# Daily Digest

# Senate

### Chamber Action

#### Routine Proceedings, pages S6075-S6239

Measures Introduced: Four bills and four resolutions were introduced, as follows: S. 3526–3529, S.J. Res. 50, and S. Res. 548–550. Pages S6107–08

#### Measures Passed:

National Direct Support Professionals Recognition Week: Senate agreed to S. Res. 548, designating the week beginning September 9, 2012, as "National Direct Support Professionals Recognition Week". Pages S6109-10

Campus Fire Safety Month: Senate agreed to S. Res. 549, designating September 2012 as "Campus Fire Safety Month". Page S6110

National Celiac Disease Awareness Day: Senate agreed to S. Res. 550, designating September 13, 2012, as "National Celiac Disease Awareness Day". Page S6110

#### Measures Considered:

Veterans Jobs Corps Act—Agreement: Senate continued consideration of the motion to proceed to consideration of S. 3457, to require the Secretary of Veterans Affairs to establish a veterans jobs corps.

#### Pages S6075-98

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

By 95 yeas to 1 nay (Vote No. 191), 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 S6083** 

A unanimous-consent-time agreement was reached providing for further consideration of the motion to proceed to consideration of the bill, post-cloture, at approximately 9:30 a.m., on Wednesday, September 12, 2012, and that the first 70 minutes be equally divided and controlled between the two Leaders, or their designees, with the Republicans controlling the first half and the Majority controlling the final half; and that all time during adjournment, recess, and morning business be counted post-cloture on the motion to proceed to consideration of the bill.

#### Page S6239

Messages from the President: Senate received the following messages from the President of the United States:

Transmitting, pursuant to law, a report on the continuation of the national emergency with respect to persons who commit, threaten to commit, or support terrorism that was established in Executive Order 13224 on September 23, 2001; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM-61) Page S6105

Transmitting, pursuant to law, a report relative to the continuation of the national emergency with respect to the terrorist attacks on the United States of September 11, 2001; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM-62) Page S6105

Nominations Received: Senate received the following nominations:

Joshua D. Wright, of Virginia, to be a Federal Trade Commissioner for the term of seven years from September 26, 2012.

F. Scott Kieff, of Illinois, to be a Member of the United States International Trade Commission for the term expiring June 16, 2020.

Rose Eilene Gottemoeller, of Virginia, to be Under Secretary of State for Arms Control and International Security.

T. Charles Cooper, of Maryland, to be an Assistant Administrator of the United States Agency for International Development.

Robert Stephen Beecroft, of California, to be Ambassador to the Republic of Iraq. Page S6239

Messages from the House:	Pages	S6105-06
Measures Referred:	Pa	ige S6106
Measures Placed on the Calendar:	Pa	ige S6106
Executive Communications:	Pages	S6106-07
Additional Cosponsors:	Pages	S6108-09
Statements on Introduced Bills/Reso	olution	ns:
	Pages	S6109-10

Additional Statements: Pages S6102-05

Amendments Submitted:	Pages S6110–S6237
Notices of Hearings/Meetings:	Page S6237
Privileges of the Floor:	Pages S6237–38
<b>Record Votes:</b> One record vote (Total—191)	was taken today. Page S6083
Adjournment: Senate convened a	0

journed at 7:31 p.m., until 9:30 a.m. on Wednes-

day, September 12, 2012. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6239.)

### Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

## House of Representatives

### **Chamber** Action

Public Bills and Resolutions Introduced: 7 public bills, H.R. 6370–6376; and 2 resolutions, H.J. Res. 118; and H. Res. 777 were introduced.

