be Ambassador to the Federal Democratic Republic of Nepal.

Joyce Louise Connery, of Massachusetts, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2019.

Joseph Bruce Hamilton, of Texas, to be a Member of the Defense Nuclear Facilities Safety Board for the remainder of the term expiring October 18, 2016.

Jonathan Elkind, of Maryland, to be an Assistant Secretary of Energy (International Affairs).

William A. Heidt, of Pennsylvania, to be Ambassador to the Kingdom of Cambodia.

Glyn Townsend Davies, of the District of Columbia, to be Ambassador to the Kingdom of Thailand.

Jennifer Zimdahl Galt, of Colorado, to be Ambassador to Mongolia.

James Desmond Melville, Jr., of New Jersey, to be Ambassador to the Republic of Estonia.

Peter F. Mulrean, of Massachusetts, to be Ambassador to the Republic of Haiti.

Gregory Guy Nadeau, of Maine, to be Administrator of the Federal Highway Administration.

Laura Farnsworth Dogu, of Texas, to be Ambassador to the Republic of Nicaragua.

Denise Turner Roth, of North Carolina, to be Administrator of General Services.

Paul Wayne Jones, of Maryland, to be Ambassador to the Republic of Poland.

5 Air Force nominations in the rank of general.

91 Army nominations in the rank of general.

3 Marine Corps nominations in the rank of general.

5 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, and Navy. **Pages S6352–56, S6426, S6427–28**

Marie Therese Dominguez, of Virginia, to be Administrator of the Pipeline and Hazardous Materials Safety Administration, Department of Transportation. (Prior to this action, Committee on Commerce, Science, and Transportation was discharged from further consideration.) **Pages S6355, S6427**

1 Coast Guard nomination in the rank of admiral. (Prior to this action, Committee on Commerce, Science, and Transportation was discharged from further consideration.) **Pages S6352–54, S6427–28**

Routine list in the Coast Guard. (Prior to this action, Committee on Commerce, Science, and Transportation was discharged from further consideration.) **Pages S6352, S6354, S6427–28**

Nominations Received: Senate received the following nominations:

Marcel John Lettre, II, of Maryland, to be Under Secretary of Defense for Intelligence.

Patrick Joseph Murphy, of Pennsylvania, to be Under Secretary of the Army.

Thomas F. Scott Darling, III, of Massachusetts, to be Administrator of the Federal Motor Carrier Safety Administration.

Cherry Ann Murray, of Kansas, to be Director of the Office of Science, Department of Energy.

Charles P. Blahous, III, of Maryland, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years.

Charles P. Blahous, III, of Maryland, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years.

Charles P. Blahous, III, of Maryland, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years.

Robert D. Reischauer, of Maryland, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years.

Robert D. Reischauer, of Maryland, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years.

Robert D. Reischauer, of Maryland, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years.

Linda I. Etim, of Wisconsin, to be an Assistant Administrator of the United States Agency for International Development.

Laura S. H. Holgate, of Virginia, to be Representative of the United States of America to the Vienna Office of the United Nations, with the rank of Ambassador.

Laura S. H. Holgate, of Virginia, to be the Representative of the United States of America to the International Atomic Energy Agency, with the rank of Ambassador.

Richard Otto Buckius, of California, to be Deputy Director of the National Science Foundation. **Pages S6426–27**

Executive Reports of Committees: **Page S6379**

Additional Cosponsors: **Pages S6381–84**

Statements on Introduced Bills/Resolutions: **Pages S6384–S6405**

Additional Statements: **Pages S6373–79**

Amendments Submitted: **Pages S6405–22**

Notices of Intent: **Pages S6369, S6422**

Authorities for Committees to Meet: **Page S6422**

Privileges of the Floor: **Page S6422**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 8:19 p.m., until 11:30 a.m. on Thursday, August 6, 2015. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6426.)

Committee Meetings

(Committees not listed did not meet)

JOINT COMPREHENSIVE PLAN OF ACTION

Committee on Armed Services: Committee concluded a hearing to examine the Joint Comprehensive Plan of Action and the military balance in the Middle East, after receiving testimony from Walter Russell Mead, The Hudson Institute, and Richard Nephew, Columbia University Center on Global Energy Policy, both of New York, New York; and Michael Singh, The Washington Institute for Near East Policy, and Ray Takeyh, and Philip Gordon, both of the Council on Foreign Relations, all of Washington, D.C.

