

Daily Digest

Senate

Chamber Action

The Senate was not in session and stands adjourned until 2:00 p.m., on Monday, January 11, 2016.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 10 public bills, H.R. 4340–4349; and 1 resolution, H. Res. 582 were introduced. **Pages H175–76**

Additional Cosponsors: **Pages H176–77**

Report Filed: A report was filed today as follows:

H.R. 653, to amend section 552 of title 5, United States Code (commonly known as the Freedom of Information Act), to provide for greater public access to information, and for other purposes, with an amendment (H. Rept. 114–391). **Page H175**

Speaker: Read a letter from the Speaker wherein he appointed Representative LaHood to act as Speaker pro tempore for today. **Page H105**

Recess: The House recessed at 11:11 a.m. and reconvened at 12 noon. **Page H113**

Fairness in Class Action Litigation Act of 2015—

Rule for Consideration: The House agreed to H. Res. 581, providing for consideration of the bill (H.R. 1927) to amend title 28, United States Code, to improve fairness in class action litigation, by a recorded vote of 234 ayes to 176 noes, Roll No. 22, after the previous question was ordered by a yea-and-nay vote of 236 yeas to 176 nays, Roll No. 21.

Pages H117–23, H152–53

Sunshine for Regulatory Decrees and Settlements Act of 2015: The House passed H.R. 712, to impose certain limitations on consent decrees and settlement agreements by agencies that require the agencies to take regulatory action in accordance with

the terms thereof, by a recorded vote of 244 ayes to 173 noes, Roll No 12. **Pages H123–45**

Rejected the Kelly (IL) motion to recommit the bill to the Committee on the Judiciary with instructions to report the same back to the House forthwith with an amendment, by a recorded vote of 171 ayes to 244 noes, Roll No. 11. **Pages H143–45**

Pursuant to the Rule, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114–37 shall be considered as an original bill for the purpose of amendment under the five-minute rule. **Page H133**

Agreed to:

Marino amendment (No. 1 printed in part A of H. Rept. 114–388) that includes a small number of revisions in the nature of technical and conforming changes to clarify provisions that state deadlines, reformat section nomenclature and headings, and improve typography or grammar; and **Page H135**

Foxx amendment (No. 5 printed in part A of H. Rept. 114–388) that requires monthly reporting of unfunded mandates by agencies to OIRA; requires reporting of unfunded mandates imposed in OIRA's annual cumulative assessment of agency rule making. **Pages H138–39**

Rejected:

Cummings amendment (No. 7 printed in part A of H. Rept. 114–388) that sought to exempt independent establishments from the requirements of Title II of the bill; **Page H140**

Johnson (GA) amendment (No. 2 printed in part A of H. Rept. 114–388) that sought to insert an exception for any rule, consent decree, or settlement

agreement that the Director of the Office of Management and Budget determines would result in net job creation and whose benefits exceeds its costs (by a recorded vote of 175 ayes to 242 noes, Roll No. 7);

Pages H135–36, H140–41

Cummings amendment (No. 3 printed in part A of H. Rept. 114–388) that sought to strike section 653 as created by Title II of the bill (Requirement for Rules to Appear in Agency-Specific Monthly Publications) (by a recorded vote of 174 ayes to 244 noes, Roll No. 8);

Pages H136–37, H141–42

Lynch amendment (No. 4 printed in part A of H. Rept. 114–388) that sought to amend Title II of H.R. 712 by requiring federal agencies to provide an estimate of the benefits of proposed regulations; also require the Office of Information and Regulatory Affairs to include the total benefits of proposed and final agency rules in the annual cumulative assessment of agency rule making required by the bill (by a recorded vote of 180 ayes to 235 noes, Roll No. 9); and

Pages H137–38, H142

Johnson (GA) amendment (No. 6 printed in part A of H. Rept. 114–388) that sought to clarify that the exception to the rule should take effect in the event that there is a threat to health or safety or other emergency and not only when such threat is imminent (by a recorded vote of 173 ayes to 241 noes, Roll No. 10).

Pages H139–40, H142–43

H. Res. 580, the rule providing for consideration of the bills (H.R. 712) and (H.R. 1155), was agreed to yesterday, January 6th.

Announcement by the Chair: The Speaker addressed the Members on matters of decorum in the House.

Page H145

SCRUB Act of 2015: The House passed H.R. 1155, to provide for the establishment of a process for the review of rules and sets of rules, by a recorded vote of 245 ayes to 174 noes, Roll No. 20. Consideration began yesterday, January 6th.

Pages H145–52

Rejected the Cicilline motion to recommit the bill to the Committee on the Judiciary with instructions to report the same back to the House forthwith with an amendment, by a recorded vote of 178 ayes to 239 noes, Roll No. 19.

