

Daily Digest

HIGHLIGHTS

The House passed H.R. 5743, Intelligence Authorization Act for Fiscal Year 2013.

The House passed H.R. 5854, Military Construction and Veterans Affairs and Related Agencies Appropriations Act, 2013.

Senate

Chamber Action

The Senate met at 12:00:34 p.m. in pro forma session, and adjourned at 12:01:03 p.m. until 2 p.m., on Monday, June 4, 2012.

Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 11 public bills, H.R. 5871–5881; and 2 resolutions, H. Res. 671–672 were introduced. **Page H3362**

Additional Cosponsors: **Page H3363**

Reports Filed: Reports were filed today as follows:

H.R. 4027, to clarify authority granted under the Act entitled “An Act to define the exterior boundary of the Uintah and Ouray Indian Reservation in the State of Utah, and for other purposes” (H. Rept. 112–509) and

H.R. 4222, to provide for the conveyance of certain land inholdings owned by the United States to the Tucson Unified School District and to the Pascua Yaqui Tribe of Arizona, and for other purposes, with an amendment (H. Rept. 112–510). **Page H3362**

Speaker: Read a letter from the Speaker wherein he appointed Representative Webster to act as Speaker pro tempore for today. **Page H3269**

Recess: The House recessed at 11:14 a.m. and reconvened at 12 noon. **Page H3277**

Chaplain: The prayer was offered by the guest chaplain, Rabbi Aaron Melman, Congregation Beth Shalom, Northbrook, Illinois. **Page H3277**

Suspension—Failed: The House failed to agree to suspend the rules and pass the following measure that was debated yesterday, May 30th:

Prenatal Nondiscrimination Act (PRENDA) of 2012: H.R. 3541, amended, to prohibit discrimination against the unborn on the basis of sex or race, by a $\frac{2}{3}$ yeas-and-nays vote of 246 yeas to 168 nays, Roll No. 299. **Pages H3289–90**

Intelligence Authorization Act for Fiscal Year 2013: The House passed H.R. 5743, to authorize appropriations for fiscal year 2013 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, by a recorded vote of 386 yeas to 28 noes, Roll No. 301. **Pages H3281–89, H3290–H3309**

Rejected the Critz motion to recommit the bill to the Permanent Select Committee on Intelligence with instructions to report the same back to the House forthwith with an amendment, by a yeas-and-nays vote of 180 yeas to 235 nays, Roll No. 300. **Pages H3306–08**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Permanent Select Committee on Intelligence now printed in the bill shall be considered as an original bill for the purpose of amendment under the five-minute rule.

Page H3295

Agreed to:

Rogers (MI) amendment (No. 1 printed in H. Rept. 112–504) that strikes sections 401 and 403 to ensure compliance with House Rules relating to provisions regarding appropriated funds; **Page H3297**

Thompson (CA) amendment (No. 2 printed in H. Rept. 112–504) that requires the Director of National Intelligence to report to Congress how the Intelligence Community can improve the methods by which subcontractors are granted security clearances and notified of classified contracting opportunities within the Federal government; **Pages H3297–98**

Conyers amendment (No. 3 printed in H. Rept. 112–504) that requires the Director of National Intelligence to submit to the congressional intelligence committees a report containing an assessment of the consequences of a military strike against Iran within 60 days; **Pages H3298–99**

Farr amendment (No. 4 printed in H. Rept. 112–504) that establishes the sense of Congress that those assigned to lead the development of training, tools, and methodologies in support of cyber security, should be reminded to include foreign language and culture in the development process; **Pages H3299–H3300**

Cuellar amendment (No. 5 printed in H. Rept. 112–504) that authorizes the Director of National Intelligence to participate in information sharing with Mexico and Canada for purposes of border security and combating drug trafficking; **Page H3300**

Hahn amendment (No. 6 printed in H. Rept. 112–504) that requires the Civil Liberties Protection Officer to ensure that the coordination and training between the intelligence community and local law enforcement agencies shall not violate the constitutional safeguards of racial and ethnic minorities; **Pages H3320–24**

Jackson Lee (TX) amendment (No. 7 printed in H. Rept. 112–504) that establishes the Sense of Congress that the Director of the Central Intelligence Agency should take such actions as the Director considers necessary to increase the recruitment and training of ethnic minorities as officers and employees of the Central Intelligence Agency; **Pages H3324–25**

Jackson Lee (TX) amendment (No. 8 printed in H. Rept. 112–504) that establishes the Sense of Congress that the intelligence community should

take all appropriate actions necessary to protect the civil liberties of religious and ethnic minorities; and **Pages H3325–26**

Myrick amendment (No. 9 printed in H. Rept. 112–504) that requires a report from the Director of National Intelligence that would identify and assess various risks in information technology supply chains. **Pages H3326–27**

