

# Daily Digest

## HIGHLIGHTS

House Committee ordered reported the Derivatives Markets Transparency and Accountability Act of 2009.

## Senate

### Chamber Action

*Routine Proceedings, pages S2169–S2256*

**Measures Introduced:** Fifteen bills and twelve resolutions were introduced, as follows: S. 419–433, S.J. Res. 10, and S. Res. 38–48. **Pages S2229–30**

#### Measures Reported:

S. Res. 39, authorizing expenditures by the Committee on the Judiciary.

S. Res. 41, authorizing expenditures by the Committee on the Budget.

S. Res. 42, authorizing expenditures by the Committee on Environment and Public Works.

S. Res. 43, authorizing expenditures by the Committee on Banking, Housing, and Urban Affairs.

S. Res. 44, authorizing expenditures by the Committee on Armed Services.

S. Res. 45, authorizing expenditures by the Special Committee on Aging.

S. Res. 46, authorizing expenditures by the Committee on Rules and Administration.

S. Res. 47, authorizing expenditures by the Committee on Commerce, Science, and Transportation.

S. 160, to provide the District of Columbia a voting seat and the State of Utah an additional seat in the House of Representatives, with an amendment in the nature of a substitute. **Pages S2228–29**

#### Measures Passed:

**Commemorating President Abraham Lincoln:** Senate agreed to S. Res. 38, commemorating the life and legacy of President Abraham Lincoln on the bicentennial of his birth. **Pages S2169–70**

**Colonel John H. Wilson, Jr. Post Office Building:** Senate passed S. 234, to designate the facility of the United States Postal Service located at 2105 East Cook Street in Springfield, Illinois, as the “Colonel John H. Wilson, Jr. Post Office Building”. **Page S2254**

**Oregon Statehood Sesquicentennial:** Senate agreed to S. Res. 48, honoring the sesquicentennial of Oregon statehood. **Pages S2254–55**

#### Appointments:

**Senate National Security Working Group for the 111th Congress:** The Chair announced, on behalf of the Minority Leader, pursuant to the provisions of S. Res. 105, (adopted April 13, 1989), as amended by S. Res. 149, (adopted October 5, 1993), as amended by Public Law 105–275, further amended by S. Res. 75, (adopted March 25, 1999), amended by S. Res. 383, (adopted October 27, 2000), and amended by S. Res. 355, (adopted November 13, 2002), and further amended by S. Res. 480, (adopted November 20, 2004), the appointment of the following Senators to serve as members of the Senate National Security Working Group for the 111th Congress: Senators Cochran (Co-Chairman), Kyl (Administrative Co-Chairman), McConnell (Co-Chairman), Lugar, Sessions, Voinovich, and Corker. **Pages S2255–56**

**Nomination Confirmed:** Senate confirmed the following nomination:

Leon E. Panetta, of California, to be Director of the Central Intelligence Agency. **Pages S2253–54, S2256**

**Messages From the House:** **Page S2228**

**Measures Referred:** **Page S2228**

**Additional Cosponsors:** **Page S2230**

**Statements on Introduced Bills/Resolutions:** **Page S2230**

**Additional Statements:** **Pages S2230–52**

**Notices of Hearings/Meetings:** **Pages S2252–53**

**Authorities for Committees To Meet:** **Page S2253**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 8:12 p.m., until 10 a.m. on Friday, February 13, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2256.)

## Committee Meetings

(Committees not listed did not meet)

### BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported an original resolution authorizing expenditures by the Committee.

### CONSUMER PROTECTION IN THE FINANCIAL SYSTEM

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine consumer protection in the financial regulatory system, focusing on strengthening credit card protections, after receiving testimony from Travis B. Plunkett, Consumer Federation of America, Adam J. Levitin, Georgetown University Law Center, and Kenneth J. Clayton, American Bankers Association, all of Washington, DC; James C. Sturdevant, The Sturdevant Law Firm, San Francisco, California, on behalf of The National Association of Consumer Advocates; Lawrence M. Ausubel, University of Maryland, College Park; and Todd J. Zywicki, George Mason University School of Law, Falls Church, Virginia.

### BUDGET RESOLUTION/RECONCILIATION

*Committee on the Budget:* Committee concluded a hearing to examine Senate procedures for consideration of the budget resolution/reconciliation, after receiving testimony from Senators Byrd and Specter; William Hennif, Congressional Research Service, Library of Congress; G. William Hoagland, former Staff Director, Senate Budget Committee, Fairfax, Virginia; and Robert Dove, former Senate Parliamentarian, Falls Church, Virginia.

