

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S395–S544

Measures Introduced: Twenty bills and two resolutions were introduced, as follows: S. 2080–2099, and S. Res. 370–371. **Page S494**

Measures Passed:

National School Counseling Week: Senate agreed to S. Res. 371, designating the week of February 6 through 10, 2012, as “National School Counseling Week”. **Page S544**

Measures Considered:

Moving Ahead for Progress in the 21st Century: Senate began consideration of S. 1813, to reauthorize Federal-aid highway and highway safety construction programs, after agreeing to the motion to proceed, and agreeing to the committee-reported amendments, and that the bill, as amended, be considered original text for the purpose of further amendment, and taking action on the following amendment proposed thereto: **Pages S400–13, S423–85**

Pending:

Reid (for Johnson (SD)/Shelby) Amendment No. 1515, of a perfecting nature. **Pages S484–85**

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

By 85 yeas to 11 nays (Vote No. 17), 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. **Pages S420–23**

Jordan Nomination—Cloture: Senate began consideration of the nomination of Adalberto Jose Jordan, of Florida, to be United States Circuit Judge for the Eleventh Circuit. **Page S544**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Monday, February 13, 2012. **Page S544**

A unanimous-consent-time agreement was reached providing that Senate resume consideration of the nomination at 4:30 p.m. on Monday, February 13,

2012; that there be one hour for debate equally divided in the usual form prior to the cloture vote.

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Nomination Confirmed: Senate confirmed the following nomination:

By 90 yeas to 6 nays (Vote No. EX. 16), Cathy Ann Bencivengo, of California, to be United States District Judge for the Southern District of California. **Pages S417–20, S544**

Messages from the House: **Page S492**

Measures Referred: **Page S492**

Measures Placed on the Calendar: **Pages S395, S492**

Executive Communications: **Pages S492–94**

Additional Cosponsors: **Pages S495–96**

Statements on Introduced Bills/Resolutions: **Pages S496–S504**

Additional Statements: **Pages S490–92**

Amendments Submitted: **Pages S504–43**

Notices of Hearings/Meetings: **Page S543**

Authorities for Committees to Meet: **Pages S543–44**

Record Votes: Two record votes were taken today. (Total—17) **Pages S420–21**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 6:33 p.m., until 2 p.m. on Monday, February 13, 2012. (For Senate’s program, see the remarks of the Majority Leader in today’s Record on page S544.)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Armed Services: Committee concluded a hearing to examine the nominations of Admiral Samuel J. Locklear III, USN, for reappointment to the grade of admiral and to be Commander, United States Pacific Command, and Lieutenant General Thomas P. Bostick, USA, for reappointment to the

grade of lieutenant general and to be Chief of Engineers, and Commanding General, United States Army Corps of Engineers, both of the Department of Defense, after the nominees testified and answered questions in their own behalf.

HOUSING MARKET

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine the state of the housing market, focusing on removing barriers to economic recovery, after receiving testimony from Mark Zandi, Moody's Analytics, and Christopher J. Mayer, Columbia Business School, both of New York, New York; and Phillip L. Swagel, University of Maryland School of Public Policy, College Park.

ASSESSING INEQUALITY, MOBILITY, AND OPPORTUNITY

Committee on the Budget: Committee concluded a hearing to examine assessing inequality, mobility, and opportunity, after receiving testimony from Mark J. Warshawsky, Member, Social Security Advisory Board; Jared Bernstein, Center on Budget and Policy Priorities, Heather Boushey, Center for American Progress Action Fund, Sarah Anderson, Institute for Policy Studies, and Scott Winship, Brookings Institution Center on Children and Families, all of Washington, DC.

SOUTHEAST ARIZONA LAND EXCHANGE AND CONSERVATION ACT

Committee on Energy and Natural Resources: Committee concluded a hearing to examine H.R. 1904, to facilitate the efficient extraction of mineral resources in southeast Arizona by authorizing and directing an exchange of Federal and non-Federal land, and the Southeast Arizona Land Exchange and Conservation

Act of 2009, after receiving testimony from Senators McCain and Kyl; Mary Wagner, Associate Chief, Forest Service, Department of Agriculture; Ned Farquhar, Deputy Assistant Secretary of the Interior for Lands and Minerals Management; Jon Cherry, Resolution Copper Company, Superior, Arizona; and Shan Lewis, Inter Tribal Council of Arizona, Phoenix.