#### Additional Cosponsors:

#### Pages H5859-60 Pages H5860-61

**Report Filed:** A report was filed today as follows: H.R. 4631, to require quarterly reports on agency conferences and meetings, and for other purposes, with an amendment (H. Rept. 112–664). **Page H5859** 

Speaker: Read a letter from the Speaker wherein he appointed Representative Webster to act as Speaker pro tempore for today. Page H5769

Recess: The House recessed at 10:31 a.m. and reconvened at 12 noon. Page H5772

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

Government Spending Accountability Act of 2012: H.R. 4631, amended, to require quarterly reports on agency conferences and meetings;

#### Pages H5776-78

Government Customer Service Improvement Act: H.R. 538, amended, to require the establishment of customer service standards for Federal agencies;

#### Pages H5778-79

Child and Elderly Missing Alert Program: H.R. 4305, amended, to authorize the Attorney General to provide a grant to assist Federal, State, tribal, and local law enforcement agencies in the rapid recovery of missing individuals; Pages H5787-90

Amending the Violent Crime Control and Law Enforcement Act of 1994 to reauthorize the Missing Alzheimer's Disease Patient Alert Program: H.R. 2800, amended, to amend the Violent Crime Control and Law Enforcement Act of 1994 to reauthorize the Missing Alzheimer's Disease Patient Alert Program; Pages H5790-91

Local Courthouse Safety Act of 2012: H.R. 6185, amended, to improve security at State and local courthouses; Pages H5791–93

Amending the Trademark Act of 1946 to correct an error in the provisions relating to remedies for dilution: H.R. 6215, amended, to amend the Trademark Act of 1946 to correct an error in the provisions relating to remedies for dilution;

#### Pages H5795-96

**Reporting Efficiency Improvement Act:** H.R. 6189, amended, to eliminate unnecessary reporting requirements for unfunded programs under the Office of Justice Programs; Page H5796

Making improvements in the enactment of title 41, United States Code, into a positive law title and to improve the Code: H.R. 6080, to make improvements in the enactment of title 41, United States Code, into a positive law title and to improve the Code; Pages H5796-H5814

Improving Transparency of Education Opportunities for Veterans Act of 2012: H.R. 4057, amended, to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to develop a comprehensive policy to improve outreach and transparency to veterans and members of the Armed Forces through the provision of information on institutions of higher learning; Pages H5817-21

No-Hassle Flying Act of 2012: H.R. 6028, amended, to authorize the Assistant Secretary of Homeland Security (Transportation Security Administration) to modify screening requirements for checked baggage arriving from preclearance airports; Pages H5824-26

Hazardous Waste Electronic Manifest Establishment Act: S. 710, amended, to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system;

#### Pages H5826-28

Extending the Undertaking Spam, Spyware, and Fraud Enforcement With Enforcers Beyond Borders Act of 2006: H.R. 6131, to extend the Undertaking Spam, Spyware, And Fraud Enforcement With Enforcers Beyond Borders Act of 2006;

#### Pages H5829-30

Vietnam Human Rights Act: H.R. 1410, amended, to promote freedom and democracy in Vietnam; Pages H5835-42

North Korean Refugee Adoption Act: H.R. 1464, to develop a strategy for assisting stateless children from North Korea; Pages H5842-44

Calling on the Government of the Socialist Republic of Vietnam to respect basic human rights: H. Res. 484, amended, to call on the Government of the Socialist Republic of Vietnam to respect basic human rights and cease abusing vague national security provisions such as articles 79 and 88 of the Vietnamese penal code which are often the pretext to arrest and detain citizens who peacefully advocate for religious and political freedom; and Pages H5844-46

Expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO): S. Con. Res. 17, to express the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO).