### BUSINESS MEETING

*Committee on the Budget:* Committee ordered favorably reported an original resolution authorizing expenditures by the Committee.

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported an original resolution authorizing expenditures by the Committee.

Also, Committee adopted its rules of procedure for the 111th Congress.

### NOMINATIONS

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the nominations of Jane Lubchenco, of Oregon, to be Under Secretary for Oceans and Atmosphere, who was introduced by Senator Wyden, and John P. Holdren, of Massachusetts, to be Director of the Office of Science and Technology Policy, both of the Department of Commerce, after the nominees testified and answered questions in their own behalf.

### LOAN GUARANTEE PROGRAM

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the Department of Energy Loan Guarantee Program, authorized under Title 17 of the Energy Policy Act of 2005, and how the delivery of services to support the deployment of clean energy technologies might be improved, after receiving testimony from David G. Frantz, Director, Loan Guarantee Program, and Andy Karsner, former Assistant Secretary for Efficiency and Renewable Energy, both of the Department of Energy; Kevin Book, Friedman, Billings, Ramsey and Co., Inc., Arlington, Virginia; and James K. Asselstine, Barclays Capital, New York, New York.

### BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported an original resolution authorizing expenditures by the Committee.

Also, Committee adopted its rules of procedure for the 111th Congress and announced the following subcommittee assignments:

*Subcommittee on Transportation and Infrastructure:* Senators Baucus (Chair), Carper, Lautenberg, Cardin, Sanders, Klobuchar, Boxer (ex officio), Voinovich, Vitter, Barrasso, Specter, and Inhofe (ex officio).

*Subcommittee on Clean Air and Nuclear Safety:* Senators Carper (Chair), Baucus, Cardin, Sanders, Merkley, Boxer (ex officio), Vitter, Voinovich, Bond, and Inhofe (ex officio).

*Subcommittee on Superfund, Toxics and Environmental Health:* Senators Lautenberg (Chair), Baucus, Klobuchar, Whitehouse, Gillibrand, Boxer (ex officio), Specter, Crapo, Bond, and Inhofe (ex officio).

*Subcommittee on Water and Wildlife:* Senators Cardin (Chair), Lautenberg, Whitehouse, Udall (NM), Merkley, and Boxer (ex officio).

*Subcommittee on Green Jobs and the New Economy:* Senators Sanders (Chair), Carper, Gillibrand, Boxer (ex officio), Bond, Voinovich, and Inhofe (ex officio).

*Subcommittee on Children's Health:* Senators Klobuchar (Chair), Udall (NM), Merkley, Boxer (ex officio), Alexander, Specter, and Inhofe (ex officio).

*Subcommittee on Oversight:* Senators Whitehouse (Chair), Udall (NM), Gillibrand, Boxer (ex officio), Barrasso, Vitter, and Inhofe (ex officio).

## DARFUR

*Committee on Foreign Relations:* Committee concluded a hearing to examine United States relations with Darfur, after receiving testimony from Timothy M. Carney, former United States Ambassador to Sudan, Roger P. Winter, former Special Representative on Sudan, Michael Gerson, Council on Foreign Relations, Jerry Fowler, Save Darfur Coalition, and John Prendergast, The Enough Project, all of Washington, DC.

## NATIONAL AND HOMELAND SECURITY AT THE WHITE HOUSE

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine structuring national security and homeland security at the White House, after receiving testimony from Thomas J. Ridge, former Secretary of Homeland Security; Frances Fragos Townsend, former Homeland Security and Counterterrorism Advisor to President George W. Bush; Christine E. Wormuth, Center for Strategic and International Studies, Washington, DC; and James R. Locher III, Project on National Security Reform, Arlington, Virginia.

## INDIAN AFFAIRS

*Committee on Indian Affairs:* Committee concluded an oversight hearing to examine matters relating to Indian affairs, after receiving testimony from Ken Salazar, Secretary of the Interior.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported an original resolution authorizing expenditures by the Committee.

Also, Committee announced the following subcommittee assignments:

*Subcommittee on Administrative Oversight and the Courts:* Senators Whitehouse (Chair), Feinstein, Feingold, Schumer, Cardin, Kaufman, Sessions, Grassley, Kyl, and Graham.

*Subcommittee on Antitrust, Competition Policy and Consumer Rights:* Senators Kohl (Chair), Schumer, Whitehouse, Wyden, Klobuchar, Kaufman, Hatch, Specter, Grassley, and Cornyn.

