

Daily Digest

HIGHLIGHTS

Senate passed H.R. 636, Federal Aviation Administration Reauthorization Act, as amended.

Senate

Chamber Action

Routine Proceedings, pages S2131–S2203

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 2814–2819, S. Res. 431, and S. Con. Res. 35. **Page S2197**

Measures Passed:

Federal Aviation Administration Reauthorization Act: By 95 yeas to 3 nays (Vote No. 47), Senate passed of H.R. 636, to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2016 through 2017, after agreeing to the following amendment proposed thereto: **Pages S2143–45**

Adopted:

Thune Amendment No. 3799, to amend the title. **Page S2144**

Fallen Heroes Flag Act: Committee on Rules and Administration was discharged from further consideration of S. 2755, to provide Capitol-flown flags to the immediate family of firefighters, law enforcement officers, members of rescue squads or ambulance crews, and public safety officers who are killed in the line of duty, and the bill was then passed. **Pages S2201–02**

Breast Cancer Awareness Commemorative Coin Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 2722, to require the Secretary of the Treasury to mint coins in recognition of the fight against breast cancer, and the bill was then passed. **Page S2202**

Recognizing the 4-H Program: Senate agreed to S. Res. 431, recognizing the immeasurable benefits of the national 4-H program to the young people of the United States and supporting the campaign to expand the 4-H program. **Page S2202**

Measures Considered:

Energy Policy Modernization Act—Agreement: Senate resumed consideration of S. 2012, to provide for the modernization of the energy policy of the United States, taking action on the following amendments proposed thereto: **Pages S2145–91**

Adopted:

Murkowski (for Cantwell) Amendment No. 3276 (to Amendment No. 2953), to strike certain provisions relating to technology demonstration on the distribution system, large-scale geothermal energy, and bio-power initiatives. **Pages S2145–91**

Murkowski (for Klobuchar) Modified Amendment No. 3302 (to Amendment No. 2953), to modify provisions relating to the energy efficiency materials pilot program. **Pages S2145–91**

Murkowski (for Flake/McCain) Amendment No. 3055 (to Amendment No. 2953), to establish a pilot project relating to the Western Area Power Administration. **Pages S2145–91**

Murkowski (for Flake) Amendment No. 3050 (to Amendment No. 2953), to require the Secretary of Energy to make available certain information about research grants of the Department of Energy. **Pages S2145–91**

Murkowski (for Hatch) Amendment No. 3237 (to Amendment No. 2953), to require the Secretary of the Interior to submit recommendations to Congress on incorporating Internet-based lease sales for the sale of Federal oil and gas in certain circumstances. **Pages S2145–91**

Murkowski Amendment No. 3308 (to Amendment No. 2953), to clarify certain provisions relating to the natural gas pipeline authorized in the Denali National Park and Preserve. **Pages S2145–91**

Murkowski (for Heller/Heinrich) Modified Amendment No. 3286 (to Amendment No. 2953), to promote the development of renewable energy on public land. **Pages S2145–91**

Murkowski (for Vitter) Amendment No. 3075 (to Amendment No. 2953), to require the Bureau of Safety and Environmental Enforcement to review the economic impact of a rule on small entities.

Pages S2145–91

Murkowski (for Portman) Amendment No. 3168 (to Amendment No. 2953), to exclude power supply circuits, drivers, and devices designed to be connected to, and power, light-emitting diodes or organic light-emitting diodes providing illumination or ceiling fans using direct current motors from energy conservation standards for external power supplies.

Pages S2145–91

Murkowski (for Shaheen) Modified Amendment No. 3292 (to Amendment No. 2953), to reduce barriers to combined heat and power systems and waste heat to power systems.

Pages S2145–91

Murkowski (for Heinrich) Amendment No. 3155 (to Amendment No. 2953), to ensure that minority serving-institutions are considered in developing a strategy for the support and development of a skilled energy workforce, and to ensure the Secretary of Energy shall provide direct assistance in carrying out the energy workforce pilot grant program.

