

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S1371–S1472

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 364–373, S. Res. 26, and S. Con. Res. 4. **Pages S1431–32**

Measures Passed:

Authorizing Use of the Capitol Rotunda: Senate agreed to H. Con. Res. 27, authorizing the use of the rotunda of the Capitol for a ceremony in honor of the bicentennial of the birth of President Abraham Lincoln. **Page S1472**

Measures Considered:

American Recovery and Reinvestment Act: Senate continued consideration of H.R. 1, making supplemental appropriations for job preservation and creation, infrastructure investment, energy efficiency and science, assistance to the unemployed, and State and local fiscal stabilization, for fiscal year ending September 30, 2009, taking action on the following amendments proposed thereto:

Pages S1371–87, S1387–1427

Adopted:

By 52 yeas to 45 nays (Vote No. 34), Coburn Amendment No. 109 (to Amendment No. 98), to strike the \$246 million tax earmark for Hollywood production companies. **Pages S1387–97, S1399–S1400**

Mikulski/Brownback Amendment No. 104 (to Amendment No. 98), to amend the Internal Revenue Code of 1986 to allow an above-the-line deduction against individual income tax for interest on indebtedness and for State sales and excise taxes with respect to the purchase of certain motor vehicles.

Pages S1397–99, S1400–03

Harkin Modified Amendment No. 178 (to Amendment No. 98), to provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research. **Pages S1405–06, S1420–21**

Withdrawn:

Specter/Durbin Modified Amendment No. 101 (to Amendment No. 98), to provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research. **Pages S1403–05, S1420**

Pending:

Reid (for Inouye/Baucus) Amendment No. 98, in the nature of a substitute. **Pages S1371–74**

Murray Amendment No. 110 (to Amendment No. 98), to strengthen the infrastructure investments made by the bill. **Pages S1374–87**

Vitter Amendment No. 179 (to Amendment No. 98), to eliminate unnecessary spending. **Pages S1406–08**

Isakson/Lieberman Amendment No. 106 (to Amendment No. 98), to amend the Internal Revenue Code of 1986 to provide a Federal income tax credit for certain home purchases. **Pages S1421–22**

Feingold Amendment No. 140 (to Amendment No. 98), to provide greater accountability of taxpayers' dollars by curtailing congressional earmarking and requiring disclosure of lobbying by recipients of Federal funds. **Pages S1422–27**

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

By 58 yeas to 39 nays (Vote No. 33), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive Section 204(a) 5A of S. Con. Res. 21, FY08 Congressional Budget Resolution, with respect to Murray Amendment No. 110 (to Amendment No. 98), to strengthen the infrastructure investments made by the bill. Subsequently, a point of order that the emergency designation provision in the amendment was in violation of section 204(a) 5A of S. Con. Res. 21, FY08 Congressional Budget Resolution was sustained, and the provision was stricken.

Page S1387

By 71 yeas to 26 nays (Vote No. 35), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive section 201(a) of S. Con. Res. 21, FY08 Congressional Budget Resolution, with respect to Mikulski/Brownback Amendment No. 104 (to Amendment No. 98), to amend the Internal Revenue Code of 1986 to allow an above-the-line deduction against individual income tax for interest on indebtedness and for State sales and excise taxes with respect to the purchase of certain motor vehicles.

The point of order that the amendment was in violation of section 201(a) of S. Con. Res. 21, FY08 Congressional Budget Resolution, was not sustained.

Page S1401

By 42 yeas to 55 nays (Vote No. 36), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 201 of S. Con. Res. 21, FY08 Congressional Budget Resolution, with respect to Boxer Amendment No. 112 (to Amendment No. 98), to amend the Internal Revenue Code of 1986 to allow the deduction for dividends received from controlled foreign corporations for an additional year. Subsequently, the pay-as-you-go point of order that the amendment would cause or increase an on-budget deficit for either of the applicable time periods set out in S. Con. Res. 21, was sustained, and the amendment thus fell.

