

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S2675–S2714*

**Measures Introduced:** Four bills were introduced, as follows: S. 2919–2922. **Pages S2708–09**

**Measures Considered:**

**Energy and Water Development and Related Agencies Appropriations Act—Agreement:** Senate continued consideration of H.R. 2028, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2016, taking action on the following amendments proposed thereto: **Pages S2677–99**

Rejected:

By 39 yeas to 60 nays (Vote No. 69), Alexander (for Cardin) Amendment No. 3871 (to Amendment No. 3801), to use Federal and State expertise to mitigate fish and wildlife impacts at Corps of Engineers projects. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, was not agreed to.) **Pages S2680–81, S2699**

By 52 yeas to 47 nays (Vote No. 70), Alexander (for Fischer) Amendment No. 3888 (to Amendment No. 3801), to provide for the operation of reservoir projects by the Bureau of Reclamation. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, was not agreed to.) **Pages S2680–81, S2699**

Withdrawn:

McConnell (for Cotton) Amendment No. 3878 (to Amendment No. 3801), of a perfecting nature. **Pages S2677, S2680**

Pending:

Alexander/Feinstein Amendment No. 3801, in the nature of a substitute. **Page S2677**

Alexander (for Flake/McCain) Amendment No. 3876 (to Amendment No. 3801), to require that certain funds are used for the review and revision of certain operational documents. **Pages S2680–81**

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

By 57 yeas to 42 nays (Vote No. 67), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on McConnell (for Cotton)

Amendment No. 3878 (to Amendment No. 3801), of a perfecting nature. **Pages S2677–78**

By 97 yeas to 2 nays (Vote No. 68), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on Alexander/Feinstein Amendment No. 3801, in the nature of a substitute. **Page S2680**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 10:30 a.m., on Thursday, May 12, 2016; and that all time during the adjournment and morning business count post-cloture on Alexander/Feinstein Amendment No. 3801 (listed above). **Page S2711**

**Xinis Nomination—Agreement:** A unanimous-consent-time 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 nomination of Paula Xinis, of Maryland, to be United States District Judge for the District of Maryland; that there be 60 minutes for debate only on confirmation of the nomination, equally divided in the usual form; that upon the use or yielding back of time, Senate vote on confirmation of the nomination, without intervening action or debate. **Page S2699**

**Nominations Received:** Senate received the following nominations:

Robert M. Tobias, of the District of Columbia, to be a Member of the Internal Revenue Service Oversight Board for a term expiring September 14, 2020.

Blair Anderson, of California, to be Under Secretary of Transportation for Policy.

Carol Z. Perez, of Virginia, to be Ambassador to the Republic of Chile.

J. Patricia Wilson Smoot, of Maryland, to be a Commissioner of the United States Parole Commission for a term of six years.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

4 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, and Navy. **Pages S2711–14**

**Nomination Withdrawn:** Senate received notification of withdrawal of the following nomination:

Seth B. Carpenter, of the District of Columbia, to be an Assistant Secretary of the Treasury, which was sent to the Senate on February 12, 2015. **Page S2714**

**Messages from the House:** **Page S2705**

**Measures Referred:** **Page S2705**

**Executive Communications:** **Pages S2706–08**

**Petitions and Memorials:** **Page S2708**

**Additional Cosponsors:** **Pages S2709–10**

**Statements on Introduced Bills/Resolutions:**  
**Page S2710**

**Additional Statements:** **Pages S2704–05**

**Authorities for Committees to Meet:** **Page S2710**

**Privileges of the Floor:** **Page S2710–11**

**Record Votes:** Four record votes were taken today. (Total—70) **Pages S2678, S2680, S2699**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned at 5:49 p.m., until 9:30 a.m. on Thursday, May 12, 2016. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2711.)

## Committee Meetings

(Committees not listed did not meet)

### BUSINESS MEETING

*Committee on Armed Services:* Committee began consideration of the proposed National Defense Authorization Act for fiscal year 2017, but did not complete action thereon, and will meet again on Thursday, May 12, 2016.

### U.S. SCIENCE AND TECHNOLOGY ENTERPRISE

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine leveraging the United States science and technology enterprise, after receiving testimony from Kelvin Droegemeier, University of Oklahoma, Norman; Jeannette Wing, Microsoft Corporation, Redmond, Washington; Robert D. Atkinson, Information Technology and Innovation Foundation, Washington, D.C.; and David C. Munson, Jr., University of Michigan College of Engineering, Ann Arbor.

### CBP OVERSIGHT

*Committee on Finance:* Committee concluded an oversight hearing to examine the Customs and Border Protection agency, after receiving testimony from R. Gil Kerlikowske, Commissioner, Customs and Border Protection, Department of Homeland Security.

### NOMINATIONS

*Committee on Finance:* Committee concluded a hearing to examine the nominations of Charles P. Blahous, III, and Robert D. Reischauer, both of Maryland, both to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund, a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund, and a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund, after the nominees testified and answered questions in their own behalf.

### BUSINESS MEETING

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

S.1163, to amend the Native American Programs Act of 1974 to provide flexibility and reauthorization to ensure the survival and continuing vitality of Native American languages;

S.2580, to establish the Indian Education Agency to streamline the administration of Indian education, with an amendment in the nature of a substitute; and

S.2739, to provide for equitable compensation to the Spokane Tribe of Indians of the Spokane Reservation for the use of tribal land for the production of hydropower by the Grand Coulee Dam.

### INDIAN AFFAIRS LEGISLATION

*Committee on Indian Affairs:* Committee concluded a hearing to examine S. 2417, to amend the Indian Health Care Improvement Act to allow the Indian Health Service to cover the cost of a copayment of an Indian or Alaska Native veteran receiving medical care or services from the Department of Veterans Affairs, and S. 2842, to amend and reform the Johnson-O'Malley Act to award contracts to certain tribal organizations, Indian corporations, school districts, States, and consortia of tribal organizations, after receiving testimony from Michael Black, Director, Bureau of Indian Affairs, Department of the Interior; Roger Trudell, Santee Sioux Nation, Niobrara, Nebraska, on behalf of the Great Plains Tribal Chairman's Health Board; and Carla Mann, National Johnson O'Malley Association, Fort Washakie, Wyoming.

### FCC PRIVACY RULES

*Committee on the Judiciary:* Subcommittee on Privacy, Technology and the Law concluded a hearing to examine the proposed Federal Communications Commission privacy rules, after receiving testimony from Tom Wheeler, Chairman, and Ajit Pai, Commissioner, both of the Federal Communications Commission; and Edith Ramirez, Chairwoman, and