#### Pages H5846-47

Recess: The House recessed at 1:46 p.m. and reconvened at 2 p.m. Page H5785

Minnesota Education Investment and Employment Act and FISA Amendments Act Reauthorization Act of 2012—Rule for Consideration: The House agreed to H. Res. 773, the rule that is providing for consideration of H.R. 5544, Minnesota Education Investment and Employment Act and providing for consideration of H.R. 5949, FISA Amendments Act Reauthorization Act of 2012, by a recorded vote of 233 ayes to 179 noes, Roll No. 561, after the previous question was ordered by a yea-and-nay vote of 232 yeas to 177 nays, Roll No. 560. Pages H5780–86

Suspensions: The House agreed to suspend the rules and pass the following measure which was debated yesterday, September 10th:

FHA Emergency Fiscal Solvency Act of 2012: H.R. 4264, amended, to help ensure the fiscal solvency of the FHA mortgage insurance programs of the Secretary of Housing and Urban Development, by a <sup>2</sup>/<sub>3</sub> yea-and-nay vote of 402 yeas to 7 nays, Roll No. 562. Page H5787

Suspensions—Proceedings Postponed: The House debated the following measures under suspension of the rules. Further proceedings were postponed:

Stolen Valor Act of 2012: H.R. 1775, amended, to amend title 18, United States Code, to establish a criminal offense relating to fraudulent claims about military service; Pages H5793-95

Extending by 3 years the authorization of the EB-5 Regional Center Program, the E-Verify Program, the Special Immigrant Nonminister Religious Worker Program, and the Conrad State 30 J-1 Visa Waiver Program: S. 3245, to extend by 3 years the authorization of the EB-5 Regional Center Program, the E-Verify Program, the Special Immigrant Nonminister Religious Worker Program, and the Conrad State 30 J-1 Visa Waiver Program; Pages H5814-17

Public Transit Security and Local Law Enforcement Support Act: H.R. 3857, amended, to amend the Implementing Recommendations of the 9/11 Commission Act of 2007 to require the Secretary of Homeland Security to include as an eligible use the sustainment of specialized operational teams used by local law enforcement under the Transit Security Grant Program; and Pages H5821-24

American Manufacturing Competitiveness Act of 2012: H.R. 5865, amended, to promote the growth and competitiveness of American manufacturing. Pages H5830-35

**Presidential Messages:** Read a message from the President wherein he notified Congress of the continuation, for an additional year, of the emergency declared with respect to the terrorist attacks on the United States of September 11, 2001—referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 112–138). **Page H5779** 

Read a message from the President wherein he notified Congress that the national emergency declared with respect to persons who commit, threaten to commit, or support terrorism is to continue in effect beyond September 23, 2012—referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 112–139). Pages H5779–80

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of today and appear on pages H5785–86, H5786–87 and H5787. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 8:55 p.m.

#### **Committee Meetings** NAVY SHIPBUILDING IN A TIME OF FISCAL UNCERTAINTY

Committee on Armed Services: Subcommittee on Oversight and Investigation, on Navy shipbuilding and impacts on the defense industrial base in a time of fiscal uncertainty. Testimony was heard from Sean J. Stackley, Assistant Secretary of the Navy, Research, Development and Acquisition; and Rear Admiral Thomas J. Eccles, USN, Chief Engineer and Deputy Commander for Naval Systems Engineering, Naval Sea Systems Command.

## CHEMICAL FACILITY ANTI-TERRORISM STANDARDS PROGRAM

Committee on Energy and Commerce: Subcommittee on Environment and the Economy held a hearing entitled "The Chemical Facility Anti-Terrorism Standards Program—A Progress Report". Testimony was heard from Rand Beers, Under Secretary, National Protection and Programs Directorate, Department of Homeland Security; Cathleen Berrick, Managing Director, Homeland Security and Justice Team, Government Accountability Office; and public witnesses.

## ACCOUNTABILITY IN GRANTS ACT OF 2012

*Committee on Energy and Commerce:* Subcommittee on Energy and Power held a hearing on H.R. 4255, the "Accountability in Grants Act of 2012". Testimony was heard from Craig E. Hooks, Assistant Administrator, Office of Administration and Resources Management, Environmental Protection Agency; and public witnesses.

#### MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health held a markup of the following: H.R. 1206, the "Access to Professional Health Insurance Advisors Act of 2011"; H.R. 6118, the "Taking Essential Steps for Testing Act of 2012"; H.R. 1063, the "Strengthening Medicare and Repaying Taxpayers Act of 2011"; H.R. 6163, the "National Pediatric Research Network Act of 2012"; H.R. 4124, the "Veteran Emergency Medical Technician Support Act of 2012"; and H.R. 733, the "Pancreatic Cancer Research and Education Act of 2012". The following measures were forwarded, as amended: H.R. 4124; H.R.733; and H.R. 6118. The following measures were forwarded, without amendment: H.R. 1206; H.R. 1063; and H.R. 6163.

#### FUTURE OF THE TERRORISM RISK INSURANCE PROGRAM

Committee on Financial Services: Subcommittee on Insurance, Housing and Community Opportunity held a hearing entitled "TRIA at Ten Years: The Future of the Terrorism Risk Insurance Program". Testimony was heard from public witnesses.

#### ELEVEN YEARS LATER: PREVENTING TERRORISTS FROM COMING TO AMERICA

Committee on Homeland Security: Subcommittee on Border and Maritime Security held a hearing entitled "Eleven Years Later: Preventing Terrorists from Coming to America". Testimony was heard from Kelli Ann Walther, Deputy Assistant Secretary, Office of Policy, Department of Homeland Security; Kevin McAleenan, Acting Assistant Commissioner, Office of Field Operations, Customs and Border Protection, Department of Homeland Security; John Woods, Assistant Director, National Security Investigations, Homeland Security Investigations, Immigrations and Customs Enforcement, Department of Homeland Security; Charles K. Edwards, Acting Inspector General, Office of the Inspector General, Department of Homeland Security; and Edward Ramotowski, Deputy Assistant Secretary, Bureau of Consular Affairs, Department of State.

#### ELEVEN YEARS AFTER 9/11 CAN TSA EVOLVE TO MEET THE NEXT TERRORIST THREAT?

*Committee on Homeland Security:* Subcommittee on Transportation Security held a hearing entitled "Eleven Years After 9/11 Can TSA Evolve To Meet the Next Terrorist Threat?". Testimony was heard from John Halinski, Deputy Administrator, Transportation Security Administration, Department of Homeland Security; and Stephen Lord, Director, Homeland Security and Justice Issues, Government Accountability Office.

#### CHU MEMORANDUM

*Committee on Natural Resources:* Full Committee held a hearing entitled "The Chu Memorandum: Directives Could Increase Electricity Costs for over 40 Million Families and Small Businesses". Testimony was heard from public witnesses.

#### LEGISLATIVE MEASURES

Committee on Natural Resources: Subcommittee on National Parks, Forests and Public Lands held a hearing on H.R. 6364, the "Frank Buckles World War I Memorial Act"; and H.R. 4969, the "California Coastal National Monument Expansion Act of 2012". Testimony was heard from Representatives Cleaver, Poe (TX), and Thompson (CA); Stephen E. Whitesell, Regional Director, National Capital Region, National Park Service; and Carl Roundtree, Assistant Director, Bureau of Land Management, Department of Interior.

#### MEDICARE'S DURABLE MEDICAL EQUIPMENT COMPETITIVE BIDDING PROGRAM

Committee on Small Business: Subcommittee on Healthcare and Technology held a hearing entitled "Medicare's Durable Medical Equipment Competitive Bidding Program: How are Small Suppliers Faring?". Testimony was heard from Laurence D. Wilson, Director, Chronic Care Policy Group, Centers for Medicare and Medicaid Services, Baltimore, MD; and public witnesses.

#### AMTRAK'S MONOPOLY MENTALITY IN COMMUTER RAIL COMPETITIONS

Committee on Transportation and Infrastructure: Full Committee held a hearing entitled "A Review of Amtrak Operations Part 2: The High Cost of Amtrak's Monopoly Mentality in Commuter Rail Competitions". Testimony was heard from Joseph Boardman, President and CEO, National Railroad Passenger Corporation; and public witnesses.