Pages S1408–20

A unanimous-consent agreement was reached providing for further consideration of the bill at 10:30 a.m., on Wednesday, February 4, 2009.

Page S1472

Appointments:

United States Holocaust Memorial Council: The Chair, on behalf of the President pro tempore, pursuant to Public Law 96–388, as amended by Public Law 97–84, appointed the following Senator to the United States Holocaust Memorial Council for the 111th Congress: Senator Hatch.

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Japan-United States Friendship Commission: The Chair, on behalf of the President pro tempore, pursuant to Public Law 94–118, Section 4(a)(3), appointed Senator Murkowski to the Japan-United States Friendship Commission.

Page S1472

Board of Regents of the Smithsonian Institution: The Chair, on behalf of the Vice President, pursuant to the provisions of 20 U.S.C., sections 42 and 43, appointed Senator Cochran as a member of the Board of Regents of the Smithsonian Institution.

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Commission on Security and Cooperation in Europe (Helsinki): The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as

amended by Public Law 99–7, appointed the following Senators as members of the Commission on Security and Cooperation in Europe (Helsinki) during the 111th Congress: Senators Dodd, Whitehouse, Udall (NM), and Shaheen.

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Commission on Security and Cooperation in Europe (Helsinki): The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, amended by Public Law 99–7, appointed the following Senators as members of the Commission on Security and Cooperation in Europe (Helsinki) during the 111th Congress: Senators Chambliss and Brownback.

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Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appointed the following Senator as Chairman of the Senate Delegation to the Canada-U.S. Interparliamentary Group conference during the 111th Congress: Senator Klobuchar.

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Additional Cosponsors:

Page S1432

Statements on Introduced Bills/Resolutions:

Pages S1432–39

Additional Statements:

Page S1431

Amendments Submitted:

Pages S1439–71

Notices of Hearings/Meetings:

Page S1472

Privileges of the Floor:

Page S1477

Record Votes: Four record votes were taken today. (Total—36)

Pages S1387, S1400, S1401, S1420

Adjournment: Senate convened at 10 a.m. and adjourned at 9:45 p.m., until 10:30 a.m. on Wednesday, February 4, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S1472.)

Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 50 public bills, H.R. 793–799, 800–844; 4 private bills, H.R. 798–799, H. Res. 105–106; and 9 resolutions,

H. Con. Res. 36; and H. Res. 103–104, 109–114 were introduced.

Pages H919–22

Additional Cosponsors:

Pages H922–23

Reports Filed: Reports were filed today as follows:

H. Res. 107, providing for consideration of the Senate amendment to the bill (H.R. 2) to amend title XXI of the Social Security Act to extend and improve the Children's Health Insurance Program (H. Rept. 111-10) and

H. Res. 108, providing for consideration of the bill (S. 352) to postpone the DTV transition date (H. Rept. 111-11). **Pages H908, H919**

Recess: The House recessed at 12:50 p.m. and reconvened at 2 p.m. **Page H879**

Joint Economic Committee—Appointment: The Chair announced the Speaker's appointment of the following Members of the House of Representatives to the Joint Economic Committee: Representatives Hinchey, Hill, Loretta Sanchez (CA), Cummings, Snyder, Paul, Burgess, and Campbell. **Page H881**

Select Committee on Energy Independence and Global Warming—Appointment: The Chair announced the Speaker's appointment of the following Members of the House of Representatives to the Select Committee on Energy Independence and Global Warming: Representatives Blumenauer, Inslee, Larson (CT), Herseth Sandlin, Cleaver, Hall (NY), Salazar, and Speier. **Page H881**

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

CAMPUS Safety Act of 2009: H.R. 748, to establish and operate a National Center for Campus Public Safety; **Pages H881-84**

