

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S3205–S3246*

**Measures Introduced:** Ten bills and five resolutions were introduced, as follows: S. 1041–1050, S.J. Res. 13–14, S. Res. 194–195, and S. Con. Res. 21.

**Page S3224**

#### Measures Passed:

**Massachusetts Institute of Technology 150th Anniversary:** Senate agreed to S. Res. 195, commemorating the 150th anniversary of the founding of the Massachusetts Institute of Technology in Cambridge, Massachusetts.

**Pages S3244–45**

#### Measures Considered:

**Patriot Sunsets Extension Act—Agreement:** Senate resumed consideration of the motion to proceed to consideration of S. 1038, to extend the expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until June 1, 2015.

**Pages S3210–20**

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

By 74 yeas to 8 nays (Vote No. 75), 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.

**Page S3219**

A unanimous-consent agreement was reached providing for further consideration of the motion to proceed to consideration of the bill, post-cloture, at approximately 10 a.m., on Tuesday, May 24, 2011; and that any time during tonight's adjournment count post-cloture.

**Page S3245**

**Escort Committee—Agreement:** A unanimous-consent agreement was reached providing that the President of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort His Excellency Benjamin Netanyahu, Prime Minister of Israel, into the House Chamber for the joint meeting at 11 a.m. on Tuesday, May 24, 2011.

**Page S3245**

**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 to take additional steps with respect to the national emergency originally declared on March 15, 1995 in Executive Order 12957 with respect to Iran; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–9)

**Pages S3222–23**

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

Joyce A. Barr, of Washington, to be Assistant Secretary of State (Administration).

Anne W. Patterson, of Virginia, to be Ambassador to the Arab Republic of Egypt.

Claude M. Steele, of New York, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2014.

Charles Thomas Massarone, of Kentucky, 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.

59 Army nominations in the rank of general.

Routine lists in the Air Force, Army, and Navy.

**Pages S3245–46**

**Measures Placed on the Calendar:** **Page S3223**

**Measures Read the First Time:** **Pages S3223, S3245**

**Executive Communications:** **Pages S3223–24**

**Additional Cosponsors:** **Pages S3225–26**

**Statements on Introduced Bills/Resolutions:** **Pages S3226–35**

**Additional Statements:** **Pages S3220–22**

**Amendments Submitted:** **Pages S3235–44**

**Notices of Hearings/Meetings:** **Page S3244**

**Privileges of the Floor:** **Page S3244**

**Record Votes:** One record vote was taken today. (Total—75) **Page S3219**

**Adjournment:** Senate convened at 2 p.m. and adjourned at 7:02 p.m., until 10 a.m. on Tuesday, May 24, 2011. (For Senate's program, see the remarks of

the Acting Majority Leader in today's Record on page S3245.)

## Committee Meetings

(Committees not listed did not meet)

### PROTECTING CYBERSPACE

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine protecting cyberspace, focusing on assessing the White House proposal, including S. 413, to amend

the Homeland Security Act of 2002 and other laws to enhance the security and resiliency of the cyber and communications infrastructure of the United States, after receiving testimony from Philip Reitingger, Deputy Under Secretary of Homeland Security for National Protection and Programs Directorate; Robert J. Butler, Deputy Assistant Secretary of Defense for Cyber Policy; Ari Schwartz, Senior Internet Policy Advisor, National Institute of Standards and Technology, Department of Commerce; and Jason Chipman, Senior Counsel to the Deputy Attorney General, Department of Justice.

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# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 21 public bills, H.R. 1932–1952; and 5 resolutions, H. Con. Res. 51; and H. Res. 270–273 were introduced. **Pages H3341–43**

**Additional Cosponsors:** **Pages H3343–44**

**Reports Filed:** A report was filed on May 17, 2011 as follows:

H.R. 1540, to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for fiscal year 2012, and for other purposes, with an amendment (H. Rept. 112–78).

A report was filed on May 18, 2011 as follows:

H.R. 1800, to temporarily extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 relating to access to business records and roving wiretaps and to permanently extend expiring provisions of the Intelligence Reform and Terrorism Prevention Act of 2004 relating to individual terrorists as agents of foreign powers (H. Rept. 112–79, Pt. 1).