Agreed that the Clerk be authorized to make technical and conforming changes to reflect the actions of the House. **Page H3327**

H. Res. 667, the rule providing for consideration of the bills (H.R. 5743), (H.R. 5854), (H.R. 5855), and (H.R. 5325), was agreed to by a recorded vote of 246 ayes to 166 noes, Roll No. 298, after the previous question was ordered by a yea-and-nay vote of 233 yeas to 180 nays, Roll No. 297. **Pages H3327–31**

Agreed by unanimous consent that upon adoption of H. Res. 667, amendments numbered 4 and 6 printed in House Report 112–504 be modified to include amendatory instructions. **Pages H3341–42**

Military Construction and Veterans Affairs and Related Agencies Appropriations Act, 2013: The House passed H.R. 5854, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2013, by a yea-and-nay vote of 407 yeas to 12 nays, Roll No. 305. **Pages H3342–43**

Rejected the Barrow motion to recommit the bill to the Committee on Appropriations with instructions to report the same back to the House forthwith with amendments, by a recorded vote of 188 ayes to 230 noes, Roll No. 304. **Page H3343**

Agreed to:

Blumenauer amendment (No. 2 printed in the Congressional Record of May 30, 2012) that redirects funding within the Military Construction, Defense-Wide account in order to increase funding for study, planning, design, and architect and engineer services by \$10 million; **Pages H3343–44**

Hayworth amendment that redirects funds within the Veterans Benefits Administration Compensation and Pensions account by \$1 in order to allow for the provision of headstones and markers for certain members of the Armed Services; **Page H3344**

Welch amendment that makes funds available to the Secretary of Veterans Affairs in order to comply with the Department's energy management requirements under section 543(f)(7) of the National Energy Conservation Policy Act; **Pages H3300–01**

Terry amendment (No. 7 printed in the Congressional Record of May 30, 2012) that redirects funding for the Office of the Inspector General by \$1 for the purpose of reviewing the practices related to collection and content of bids for certain veterans' hospital construction projects; **Pages H3301–02**

Blumenauer amendment (No. 1 printed in the Congressional Record of May 30, 2012) that redirects funding within the Medical and Prosthetic Research Account by \$35 million for Post-Traumatic Stress Disorder and brain trauma treatment;

Pages H3302–05

Schock amendment that redirects funding within the Veterans Health Administration Medical Services account for rural veterans by \$16 million;

Pages H3305–06

Fitzpatrick amendment that prohibits funds from being used to enter into a contract using procedures that do not give to small business concerns owned and controlled by veterans any preference available with respect to such contract, except for a preference given to small business concerns owned and controlled by service-disabled veterans;

Page H3308

Poe amendment, as modified, that prohibits funds from being used to hire a new director of a national cemetery who is not a veteran;

Pages H3281–89

Poe amendment that prohibits funds from being used to prohibit a veterans service organization that is participating in the funeral or memorial service of a veteran from reciting any words as part of such service or memorial;

Page H3281

Runyan amendment that prohibits funds from being used to modify, maintain, or manage a structure, building, or barracks for a person, unit, or mission of the Armed Forces or Department of Defense outside of the normal tour or duty restationing or authorized base closure and realignment process;

Pages H3309–46, H3356–60

Flores amendment that prohibits funds from being used to enforce section 526 of the Energy Independence and Security Act of 2007;

Pages H3358–59

Webster amendment that prohibits funds from being used for the salary or compensation of a Director of Construction and Facilities Management of the Department of Veterans Affairs who does not meet the qualifications for such position required under section 312A(b) of title 38, United States Code;

Pages H3344–45

Stearns amendment that prohibits funds from being used by the Secretary of Veterans Affairs to pay a performance award under section 5384 of title 5, United States Code; and

Page H3346

Grimm amendment that strikes section 517 (by a recorded vote of 218 ayes to 198 noes, Roll No. 302).

Pages H3331–40, H3356–57

Rejected:

Franks (AZ) amendment (No. 8 printed in the Congressional Record of May 30, 2012) that sought to prohibit funds from being used to implement, administer, or enforce the prevailing wage requirements in subchapter IV of chapter 31 of title 40, United States Code (commonly referred to as the

Davis-Bacon Act) (by a recorded vote of 180 ayes to 237 noes, Roll No. 303).

Pages H3345–46, H3357–58

Point of Order sustained against:

Speier amendment that sought to allow Filipino veterans to be eligible for veterans benefits.