DEPARTMENT OF JUSTICE AND INTERNET GAMING

Committee on Indian Affairs: Committee concluded an oversight hearing to examine the Department of Justice opinion on Internet gaming, focusing on what's at stake for tribes, after receiving testimony from Robert Odawi Porter, Seneca Nation of Indians, Salamanca, New York; Kevin K. Washburn, University of New Mexico School of Law, Albuquerque; I. Nelson Rose, Whittier Law School, Encino, California; Alex T. Skibine, University of Utah S.J. Quinney College of Law, Salt Lake City; Patrick Fleming, Washington, DC, on behalf of the Poker Players Alliance; and Glenn M. Feldman, Mariscal, Weeks, McIntyre and Friedlander, P.A., Phoenix, Arizona.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported S. 1945, to permit the televising of Supreme Court proceedings.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 24 public bills, H.R. 3989–4012; and 1 resolution, H. Con. Res. 99 were introduced. **Pages H691–93**

Additional Cosponsors: **Pages H693–94**

Reports Filed: Reports were filed today as follows: H.R. 3408, to set clear rules for the development of United States oil shale resources, to promote shale technology research and development, and for other purposes, with an amendment (H. Rept. 112–392);

H.R. 3407, to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, to ensure secure energy supplies for the continental Pacific Coast of the United States, lower prices, and reduce imports, and for other purposes, with an amendment (H. Rept. 112–393); and

H.R. 3813, to amend title 5, United States Code, to secure the annuities of Federal civilian employees, and for other purposes, with an amendment (H. Rept. 112–394 Pt. 1). **Page H691**

Speaker: Read a letter from the Speaker wherein he appointed Representative Capito to act as Speaker pro tempore for today. **Page H643**

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

STOCK Act: S. 2038, amended, to prohibit Members of Congress and employees of Congress from using nonpublic information derived from their official positions for personal benefit, by a $\frac{2}{3}$ ye-and-nay vote of 417 yeas to 2 nays, Roll No. 47.

Pages H645–57

Motion to Instruct Conferees: The House agreed to the Bishop (NY) motion to instruct conferees on H.R. 3630 by a ye-and-nay vote of 405 yeas to 15 nays, Roll No. 48. The motion was debated yesterday, February 8th.

Pages H657–58

Authorizing the Use of Emancipation Hall in the Capitol Visitor Center: The House agreed to discharge and agree to H. Con. Res. 99, authorizing the use of Emancipation Hall in the Capitol Visitor Center for a ceremony to unveil the marker which acknowledges the role that slave labor played in the construction of the United States Capitol.

Pages H658–59

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 1 p.m. on Monday, February 13th.

Page H663

Quorum Calls—Votes: Two ye-and-nay votes developed during the proceedings of today and appear on pages H657 and H657–58. There were no quorum calls.

Adjournment: The House met at 9 a.m. and adjourned at 2:14 p.m.

Committee Meetings

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on the Architect of the Capitol FY 2013 budget request. Testimony was heard from Stephen T. Ayers, Architect of the Capitol.

PROPOSED GENERIC DRUG AND BIOSIMILARS, USER FEES AND FURTHER EXAMINATION OF DRUG SHORTAGES

Committee on Energy and Commerce: Subcommittee on Health held a hearing entitled “Review of the Proposed Generic Drug and Biosimilars, User Fees and Further Examination of Drug Shortages.” Testimony was heard from Janet Woodcock, Director, Center

for Drug Evaluation and Research, Food and Drug Administration; and public witnesses.

AGRICULTURAL GUESTWORKER PROGRAMS

Committee on the Judiciary: Subcommittee on Immigration Policy and Enforcement, hearing entitled “Regional Perspectives on Agricultural Guestworker Programs.” Testimony was heard from Gary Black, Commissioner, Georgia Department of Agriculture; and public witnesses.

CONSTRUCTION CONTRACTING: BARRIERS TO SMALL BUSINESS PARTICIPATION

Committee on Small Business: Subcommittee on Contracting and Workforce held a hearing entitled “Construction Contracting: Barriers to Small Business Participation.” Testimony was heard from Jeanne Hult, Acting Associate Administrator for Capital Access, Small Business Administration, Office of Surety Guarantees; James C. Dalton, Chief, Engineering and Construction, Army Corps of Engineers; William Guerin, Assistant Commissioner of the Office of Construction Programs, General Service Administration, Public Buildings Service; and public witnesses.

REFORMING VA’S FLAWED FIDUCIARY SYSTEM

Committee on Veterans’ Affairs: Subcommittee on Oversight and Investigations held a hearing on Reforming VA’s Flawed Fiduciary System. Testimony was heard from Dave McLenachen, Director of Pension and Fiduciary Service, Department of Veterans Affairs; and public witnesses.

ONGOING INTELLIGENCE ACTIVITIES

House Permanent Select Committee on Intelligence: Full Committee held a hearing on ongoing intelligence activities. This is a closed hearing.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR FRIDAY, FEBRUARY 10, 2012

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

No hearings are scheduled.

Next Meeting of the SENATE

2 p.m., Monday, February 13

Next Meeting of the HOUSE OF REPRESENTATIVES

1 p.m., Monday, February 13

Senate Chamber

Program for Monday: After the transaction of any morning business (not to extend beyond 4:30 p.m.), Senate will resume consideration of the nomination of Adalberto Jose Jordan, of Florida, to be United States Circuit Judge for the Eleventh Circuit, with a vote on the motion to invoke cloture on the nomination at approximately 5:30 p.m.

House Chamber

Program for Monday: The House will meet in pro forma session at 1 p.m.

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