#### TENTH ANNIVERSARY OF THE MARITIME TRANSPORTATION SECURITY ACT

Committee on Transportation And Infrastructure: Subcommittee on Coast Guard and Maritime Transportation held a hearing entitled "Tenth Anniversary of the Maritime Transportation Security Act: Are We Safer?". Testimony was heard from Rear Admiral Joseph Servidio, Assistant Commandant for Preparedness, United States Coast Guard; Stephen Caldwell, Director, Homeland Security and Justice Issues, Government Accountability Office; and public witnesses.

#### **INTERNAL REVENUE SERVICE'S** IMPLEMENTATION AND ADMINISTRATION OF THE PATIENT PROTECTION AND AFFORDABLE CARE ACT AND HEALTH CARE AND EDUCATION RECONCILIATION **ACT OF 2010**

Committee on Ways And Means: Subcommittee on Oversight held a hearing entitled "Internal Revenue Service's implementation and administration of the Patient Protection and Affordable Care Act and Health Care and Education Reconciliation Act of 2010". Testimony was heard from Steven T. Miller, Deputy Commissioner for Services and Enforcement, Internal Revenue Service; and public witnesses.

## Joint Meetings

No joint committee meetings were held.

#### COMMITTEE MEETINGS FOR WEDNESDAY, **SEPTEMBER 12, 2012**

(Committee meetings are open unless otherwise indicated)

#### Senate

Committee on Commerce, Science, and Transportation: to hold hearings to examine the path from low-Earth orbit (LEO) to Mars, 2 p.m., SR-253.

Committee on Energy and Natural Resources: to hold hearings to examine S. 3469, to establish a new organization to manage nuclear waste, provide a consensual process for siting nuclear waste facilities, ensure adequate funding for managing nuclear waste, 9:30 a.m., SD-366.

Committee on Environment and Public Works: with the Subcommittee on Clean Air and Nuclear Safety, to hold a joint oversight hearing to examine the Nuclear Regulatory Commission's (NRC) implementation of recommendations for enhancing nuclear reactor safety in the 21st century, 10 a.m., SD-406.

Committee on Foreign Relations: to receive a closed briefing on an intelligence update on Syria and Iran, 10 a.m., SVC-217.

Full Committee, to hold hearings to examine the nominations of Joseph E. Macmanus, of New York, to be Representative to the Vienna Office of the United Nations, with the rank of Ambassador, and to be Representative to the International Atomic Energy Agency, with the rank of Ambassador, Sharon English Woods Villarosa, of Texas, to be Ambassador to the Republic of Mauritius, and to serve concurrently and without additional compensation as Ambassador to the Republic of Seychelles, and Walter North, of Washington, to be Ambassador to Papua New Guinea, and to serve concurrently and without additional compensation as Ambassador to the Solomon Islands, and Ambassador to the Republic of Vanuatu, all of the Department of State, 2:45 p.m., SD-419.

Committee on Homeland Security and Governmental Affairs: to hold hearings to examine the future of the General Services Administration, 10 a.m., SD-342.

Committee on the Judiciary: to hold hearings to examine the Citizens United court and the continuing importance of the "Voting Rights Act", 10 a.m., SD-226. Committee on Veterans' Affairs: business meeting to con-

sider pending calendar business, 10 a.m., SR-418.

#### House

Committee on Armed Services, Full Committee, hearing entitled "Operational Support: Learning from the Past and Preparing for the Future", 10 a.m., 2118 Rayburn. Committee on Education and the Workforce, Subcommittee

on Health, Employment, Labor, and Pensions; and Subcommittee on Higher Education and Workforce Training, joint hearing entitled "Expanding the Power of Big Labor: The NLRB's Growing Intrusion into Higher Education", 10 a.m., 2175 Rayburn.