Reports were filed on May 20, 2011 as follows:

H.R. 802, to direct the Secretary of Veterans Affairs to establish a VetStar Award Program, with amendments (H. Rept. 112–80);

H.R. 1383, to temporarily preserve higher rates for tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals enrolled in the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance Improvements Act of 2010, and for other purposes, with an amendment (H. Rept. 112–81);

H.R. 1407, to increase, effective as of December 1, 2011, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes, with an amendment (H. Rept. 112–82);

H.R. 1484, to amend title 38, United States Code, to improve the appeals process of the Department of Veterans Affairs and to establish a commission to study judicial review of the determination of veterans' benefits, with an amendment (H. Rept. 112–83);

H.R. 1627, to amend title 38, United States Code, to provide for certain requirements for the placement of monuments in Arlington National Cemetery, and for other purposes, with an amendment (H. Rept. 112–84, Pt. 1); and

H.R. 1657, to amend title 38, United States Code, to revise the enforcement penalties for misrepresentation of a business concern as a small business concern owned and controlled by veterans or as a small business concern owned and controlled by service-disabled veterans (H. Rept. 112–85).

Reports were filed today as follows:

Supplemental report on H.R. 1540, to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for fiscal year 2012, and for other purposes (H. Rept. 112–78, Pt. 2);

H. Res. 269, providing for consideration of the bill (H.R. 1216) to amend the Public Health Service Act to convert funding for graduate medical education in qualified teaching health centers from direct appropriations to an authorization of appropriations; providing for consideration of the bill (H.R. 1540) to authorize appropriations for fiscal year

2012 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for fiscal year 2012, and for other purposes; and waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 112–86);

H.R. 5, to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system, with amendments (H. Rept. 112–39, Pt. 2); and

H.R. 1745, to improve jobs, opportunity, benefits, and services for unemployed Americans, and for other purposes, with an amendment (H. Rept. 112–87, Pt. 1). **Page H3341**

**Chaplain:** The prayer was offered by the guest chaplain, Reverend Conrad Braaten, Lutheran Church of the Reformation, Washington, DC. **Page H3307**

**Recess:** The House recessed at 2:09 p.m. and reconvened at 4 p.m. **Page H3308**

**Supplemental Report:** Agreed that the Committee on Armed Services be authorized to file a supplemental report on H.R. 1540, National Defense Authorization Act for Fiscal Year 2012. **Page H3308**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

*Veterans' Compensation Cost-of-Living Adjustment Act of 2011:* H.R. 1407, amended, to increase, effective as of December 1, 2011, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans; **Pages H3308–10**

*Amending title 38, United States Code, to provide for certain requirements for the placement of monuments in Arlington National Cemetery:* H.R. 1627, amended, to amend title 38, United States Code, to provide for certain requirements for the placement of monuments in Arlington National Cemetery, by a  $\frac{2}{3}$  yeas-and-nays vote of 380 yeas with none voting “nay”, Roll No. 330; **Pages H3310–13, H3319–20**

*Restoring GI Bill Fairness Act of 2011:* H.R. 1383, amended, to temporarily preserve higher rates for tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals enrolled in the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance Improvements Act of 2010, by a  $\frac{2}{3}$  yeas-and-nays vote of 389 yeas with none voting “nay”, Roll No. 331; **Pages H3313–16, H3320–21**

*Amending title 38, United States Code, to revise the enforcement penalties for misrepresentation of a business concern as a small business concern owned and controlled by veterans:* H.R. 1657, to amend title 38, United States Code, to revise the enforcement penalties for misrepresentation of a business concern as a small business concern owned and controlled by veterans or as a small business concern owned and controlled by service-disabled veterans, by a  $\frac{2}{3}$  yeas-and-nays vote of 385 yeas with 1 voting “nay”, Roll No. 332; and **Pages H3316–17, H3321–22**

*Airport and Airway Extension Act of 2011, Part II:* H.R. 1893, to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund and to amend title 49, United States Code, to extend the airport improvement program. **Pages H3317–19**

**Recess:** The House recessed at 5:03 p.m. and reconvened at 6:30 p.m. **Page H3319**

**Presidential Message:** Read a message from the President wherein he transmitted notification that an Executive Order was issued that takes additional steps with respect to the national emergency declared in response to the actions and policies of the Government of Iran—referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 112–27). **Pages H3323–24**

**Senate Messages:** Messages received from the Senate by the Clerk and subsequently presented to the House today appear on page H3323.

**Senate Referrals:** S. 349 and S. 655 were referred to the Committee on Oversight and Government Reform; S. 990 was held at the desk. **Page H3332**

**Quorum Calls Votes:** Three yeas-and-nays votes developed during the proceedings of today and appear on pages H3319–20, H3320–21, H3321. There were no quorum calls.

**Adjournment:** The House met at 2 p.m. and adjourned at 8:41 p.m.

## Committee Meetings

### AMERICAN ENERGY INITIATIVE

*Committee on Energy and Commerce:* Subcommittee on Energy and Power held a hearing entitled “The American Energy Initiative.” Testimony was heard from public witnesses.