Pages H3340–41

H. Res. 667, the rule providing for consideration of the bills (H.R. 5743), (H.R. 5854), (H.R. 5855), and (H.R. 5325), was agreed to by a recorded vote of 246 ayes to 166 noes, Roll No. 298, after the previous question was ordered by a yea-and-nay vote of 233 yeas to 180 nays, Roll No. 297.

Pages H3281–89

Energy and Water Development and Related Agencies Appropriations Act, 2013: The House began consideration of H.R. 5325, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2013. Further proceedings were postponed.

Pages H3347–56

H. Res. 667, the rule providing for consideration of the bills (H.R. 5743), (H.R. 5854), (H.R. 5855), and (H.R. 5325), was agreed to by a recorded vote of 246 ayes to 166 noes, Roll No. 298, after the previous question was ordered by a yea-and-nay vote of 233 yeas to 180 nays, Roll No. 297.

Amendments: Amendments ordered printed pursuant to the rule appear on page H3364.

Quorum Calls—Votes: Four yea-and-nay votes and five recorded votes developed during the proceedings of today and appear on pages H3288, H3288–89, H3289–90, H3307–08, H3308, H3357, H3357–58, H3359, and H3360. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 10:07 p.m.

Committee Meetings

MISCELLANEOUS MEASURE

Committee on Appropriations: Full Committee held a markup of Legislative Branch Appropriations Bill for FY 2013. The bill was ordered reported, as amended.

THE BROKEN BUDGET PROCESS: LEGISLATIVE PROPOSALS

Committee on the Budget: Full Committee held a hearing entitled “The Broken Budget Process: Legislative Proposals”. Testimony was heard from public witnesses.

BARRIERS TO LOWER HEALTH CARE COSTS FOR WORKERS AND EMPLOYERS

Committee on Education and the Workforce: Subcommittee on Health, Employment, Labor, and Pensions held a hearing entitled “Barriers to Lower

Health Care Costs for Workers and Employers”. Testimony was heard from public witnesses.

INTERNATIONAL PROPOSALS TO REGULATE THE INTERNET

Committee on Energy and Commerce: Subcommittee on Communications and Technology held a hearing entitled “International Proposals to Regulate the Internet”. Testimony was heard from Philip Verveer, Deputy Assistant Secretary of State and U.S. Coordinator for International Communications and Information Policy; Robert McDowell, Federal Communications Commission; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Financial Services: Full Committee held a markup of H.R. 1588, the “Consumer Rental Purchase Agreement Act”; and H.R. 3128, to amend the Dodd-Frank Wall Street Reform and Consumer Protection Act to adjust the date on which consolidated assets are determined for purposes of exempting certain instruments of smaller institutions from capital deductions. H.R. 1588 was ordered reported, as amended, and H.R. 3128 was ordered reported, without amendment.

TSA’S SURFACE INSPECTION PROGRAM

Committee on Homeland Security: Subcommittee on Transportation Security held a hearing entitled “TSA’s Surface Inspection Program: Strengthening Security or Squandering Scant Resources?”. Testimony was heard from public witnesses.

FISA AMENDMENTS ACT OF 2008

Committee on the Judiciary: Subcommittee on Crime, Terrorism, and Homeland Security held a hearing entitled “FISA Amendments Act of 2008”. Testimony was heard from public witnesses.

THE DEPARTMENT OF JUSTICE—CIVIL, ENVIRONMENT AND NATURAL RESOURCES, AND TAX DIVISIONS

Committee on the Judiciary: Subcommittee on Courts, Commercial and Administrative Law held a hearing entitled “The Department of Justice—Civil, Environment and Natural Resources, and Tax Divisions”. Testimony was heard from Stuart Delery, Acting Assistant Attorney General, Civil Division; Ignacia Moreno, Assistant Attorney General, Environment and Natural Resources Division; and Kathryn Keneally, Assistant Attorney General, Tax Division.

LEGISLATIVE MEASURE

Committee on the Judiciary: Subcommittee on Immigration Policy and Enforcement held a hearing on H.R. 2831, to amend Public Law 89–732 to modify the requirement for a Cuban National to qualify for

and maintain status as a permanent resident. Testimony was heard from Representative Rivera and public witnesses.

RHETORIC VS. REALITY: DOES PRESIDENT OBAMA REALLY SUPPORT AN ALL-OF-THE-ABOVE ENERGY STRATEGY

Committee on Oversight and Government Reform: Full Committee held a hearing entitled “Rhetoric vs. Reality: Does President Obama Really Support an ‘All-of-the-Above’ Energy Strategy?”. Testimony was heard from public witnesses.