Pages S2145–91

Murkowski (for Manchin) Amendment No. 3270 (to Amendment No. 2953), to modify provisions relating to the coal technology program.

Pages S2145–91

Murkowski (for Cantwell) Modified Amendment No. 3313 (to Amendment No. 2953), to express the sense of the Senate on accelerating energy innovation.

Pages S2145–91

Murkowski (for Cantwell) Amendment No. 3214 (to Amendment No. 2953), to provide for improved energy emergency response efforts of the Department of Energy.

Pages S2145–91

Murkowski (for Vitter) Amendment No. 3266 (to Amendment No. 2953), to require the Comptroller General of the United States to prepare a report relating to the statutory and regulatory authority of the Bureau of Safety and Environmental Enforcement relating to the legal procurement of privately owned helicopter fuel, without agreement, from lessees, permit holders, operators of federally leased offshore facilities, or independent third parties.

Pages S2145–91

Murkowski (for Sullivan) Amendment No. 3310 (to Amendment No. 2953), to provide for the correction of a survey of certain land in the State of Alaska.

Pages S2145–91

Murkowski (for Heinrich) Amendment No. 3317 (to Amendment No. 2953), to require the Secretary of Energy to ensure that the costs of general and administrative overhead are not allocated to laboratory directed research and development.

Pages S2145–91

Murkowski (for Vitter) Modified Amendment No. 3265 (to Amendment No. 2953), to provide additional priorities for an energy workforce pilot grant program.

Pages S2145–91

Murkowski (for Kaine/Warner) Amendment No. 3012 (to Amendment No. 2953), to remove the use restrictions on certain land transferred to Rockingham County, Virginia.

Pages S2145–91

Murkowski (for Alexander/Merkley) Amendment No. 3290 (to Amendment No. 2953), to add a provision relating to secondary use applications of electric vehicle batteries.

Pages S2145–91

Murkowski (for Gillibrand/Cassidy) Amendment No. 3004 (to Amendment No. 2953), to allow the use of Federal disaster relief and emergency assistance for energy-efficient products and structures.

Pages S2145–91

Murkowski (for Warner/Kaine) Modified Amendment No. 3233 (to Amendment No. 2953), to authorize, direct, facilitate, and expedite the transfer of administrative jurisdiction of certain Federal land.

Pages S2145–91

Murkowski (for Thune) Amendment No. 3239 (to Amendment No. 2953), to establish a subcommittee to coordinate and facilitate United States leadership in high-energy physics.

Pages S2145–91

Murkowski (for Udall) Amendment No. 3221 (to Amendment No. 2953), to establish a voluntary WaterSense program within the Environmental Protection Agency.

Pages S2145–91

Murkowski (for Coons) Amendment No. 3203 (to Amendment No. 2953), to provide for a study of waivers of certain cost-sharing requirements of the Department of Energy.

Pages S2145–91

Murkowski (for Portman) Modified Amendment No. 3309 (to Amendment No. 2953), to provide for activities relating to the centennial of the National Park System.

Pages S2145–91

Murkowski (for Flake) Amendment No. 3229 (to Amendment No. 2953), to establish a program to reduce the potential impacts of solar energy facilities on certain species.

Pages S2145–91

Murkowski (for Inhofe/Peters) Amendment No. 3251 (to Amendment No. 2953), to modify the calculation of fuel economy for gaseous fuel dual fueled automobiles.

Pages S2145–91

Murkowski Amendment No. 2963 (to Amendment No. 2953), to modify a provision relating to bulk-power system reliability impact statements.