### DIGITAL GOODS AND SERVICES TAX FAIRNESS

*Committee on the Judiciary:* Subcommittee on Courts, Commercial and Administrative Law held a hearing on H.R. 1860, the Digital Goods and Services Tax

Fairness Act of 2011. Testimony was heard from public witnesses.

**TO AMEND THE PUBLIC HEALTH SERVICE ACT TO CONVERT FUNDING FOR GRADUATE MEDICAL EDUCATION IN QUALIFIED TEACHING HEALTH CENTERS FROM DIRECT APPROPRIATIONS TO AN AUTHORIZATION OF APPROPRIATIONS; THE NATIONAL DEFENSE AUTHORIZATION ACT, FY 2012;**

*Committee on Rules:* The Committee granted, by non record vote, a modified open rule for H.R. 1216. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The rule waives all points of order against consideration of H.R. 1216. The rule provides that after general debate H.R. 1216 shall be considered for amendment under the five-minute rule and shall be considered as read. The rule waives all points of order against provisions in H.R. 1216. The rule makes in order only those amendments that are received for printing in the Congressional Record dated May 23, 2011 and pro forma amendments for the purpose of debate. The rule provides that each amendment received for printing in the Congressional Record may be offered only by the Member who submitted it for printing or their designee, and that each such amendment shall be considered as read. The rule provides one motion to recommit H.R. 1216 with or without instructions. The rule further provides for general debate of H.R. 1540. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Armed Services. The rule waives all points of order against H.R. 1540. The rule provides that no further consideration of the bill shall occur except pursuant to a subsequent order of the House. The rule waives clause 6(a) of Rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against any resolution reported from the Rules Committee providing for consideration or disposition of a measure addressing expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005, through the legislative day of May 27, 2011. Testimony for H.R. 1540 was heard from the following: Chairman Howard P. “Buck” McKeon; and Rep. Smith of Washington. Testimony for H.R. 1216 was heard from the following: Rep. Guthrie; and Rep. Gene Green of Texas.

**FY 2012 BUDGET—INTELLIGENCE**

*House Permanent Select Committee on Intelligence:* Full Committee held a hearing on the overview of the FY 2012 budget. This was a closed hearing.

*Joint Meetings*

**LABOR TRAFFICKING**

*Commission on Security and Cooperation in Europe:* Commission concluded a hearing to examine labor trafficking in troubled economic times, focusing on protecting American jobs and migrant human rights, after receiving testimony from Luis C. de Baca, Office to Monitor and Combat Trafficking in Persons, Department of State; Gabriela D. Lemus, Senior Advisor and Director, Office of Public Engagement, Department of Labor; Nancy A. Donaldson, International Labor Organization, and Neha Misra, Solidarity Center, both of Washington, D.C.; and Julia Ormond, Alliance to Stop Slavery and End Trafficking, Los Angeles, California.

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**COMMITTEE MEETINGS FOR TUESDAY,  
MAY 24, 2011**

*(Committee meetings are open unless otherwise indicated)*

**Senate**

*Committee on Armed Services,* Subcommittee on Airland, to hold hearings to examine tactical aircraft programs in review of the Defense Authorization Request for fiscal year 2012 and the Future Years Defense Program, 2:30 p.m., SR-232A.

*Committee on Commerce, Science, and Transportation,* Subcommittee on Aviation Operations, Safety, and Security, to hold an oversight hearing to examine air traffic control safety, 2:30 p.m., SR-253.

*Committee on Foreign Relations,* to hold hearings to examine al Qaeda, the Taliban, and other extremist groups in Afghanistan and Pakistan, 9 a.m., SD-419.

Full Committee, to hold hearings to examine the nomination of William J. Burns, of Maryland, to be Deputy Secretary of State, 2:30 p.m., SD-419.

*Committee on Homeland Security and Governmental Affairs,* Permanent Subcommittee on Investigations, to hold hearings to examine stimulus contractors, focusing on taxes, 2:30 p.m., SD-342.

*Committee on the Judiciary,* Subcommittee on Crime and Terrorism, to hold hearings to examine responding to the prescription drug epidemic, focusing on strategies for reducing abuse, misuse, diversion, and fraud, 9 a.m., SD-226.

Full Committee, to hold hearings to examine the nominations of Steve Six, of Kansas, to be United States Circuit Judge for the Tenth Circuit, Marina Garcia Marmolejo, to be United States District Judge for the Southern District of Texas, Michael Charles Green, to be United States District Judge for the Western District of

New York, Wilma Antoinette Lewis, of the District of Columbia, to be Judge for the District Court of the Virgin Islands, and Major General Marilyn A. Quagliotti, USAF (Ret.), of Virginia, to be Deputy Director for Supply Reduction, Office of National Drug Control Policy, Executive Office of the President, 2:30 p.m., SD-226.