IMPACT OF NEW FEDERAL RED TAPE ON HYDRAULIC FRACTURING AND AMERICAN ENERGY INDEPENDENCE

Committee on Oversight and Government Reform: Subcommittee on Technology, Information Policy, Intergovernmental Relations and Procurement Reform held a hearing entitled “Rhetoric vs. Reality, Part II: Assessing The Impact of New Federal Red Tape on Hydraulic Fracturing and American Energy Independence”. Testimony was heard from Michael McKee, County Commissioner, Uintah County, Utah; Michael Krancer, Secretary, Pennsylvania Department of Environmental Protection; Nancy Stoner, Acting Assistant, Administrator for Water, Environmental Protection Agency; Mike Pool, Deputy Director, Bureau of Land Management; and public witnesses.

EXAMINING THE PROPOSED NATIONAL NETWORK FOR MANUFACTURING INNOVATION

Committee on Science, Space, and Technology: Subcommittee on Technology and Innovation held a hearing entitled “Assembling the Facts: Examining the Proposed National Network for Manufacturing Innovation”. Testimony was heard from Patrick Gallagher, Under Secretary of Commerce for Standards and Technology and Director, National Institute of Standards and Technology.

PLANNING FOR THE DEATH TAX: CAN SMALL BUSINESSES SURVIVE

Committee on Small Business: Subcommittee on Economic Growth, Tax and Capital Access held a hearing entitled “Planning for the Death Tax: Can Small Businesses Survive?”. Testimony was heard from public witnesses.

REVIEW OF FAA’S EFFORTS TO REDUCE COSTS AND ENSURE SAFETY AND EFFICIENCY THROUGH REALIGNMENT AND FACILITY CONSOLIDATION

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing entitled “A

Review of FAA's Efforts to Reduce Costs and Ensure Safety and Efficiency Through Realignment and Facility Consolidation". Testimony was heard from David Grizzle, Chief Operating Officer, Air Traffic Organization, Federal Aviation Administration; Lou E. Dixon, Principal Assistant Inspector General for Auditing and Evaluation, Office of the Inspector General, Department of Transportation; and a public witness.

LEGISLATIVE MEASURE

Committee on Veterans' Affairs: Full Committee held a hearing entitled "Reviewing the Implementation of Major Provisions of the VOW to Hire Heroes Act of 2011". Testimony was heard from Allison Hickey, Under Secretary for Benefits, Department of Veterans Affairs; and Ismael Ortiz, Jr., Acting Assistant Secretary, Veterans' Employment and Training Service, Department of Labor.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Full Committee held a markup of the following measures: H.R. 436, the "Protect Medical Innovation Act of 2011"; H.R. 5842, the "Restoring Access to Medication Act"; H.R. 1004, the "Medical FSA Improvement Act of 2011"; and H.R. 5858, to amend the Internal Revenue Code of 1986 to improve health savings accounts, and for other purposes. The following measures were ordered reported, as amended: H.R. 436; H.R. 5842; H.R. 1004; and H.R. 5858.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR FRIDAY, JUNE 1, 2012

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

Committee on the Budget, Full Committee, hearing entitled "Removing the Barriers to Free Enterprise and Economic Growth", 9 a.m., 210 Cannon.

Committee on Energy and Commerce, Subcommittee on Commerce, Manufacturing, and Trade, hearing on the "American Manufacturing Competitiveness Act of 2012"; and legislation to repeal an obsolete provision in title 49, United States Code, requiring motor vehicle insurance cost reporting, 9:30 a.m., 2123 Rayburn.

Committee on Financial Services, Subcommittee on Capital Markets and Government Sponsored Enterprises, hearing entitled "Cyber Threats to Capital Markets and Corporate Accounts", 9:30 a.m., 2128 Rayburn.

Committee on the Judiciary, Subcommittee on the Constitution, hearing entitled "Class Action Seven Years After the Class Action Fairness Act", 9:30 a.m., 2141 Rayburn.

Committee on Natural Resources, Subcommittee on Energy and Mineral Resources, hearing entitled "Obama Administration's Actions Against the Spruce Coal Mine: Canceled Permits, Lawsuits and Lost Jobs", 10 a.m., 1324 Longworth.

Subcommittee on National Parks, Forests and Public Lands, hearing entitled "Future of the National Mall", 10 a.m., 1334 Longworth.

Next Meeting of the SENATE

2 p.m., Monday, June 4

Senate Chamber

Program for Monday: The Majority Leader will be recognized and intends to resume consideration of the motion to proceed to consideration of S. 3220, Paycheck Fairness. At 5 p.m., Senate will begin consideration of the nomination of Timothy S. Hillman, of Massachusetts, to be United States District Judge for the District of Massachusetts, with a vote on confirmation of the nomination at approximately 5:30 p.m.

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Friday, June 1

House Chamber

Program for Friday: Resume consideration of H.R. 5325—Energy and Water Development and Related Agencies Appropriations Act, 2013.

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