Pages S2145–91

By a unanimous vote of 97 yeas (Vote No. 48), Murkowski/Cantwell Modified Amendment No. 3234 (to Amendment No. 2953), to add certain provisions relating to natural resources. (Pursuant to the

order of Wednesday, April 13, 2016, the amendment having achieved 60 affirmative votes, was agreed to.) **Page S2187**

By 66 yeas to 31 nays (Vote No. 49), Isakson Amendment No. 3202 (to Amendment No. 2953), to improve the accuracy of mortgage underwriting used by the Federal Housing Administration by ensuring that energy costs are included in the underwriting process, to reduce the amount of energy consumed by homes, to facilitate the creation of energy efficiency retrofit and construction jobs. (Pursuant to the order of Wednesday, April 13, 2016, the amendment having achieved 60 affirmative votes, was agreed to.) **Page S2188**

Murkowski (for Burr) Modified Amendment No. 3175 (to Amendment No. 2953), to ensure that the Secretary of the Interior collaborates fully with State and local authorities and certain nonprofit entities in managing the Corolla Wild Horse population on Federal Land. (A unanimous-consent agreement was reached providing that the requirement of a 60 affirmative vote threshold, be vitiated.) **Page S2188**

Murkowski (for Cassidy/Markey) Amendment No. 2954 (to Amendment No. 2953), to provide for certain increases in, and limitations on, the drawdown and sales of the Strategic Petroleum Reserve. (A unanimous-consent agreement was reached providing that the requirement of a 60 affirmative vote threshold, be vitiated.) **Page S2145**

Murkowski Amendment No. 2953, in the nature of a substitute. **Page S2145**

Rejected:

By 34 yeas to 63 nays (Vote No. 50), Lankford Amendment No. 3210 (to Amendment No. 2953), to add provisions relating to acquisition of Federal land under the Land and Water Conservation Fund. (Pursuant to the order of Wednesday, April 13, 2016, the amendment having failed to achieve 60 affirmative votes, was not agreed to.) **Page S2189**

By 42 yeas to 55 nays (Vote No. 51), Boozman Amendment No. 3311 (to Amendment No. 2953), to require a report relating to certain transmission infrastructure projects. (Pursuant to the order of Wednesday, April 13, 2016, the amendment having failed to achieve 60 affirmative votes, was not agreed to.) **Pages S2189–90**

By 50 yeas to 47 nays (Vote No. 52), Udall Amendment No. 3312 (to Amendment No. 2953), to require the Secretary of the Treasury to develop a plan for issuance of Clean Energy Victory Bonds. (Pursuant to the order of Wednesday, April 13, 2016, the amendment having failed to achieve 60 affirmative votes, was not agreed to.) **Page S2190**

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

By 33 yeas to 64 nays (Vote No. 53), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive all applicable sections of the Congressional Budget Act of 1974 and applicable budget resolutions with respect to consideration of Paul Amendment No. 3787 (to Amendment No. 2953), to provide for the establishment of free market enterprise zones in order to help facilitate the creation of new jobs, entrepreneurial opportunities, enhanced and renewed educational opportunities, and increased community involvement in bankrupt or economically distressed areas. Subsequently, a point of order that the amendment was in violation of section 311(a) of the Congressional Budget Act of 1974, was sustained, and the amendment thus fell. **Pages S2190–91**

A unanimous-consent agreement was reached providing that the previously scheduled vote on the motion to invoke cloture on the bill, upon reconsideration, be vitiated. **Page S2191**

A unanimous-consent agreement was reached providing that at approximately 9:30 a.m., on Wednesday, April 20, 2016, the time until 10 a.m. be equally divided between the two Leaders, or their designees; and that at 10 a.m., Senate vote on passage of the bill, as amended. **Page S2191**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 9:30 a.m., on Wednesday, April 20, 2016. **Page S2202**

Message from the President: Senate received the following message from the President of the United States:

Transmitting, pursuant to law, a report relative to the issuance of an Executive Order expanding the scope of the national emergency originally declared in Executive Order 13566 of February 25, 2011, with respect to Libya; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–46) **Pages S2196–97**

Nomination Confirmed: Senate confirmed the following nomination:

Michael Joseph Missal, of Maryland, to be Inspector General, Department of Veterans Affairs. **Page S2203**

Messages from the House: **Page S2197**

Measures Referred: **Page S2197**

Additional Cosponsors: **Pages S2197–99**

Statements on Introduced Bills/Resolutions: **Pages S2199–S2200**

Additional Statements: **Page S2196**

Amendments Submitted: **Page S2200**

Authorities for Committees to Meet: **Page S2201**

Privileges of the Floor: Page S2201

Record Votes: Seven record votes were taken today. (Total—53) Pages S2143, S2187–91

Adjournment: Senate convened at 10 a.m. and adjourned at 6:50 p.m., until 9:30 a.m. on Wednesday, April 20, 2016. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2202.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Appropriations: Subcommittee on Transportation, Housing and Urban Development, and Related Agencies approved for full committee consideration proposed legislation making appropriations for fiscal year 2017 for transportation, housing and urban development, and related agencies.

BUSINESS MEETING

Committee on Appropriations: Subcommittee on Commerce, Justice, Science, and Related Agencies approved for full committee consideration proposed legislation making appropriations for fiscal year 2017 for commerce, justice, science, and related agencies.

NOMINATION

Committee on Armed Services: Committee concluded a hearing to examine the nomination of General Vincent K. Brooks, USA, for reappointment to the grade of general and to be Commander, United Nations Command/Combined Forces Command/United States Forces Korea, after the nominee testified and answered questions in his own behalf.

DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

Committee on Armed Services: Subcommittee on Emerging Threats and Capabilities concluded a closed hearing to examine cybersecurity and United States Cyber Command in review of the Defense Authorization Request for fiscal year 2017 and the Future Years Defense Program, after receiving testimony from Thomas F. Atkin, Acting Assistant Secretary for Homeland Defense and Global Security, Principal Deputy of the Principal Cyber Advisor to the Secretary and performing the functions of the Principal Cyber Advisor to the Secretary, and Lieutenant General James K. McLaughlin, USAF, Deputy Com-

mander, United States Cyber Command, both of the Department of Defense.

BUDGET: EPA

Committee on Environment and Public Works: Committee concluded an oversight hearing to examine the President's proposed budget request for fiscal year 2017 for the Environmental Protection Agency, after receiving testimony from Gina McCarthy, Administrator, Environmental Protection Agency.

CENTRAL AMERICA AND THE ALLIANCE FOR PROSPERITY

Committee on Foreign Relations: Committee concluded a hearing to examine Central America and the Alliance for Prosperity, focusing on identifying United States priorities and assessing progress, after receiving testimony from Francisco Palmieri, Principal Deputy Assistant Secretary of State, Bureau of Western Hemisphere Affairs; Elizabeth Hogan, Acting Assistant Administrator for Latin America and the Caribbean, and Jose R. Cardenas, former Acting Assistant Administrator for Latin America and the Caribbean, both of the United States Agency for International Development; and Jim Swigert, National Democratic Institute for International Affairs Latin America and Caribbean Programs, Washington, D.C.

PREVENTING DRUG TRAFFICKING THROUGH INTERNATIONAL MAIL

Committee on Homeland Security and Governmental Affairs: Committee met to discuss preventing drug trafficking through international mail, receiving testimony from Guy Cottrell, Chief Postal Inspector, Postal Inspection Service, United States Postal Service; Joseph P. Murphy, Chief, International Postal Policy Unit, Office of Specialized and Technical Agencies, Bureau of International Organization Affairs, Department of State; Mark W. Hamlet, Special Agent in Charge, Special Operations Division, Drug Enforcement Agency, Department of Justice; Todd C. Owen, Executive Assistant Commissioner, Office of Operations, Customs and Border Protection, Department of Homeland Security; and Norman T. Schenk, United Parcel Service, Inc., Washington, D.C.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on certain intelligence matters from officials of the intelligence community.