Committee on Energy and Commerce, Subcommittee on Commerce, Manufacturing, and Trade, hearing entitled "Where the Jobs Are: There's an App for That", 9:45 a.m., 2322 Rayburn.

**D845** 

Subcommittee on Oversight and Investigations, hearing entitled "DOE's Nuclear Weapons Complex: Challenges to Safety, Security, and Taxpayer Stewardship", 10 a.m., 2123 Rayburn.

*Committee on Financial Services,* Full Committee, markup of H.R. 2827, to amend the Securities Exchange Act of 1934 to clarify provisions relating to the regulation of municipal advisors, and for other purposes; and the "Vulnerable Veterans Housing Reform Act of 2012", 10 a.m., 2128 Rayburn.

Committee on Foreign Affairs, Full Committee, markup of H.R. 6313, to promote peaceful and collaborative resolution of maritime territorial disputes in the South China Sea and its environs and other maritime areas adjacent to the East Asian mainland; and hearing entitled "Beijing as an Emerging Power in the South China Sea", 10 a.m., 2172 Rayburn.

Subcommittee on Oversight and Investigations; and Subcommittee on Africa, Global Health, and Human Rights, joint hearing entitled "Organ Harvesting of Religious and Political Dissidents by the Chinese Communist Party", 2:00 p.m., 2172 Rayburn.

*Committee on Homeland Security*, Subcommittee on Cybersecurity Infrastructure Protection, and Security Technologies, hearing entitled "The EMP Threat: Examining the Consequences", 10 a.m., 311 Cannon.

Subcommittee on Emergency Preparedness, Response, and Communication, hearing entitled "Resilient Communications: Current Challenges and Future Advancements", 2 p.m., 311 Cannon.

Committee on the Judiciary, Full Committee, hearing entitled "The Obama Administration's Abuse of Power", 10 a.m., 2141 Rayburn. Committee on Oversight and Government Reform, Subcommittee on National Security, Homeland Defense and Foreign Operations, hearing entitled "Dawood National Military Hospital Afghanistan: What Happened and What Went Wrong? Part II", 9:45 a.m., 2154 Rayburn.

*Committee on Rules,* Full Committee, hearing on H.R. 6213, the "No More Solyndras Act"; the "National Security and Job Protection Act"; and "Continuing Appropriations Act, 2013", 3 p.m., H–313, Capitol.

Committee on Science, Space, and Technology, Subcommittee on Space and Aeronautics, hearing entitled "Examining NASA's Development of the Space Launch System and Orion Crew Capsule", 10 a.m., 2318 Rayburn.

Subcommittee on Investigations and Oversight, hearing entitled "Mismanagement of Funds at the National Weather Service and the Impact on the Future of Weather Forecasting", 2 p.m., 2318 Rayburn.

Committee on Small Business, Full Committee, hearing entitled "User Fees in the Aviation Industry: Turbulence Ahead", 1 p.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, Subcommittee on Aviation, hearing entitled "A Review of and Update on the Management of FAA's NextGen Program", 10 a.m., 2167 Rayburn.

Committee on Ways and Means, Subcommittee on Social Security, hearing entitled "Direct Deposit of Social Security Benefits", 9 a.m., B-318 Rayburn.

Subcommittee on Health, hearing entitled "Implementation of Health Insurance Exchanges and Related Provisions", 10 a.m., 1100 Longworth. Next Meeting of the SENATE

9:30 a.m., Wednesday, September 12

#### Senate Chamber

Program for Wednesday: Senate will continue consideration of the motion to proceed to consideration of S. 3457, Veterans Jobs Corps Act, and expects to begin consideration of the bill.

#### Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, September 12

#### House Chamber

Program for Wednesday: Consideration of H.R. 5544-Minnesota Education Investment and Employment Act (Subject to a Rule) and H.R. 5949-FISA Amendments Act Reauthorization Act of 2012 (Subject to a Rule).

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

#### HOUSE

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