Raising awareness and encouraging prevention of stalking by establishing January 2009 as "National Stalking Awareness Month": H. Res. 82, to raise awareness and to encourage prevention of stalking by establishing January 2009 as "National Stalking Awareness Month", by a 2/3 ye-and-nay vote of 417 yeas with none voting "nay", Roll No. 47; **Pages H887-90, H906**

Supporting the goals and ideals of National Teen Dating Violence Awareness and Prevention Week: H. Res. 103, to support the goals and ideals of National Teen Dating Violence Awareness and Prevention Week, by a 2/3 ye-and-nay vote of 419 yeas with none voting "nay", Roll No. 48; **Pages H890-93, H907**

Reducing Over-Classification Act of 2009: H.R. 553, to require the Secretary of Homeland Security to develop a strategy to prevent the over-classification of homeland security and other information and to promote the sharing of unclassified homeland security and other information; **Pages H893-98**

Fair, Accurate, Secure, and Timely Redress Act of 2009: H.R. 559, to amend the Homeland Security Act of 2002 to establish an appeal and redress process for individuals wrongly delayed or prohibited from boarding a flight, or denied a right, benefit, or privilege, by a 2/3 ye-and-nay vote of 413 yeas to 3 nays, Roll No. 49; and **Pages H898-H901, H907-08**

National Bombing Prevention Act of 2009: H.R. 549, amended, to amend the Homeland Security Act of 2002 to establish the Office for Bombing Prevention, to address terrorist explosive threats. **Pages H901-05**

Suspension—Proceedings Postponed: The House debated the following measure under suspension of the rules. Further proceedings were postponed until tomorrow, February 4th:

Death in Custody Reporting Act of 2009: H.R. 738, to encourage States to report to the Attorney General certain information regarding the deaths of individuals in the custody of law enforcement agencies. **Pages H884-87**

Select Committee on Energy Independence and Global Warming—Appointment: The Chair announced the Speaker's appointment of the following Members of the House of Representatives to the Select Committee on Energy Independence and Global Warming: Representatives Shadegg, Sullivan, Blackburn, Miller (MI), and Capito. **Page H906**

Recess: The House recessed at 5:02 p.m. and reconvened at 6:30 p.m. **Page H906**

Moment of Silence: The House observed a moment of silence in honor of Wendell Wyatt, former Member of Congress. **Page H907**

Quorum Calls—Votes: Three ye-and-nay votes developed during the proceedings of today and appear on pages H906, H907, and H907-08. There were no quorum calls.

Adjournment: The House met at 12:30 p.m. and adjourned at 8:30 p.m.

Committee Meetings

DERIVATIVES

Committee on Agriculture: Held a hearing to review derivatives legislation. Testimony was heard from public witnesses.

Hearings continue tomorrow.

PROMOTING BANK LIQUIDITY/LENDING

Committee on Financial Services: Held a hearing entitled "Promoting Bank Liquidity and Lending Through Deposit Insurance, Hope for Homeowners, and Other Enhancements." Testimony was heard from John Bovenzi, Deputy to the Chairman and Chief Operating Officer, FDIC; Meg Burns, Director, Office of Single Family Program Development, Department of Housing and Urban Development; and public witnesses.

CHILDREN'S HEALTH INSURANCE PROGRAM REAUTHORIZATION ACT OF 2009

Committee on Rules: Granted, by a non-record vote, a rule providing for consideration of the Senate amendment to H.R. 2, the Children's Health Insurance Program Reauthorization Act of 2009. The rule

makes in order a motion offered by the chair of the Committee on Energy and Commerce or his designee that the House concur in the Senate amendment. The rule provides for one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce and the chair and ranking minority member of the Committee on Ways and Means.

The rule waives all points of order against the motion except those arising under clause 10 of rule XXI. The rule provides that the Senate amendment and the motion shall be considered as read. Testimony was heard by Representatives Pallone and Burgess.