*Select Committee on Intelligence*, to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

### House

*Committee on Appropriations*, Full Committee, markup of the following: Report on the Suballocation of Budget Allocations for Fiscal Year 2012; the Homeland Security Appropriations Bill, FY 2012; and the Military Construction, Veterans Affairs Appropriations Bill, FY 2012; 9:30 a.m., 2359 Rayburn.

Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies, markup of FY 2012 Appropriations bill, 4 p.m., 2362-A Rayburn.

*Committee on Energy and Commerce*, Subcommittee on Energy and Power, markup of the following: H.R. 1705, the Transparency in Regulatory Analysis of Impacts on the Nation Act of 2011; and legislation on the Jobs and Energy Permitting Act of 2011, 10 a.m., 2123 Rayburn.

*Committee on Financial Services*, Full Committee, markup of H.R. 1573, to facilitate implementation of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, promote regulatory coordination, and avoid market disruption, 10 a.m., 2128 Rayburn.

Subcommittee on International Monetary Policy and Trade, hearing entitled "Legislative Proposals on Securing American Jobs Through Exports: Export-Import Bank Reauthorization," 2 p.m., 2128 Rayburn.

*Committee on Foreign Affairs*, Subcommittee on Africa, Global Health, and Human Rights, hearing on International Child Abduction: Broken Laws and Bereaved Lives, 2 p.m., 2203 Rayburn.

Subcommittee on Asia and the Pacific, hearing on the Future of Japan, 2 p.m., 2247 Rayburn.

Subcommittee on Terrorism, Nonproliferation, and Trade, hearing on the Future of al-Qaeda, 3 p.m., 2172 Rayburn.

*Committee on the Judiciary*, Subcommittee on Immigration Policy and Enforcement, hearing on H.R. 1932, the Keep Our Communities Safe Act, 10 a.m., 2141 Rayburn.

Subcommittee on the Constitution, hearing entitled "Can We Sue Our Way to Prosperity?: Litigation's Effect on America's Global Competitiveness," 2 p.m., 2141 Rayburn.

*Committee on Natural Resources*, Subcommittee on Energy and Mineral Resources, hearing entitled "Strategic and Critical Minerals Policy: Domestic Minerals Supplies and Demands in a Time of Foreign Supply Disruptions," 9 a.m., 1324 Longworth.

Subcommittee on Water and Power and the Subcommittee on Indian and Alaska Native Affairs, joint hearing on Protecting Long-Term Tribal Energy Jobs and Keeping Arizona Water and Power Costs Affordable: The Current and Future Role of the Navajo Generating Station, 2 p.m., 1324 Longworth.

*Committee on Oversight and Government Reform*, Full Committee, hearing on Pain at the Pump: Policies that Suppress Domestic Production of Oil and Gas, 9 a.m., 2154 Rayburn.

Subcommittee on TARP, Financial Services and Bailouts of Public and Private Programs, hearing entitled "Who's Watching the Watchmen? Oversight of the Consumer Financial Protection Bureau," 2 p.m., 2247 Rayburn.

*Committee on Rules*, Full Committee, hearing on H.R. 1540, the National Defense Authorization Act, FY 2012, 3 p.m., H-313 Capitol.

*Committee on Transportation and Infrastructure*, Subcommittee on Coast Guard and Maritime Transportation, hearing on Creating U.S. Maritime Industry Jobs by Reducing Regulator Burdens, 9:30 a.m., 2167 Rayburn.

*Committee on Ways and Means*, Full Committee, hearing on How Other Countries Have Used Tax Reform to Help Their Companies Compete in the Global Market and Create Jobs, 2 p.m., 1100 Longworth.

## Next Meeting of the SENATE

10 a.m., Tuesday, May 24

## Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Tuesday, May 24

## Senate Chamber

**Program for Tuesday:** Senate will continue consideration of the motion to proceed to consideration of S. 1038, PATRIOT Sunsets Extension Act.

*(Senators should gather in the Senate chamber at 10:30 a.m. to proceed as a body to the Hall of the House of Representatives at 10:40 a.m. for a Joint Meeting with Israeli Prime Minister Netanyahu to begin at 11 a.m.)*

## House Chamber

**Program for Tuesday:** Consideration of H.R. 1216—To amend the Public Health Service Act to convert funding for graduate medical education in qualified teaching health centers from direct appropriations to an authorization of appropriations (Subject to a Rule). Begin consideration of H.R. 1540—National Defense Authorization Act for Fiscal Year 2012 (Subject to a Rule).

## Extensions of Remarks, as inserted in this issue.

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