Pages H150–51

Rejected:

Johnson (GA) amendment (No. 4 printed in part B of H. Rept. 114–388) that was debated on January 6th that sought to strike title II of the bill, eliminating the legislation's regulatory "cut-go" process, which requires that agencies eliminate rules identified by the Regulatory Retrospective Review Commission prior to issuing a new rule (by a recorded vote of 174 ayes to 239 noes, Roll No. 13);

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Cummings amendment (No. 6 printed in part B of H. Rept. 114–388) that was debated on January 6th that sought to exempt independent establishments from the requirements of the bill (by a recorded vote of 172 ayes to 244 noes, Roll No. 14);

Pages H146–47

Cicilline amendment (No. 7 printed in part B of H. Rept. 114–388) that was debated on January 6th that sought to exempt rules made by the Secretary of Veterans Affairs from the additional provisions of the legislation (by a recorded vote of 176 ayes to 241 noes, Roll No. 15);

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DelBene amendment (No. 8 printed in part B of H. Rept. 114–388) that was debated on January 6th that sought to create an exemption from regulatory "cut-go" requirements in the case of an emergency (by a recorded vote of 176 ayes to 239 noes, Roll No. 16);

Page H148

Cicilline amendment (No. 9 printed in part B of H. Rept. 114–388) that was debated on January 6th that sought to provide that the term "rule" has the meaning given in section 551 of title 5, United States Code, except for a special rule as made by the Secretary of Homeland Security (by a recorded vote of 173 ayes to 244 noes, Roll No. 17); and

Pages H148–49

Pocan amendment (No. 10 printed in part B of H. Rept. 114–388) that was debated on January 6th that sought to exempt from the bill rules put forth by the FDA for the purposes of consumer safety (by a recorded vote of 173 ayes to 245 noes, Roll No. 18).

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H. Res. 580, the rule providing for consideration of the bills (H.R. 712) and (H.R. 1155), was agreed to yesterday, January 6th.

Quorum Calls—Votes: One yea-and-nay vote and fifteen recorded votes developed during the proceedings of today and appear on pages H140–41, H141–42, H142, H142–43, H144–45, H145, H146, H146–47, H147, H148, H148–49, H149, H151, H151–52, H152, and H152–53. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 8:27 p.m.

Committee Meetings

ACQUISITION REFORM: EXPERIMENTATION AND AGILITY

Committee on Armed Services: Full Committee held a hearing entitled "Acquisition Reform: Experimentation and Agility". Testimony was heard from Lieutenant General Michael E. Williamson, USA, Principal Military Deputy to the Assistant Secretary of the Army (Acquisition, Logistics and Technology);

Sean J. Stackley, Assistant Secretary of the Navy (Research, Development and Acquisition); and Richard W. Lombardi, Acting Assistant Secretary of the Air Force (Acquisition).

MISCELLANEOUS MEASURES

Committee On Foreign Affairs: Full Committee held a markup on H.R. 1797, the “End Neglected Tropical Diseases Act”; H.R. 3662, the “Iran Terror Finance Transparency Act”; and H.R. 4314, the “Counterterrorism Screening and Assistance Act of 2016”. The following bills were ordered reported, as amended: H.R. 4314 and H.R. 1797. H.R. 3662 was ordered reported, without amendment.

TRANSPORTATION SECURITY ACQUISITION REFORM ACT: EXAMINING REMAINING CHALLENGES

Committee on Homeland Security: Subcommittee on Transportation Security held a hearing entitled “Transportation Security Acquisition Reform Act: Examining Remaining Challenges”. Testimony was heard from Steven Wallen, Director, Explosives Division, Science and Technology Directorate, Department of Homeland Security; Jill Vaughan, Assistant Administrator, Office of Security Technologies, Transportation Security Administration, Department of Homeland Security; Michele Mackin, Director, Office Acquisition and Sourcing Management, Government Accountability Office; and a public witness.

DOCUMENT PRODUCTION STATUS UPDATE

Committee on Oversight and Government Reform: Full Committee held a hearing entitled “Document Production Status Update”. Testimony was heard from Julia Frifield, Assistant Secretary, Bureau of Legislative Affairs, Department of State; Jason Levine, Director, Office of Congressional, Legislative, and Intergovernmental Affairs, Office of Personnel Management; Peter J. Kadzik, Assistant Attorney General for Legislative Affairs, Department of Justice;

Tamara Fucile, Associate Director for Legislative Affairs, Office of Management and Budget; and Tia Johnson, Assistant Secretary, Office of Legislative Affairs, Department of Homeland Security.

ATTENTION NEEDED: MISMANAGEMENT AT THE SBA—THE ADMINISTRATOR RESPONDS

Committee on Small Business: Full Committee held a hearing entitled “Attention Needed: Mismanagement at the SBA—The Administrator Responds”. Testimony was heard from Maria Contreras-Sweet, Administrator, Small Business Administration.

BUSINESS MEETING

Permanent Select Committee on Intelligence: Full Committee held a business meeting to consider a Member access request. The request for access to certain Committee documents made by Representative Thompson of California was granted.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR FRIDAY, JANUARY 8, 2016

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

Committee on Armed Services, Subcommittee on Readiness, hearing entitled “Effects of Reduced Infrastructure and Base Operating Support Investments on Navy Readiness”, 8 a.m., 2118 Rayburn.

Committee on Science, Space, and Technology, Subcommittee on Research and Technology; and Subcommittee on Oversight, joint hearing entitled “Cyber Security: What the Federal Government Can Learn from the Private Sector”, 9 a.m., 2318 Rayburn.

Next Meeting of the SENATE

2 p.m., Monday, January 11

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Friday, January 8

Senate Chamber

Program for Monday: After the transaction of any morning business (not to extend beyond 5 p.m.), Senate will begin consideration of the nomination of Luis Felipe Restrepo, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, with a vote on confirmation of the nomination, at approximately 5:30 p.m.

House Chamber

Program for Friday: Consideration of H.R. 1927—Fairness in Class Action Litigation Act of 2015 (Subject to a Rule).

Extensions of Remarks, as inserted in this issue

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