DTV DELAY ACT

Committee on Rules: Granted, by a non-record vote, a closed rule. The rule provides for one hour of debate on S. 352, the DTV Delay Act, 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 the bill except those arising under clause 10 of rule XXI. The rule provides that the bill shall be considered as read. The rule waives all points of order against the bill. The rule provides one motion to commit the bill with or without instructions.

Finally, the rule amends section 2 of H. Res. 92 to provide that the chair of the Committee on Appropriations shall insert in the Congressional Record no later than February 26, 2009, such material as he may deem explanatory of appropriations measures for fiscal year 2009.

The Committee also adopted, by a non-record vote, its oversight plan for the 111th Congress, and authorized its transmission to the Committee on Oversight and Government Reform and the Committee on House Administration. Testimony was heard by Representatives Boucher and Stearns.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR WEDNESDAY, FEBRUARY 4, 2009

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Banking, Housing, and Urban Affairs: to hold hearings to examine the United States financial regulatory system, 3 p.m., SD-538.

House

Committee on Agriculture, to continue hearings to review derivatives legislation, 10:30 a.m., 1300 Longworth.

Committee on Appropriations, Subcommittee on Military Construction, Veterans Affairs, and Related Agencies, hearing on Quality of Life, 10 a.m., H-143 Capitol.

Committee on Armed Services, Subcommittee on Air and Land Forces and the Subcommittee on Seapower and Expeditionary Forces, joint hearing on Army and Marine Corps force protection programs, 2:30 p.m., 2118 Rayburn.

Committee on the Budget, hearing on Long-Term Sustainability of Current Defense Plans, 10 a.m., 210 Cannon.

Committee on Financial Services, to mark up the following: a measure to make permanent the temporary increase in deposit insurance coverage; a measure to make improvements in the Hope for Homeowners Program; and a measure to provide a safe harbor for mortgage services who engage in specified mortgage loan modifications, and for other purposes, 2 p.m., 2128 Rayburn.

Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises, hearing entitled "Assessing the Madoff Ponzi Scheme and Regulatory Failures," 9:30 a.m., 2128 Rayburn.

Committee on Foreign Affairs, Subcommittee on the Western Hemisphere, hearing on U.S. Policy Toward Latin America in 2009 and Beyond, 11 a.m., 2172 Rayburn.

Committee on Homeland Security, to meet for organizational purposes, 10:30 a.m., 311 Cannon.

Committee on the Judiciary, Subcommittee on Commercial and Administrative Law, hearing on Midnight Rule-making: Shedding Some Light, 11 a.m., 2141 Rayburn.

Committee on Natural Resources, to meet for organizational purposes, and to consider the Committee's Oversight Plan for the 111th Congress, 10 a.m., 1324 Longworth.

Committee on Small Business, hearing entitled "Health Care Reform in a Struggling Economy: What is on the Horizon for Small Business?" 10 a.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, Subcommittee on Coast Guard and Maritime Transportation, hearing on International Piracy on the High Seas, 2 p.m., 2167 Rayburn.

Subcommittee on Water Resources and Environment, hearing on Sustainable Wastewater Management, 10 a.m., 2167 Rayburn.

Committee on Veterans' Affairs, to meet for organizational purposes; followed by a hearing on the state of the U.S. Department of Veterans Affairs, 10 a.m., 334 Cannon.

Select Committee on Energy Independence and Global Warming, hearing entitled "Roadmap from Pozan to Copenhagen—Preconditions for Success," 10 a.m., 2318 Rayburn.

Next Meeting of the SENATE

10:30 a.m., Wednesday, February 4

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, February 4

Senate Chamber

Program for Wednesday: Senate will continue consideration H.R. 1, American Recovery and Reinvestment Act.

House Chamber

Program for Wednesday: Consideration of S. 352—The DTV Delay Act (Subject to a Rule) and the Senate Amendment to H.R. 2—The Children's Health Insurance Program Reauthorization Act (Subject to a Rule).

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