IRAN NUCLEAR AGREEMENT SANCTIONS RELIEF

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine the implications of sanctions relief under the Iran agreement, after receiving testimony from Wendy Sherman, Under Secretary of State; Adam J. Szubin, Acting Under Secretary of Treasury for Terrorism and

Financial Intelligence; Nicholas Burns, Harvard Kennedy School, Cambridge, Massachusetts; and Juan C. Zarate, and Mark Dubowitz, both of the Foundation for Defense of Democracies Center on Sanctions and Illicit Finance, and Matthew Levitt, The Washington Institute for Near East Policy, all of Washington, D.C.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 1324, to require the Administrator of the Environmental Protection Agency to fulfill certain requirements before regulating standards of performance for new, modified, and reconstructed fossil fuel-fired electric utility generating units;

S. 1523, to amend the Federal Water Pollution Control Act to reauthorize the National Estuary Program;

S. 1500, to clarify Congressional intent regarding the regulation of the use of pesticides in or near navigable waters;

S. 1707, to designate the Federal building located at 617 Walnut Street in Helena, Arkansas, as the ''Jacob Trieber Federal Building, United States Post Office, and United States Court House'';

H.R. 2131, to designate the Federal building and United States courthouse located at 83 Meeting Street in Charleston, South Carolina, as the ''J. Waties Waring Judicial Center'';

H.R. 2559, to designate the ''PFC Milton A. Lee Medal of Honor Memorial Highway'' in the State of Texas; and

General Services Administration resolutions.

BUSINESS MEETING

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

The committee's report on the IRS handling of tax exempt status under Internal Revenue Code 501 (c)(4); and

The nominations of Marisa Lago, of New York, to be a Deputy United States Trade Representative, with the rank of Ambassador, and W. Thomas Reeder, Jr., of Virginia, to be Director of the Pension Benefit Guaranty Corporation.

JOINT COMPREHENSIVE PLAN OF ACTION

Committee on Foreign Relations: Committee concluded a hearing to examine the implications of the Joint Comprehensive Plan of Action for United States policy in the Middle East, after receiving testimony from Michael Singh, The Washington Institute for Near East Policy, and Kenneth M. Pollack, The Brookings Institution, both of Washington, D.C.

REAUTHORIZING THE HIGHER EDUCATION ACT

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine reauthorizing the Higher Education Act, focusing on opportunities to improve student success, after receiving testimony from Stan Jones, Complete College America, Indianapolis, Indiana; Scott Ralls, North Carolina Community College System, Raleigh; Timothy Renick, Georgia State University, Atlanta; Lashawn Richburg-Hayes, MDRC, New York, New York.

INSPECTOR GENERAL AND INDEPENDENT OVERSIGHT

Committee on the Judiciary: Committee concluded a hearing to examine the Department of Justice's legal obligation to ensure Inspector General access to all records needed for independent oversight, after receiving testimony from Michael E. Horowitz, Inspector General, Kevin L. Perkins, Associate Deputy Director, Federal Bureau of Investigation, and Carlos Uriarte, Associate Deputy Attorney General, all of the Department of Justice; David Smith, Acting Inspector General, Office of Inspector General, Department of Commerce; Danielle Brian, Project on Government Oversight, and Brian D. Miller, former Inspector General, General Services Administration, Navigant Consulting, both of Washington, D.C.; and Paul C. Light, New York University Robert F. Wagner School of Public Service, New York, New York.

House of Representatives

Chamber Action

The House was not in session today. The House is scheduled to meet at 2 p.m. on Tuesday, September 8, 2015 pursuant to the provisions of H. Con. Res. 72.

Committee Meetings

No hearings were held.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR THURSDAY, AUGUST 6, 2015

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Foreign Relations: to hold hearings to examine the 2015 Trafficking in Persons Report, 10 a.m., SD–419.

House

No hearings are scheduled.

Next Meeting of the SENATE

11:30 a.m., Thursday, August 6

Senate Chamber

Program for Thursday: Senate will meet in a pro forma session.

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Tuesday, September 8

House Chamber

Program for Tuesday: The House is scheduled to meet at 2 p.m. on Tuesday, September 8, 2015 pursuant to the provisions of H. Con. Res. 72.

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