*Subcommittee on the Constitution:* Senators Feingold (Chair), Feinstein, Durbin, Cardin, Whitehouse, Kaufman, Coburn, Specter, Graham, and Cornyn.

*Subcommittee on Crime and Drugs:* Senators Durbin (Chair), Kohl, Feinstein, Feingold, Schumer, Cardin, Klobuchar, Kaufman, Graham, Specter, Hatch, Grassley, Sessions, and Coburn.

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# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 46 public bills, H.R. 1010–1055; 2 private bills, H.R. 1056–1057; and 13 resolutions, H.J. Res. 22–24; H. Con. Res. 49–53; and H. Res. 163–167, were introduced. **Pages H1517–20**

**Additional Cosponsors:** **Pages H1520–21**

**Reports Filed:** Reports were filed today as follows:

Conference report on 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 the fiscal year ending September 30, 2009, and for other purposes (H. Rept. 111–16);

H. Res. 168, providing for consideration of the conference report to accompany the bill (H.R. 1) making supplemental appropriations for job preservation and creation, infrastructure investment, energy efficiency and science, assistance to the unem-

ployed, and State and local fiscal stabilization, for the fiscal year ending September 30, 2009, and for other purposes (H. Rept. 111–17).

**Pages H1307–H1516, H1517**

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Tauscher to act as Speaker pro tempore for today. **Page H1251**

**Chaplain:** The prayer was offered by the guest Chaplain, Dr. Albert C. Lynch, St. Andrew's United Methodist Church, Richmond, Virginia. **Page H1251**

**Providing for consideration of motions to suspend the rules:** The House agreed to H. Res. 157, providing for consideration of motions to suspend the rules, by a yea-and-nay vote of 248 yeas to 174 nays, Roll No. 63. **Pages H1254–60, H1261**

**Recess:** The House recessed at 11:28 a.m. and reconvened at 1 p.m. **Page H1260**

**Suspension—Proceedings Resumed:** The House agreed to suspend the rules and agree to the following measure which was debated on Wednesday, February 11th:

*Supporting the goals and ideals of National Engineers Week:* H. Res. 117, to support the goals and ideals of National Engineers Week, by a 2/3 yeas-and-nay vote of 422 yeas with none voting “nay”, Roll No. 64. **Pages H1261–62**

Agreed to amend the title so as to read: “Resolution Supporting the goals and ideals of National Engineers Week, and for other purposes.”. **Page H1262**

**Suspensions—Proceedings Resumed:** The House agreed to suspend the rules and agree to the following measures which were debated on Tuesday, February 10th:

*Honoring and praising the National Association for the Advancement of Colored People on the occasion of its 100th anniversary:* H. Con. Res. 35, to honor and praise the National Association for the Advancement of Colored People on the occasion of its 100th anniversary, by a 2/3 yeas-and-nay vote of 424 yeas with none voting “nay”, Roll No. 65 and **Pages H1262–63**

*Acknowledging the lifelong service of Griffin Boyette Bell to the State of Georgia and the United States as a legal icon:* H. Res. 71, to acknowledge the lifelong service of Griffin Boyette Bell to the State of Georgia and the United States as a legal icon. **Page H1273**

**Recess:** The House recessed at 2:42 p.m. and reconvened at 4:01 p.m. **Page H1273**

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

*Congratulating the National Football League champion Pittsburgh Steelers for winning Super Bowl XLIII and becoming the most successful franchise in NFL history with their record 6th Super Bowl title:* H. Res. 110, to congratulate the National Football League champion Pittsburgh Steelers for winning Super Bowl XLIII and becoming the most successful franchise in NFL history with their record 6th Super Bowl title; **Pages H1263–67**

*Supporting the goals and ideals of American Heart Month and National Wear Red Day:* H. Res. 112, to support the goals and ideals of American Heart Month and National Wear Red Day; **Pages H1267–69**

*Commemorating the life and legacy of President Abraham Lincoln on the bicentennial of his birth:* H. Res. 139, to commemorate the life and legacy of

President Abraham Lincoln on the bicentennial of his birth; and **Pages H1269–72**

*Yvonne Ingram-Ephraim Post Office Building Designation Act:* H.R. 663, to designate the facility of the United States Postal Service located at 12877 Broad Street in Sparta, Georgia, as the “Yvonne Ingram-Ephraim Post Office Building”. **Pages H1272–73**

**Quorum Calls Votes:** Three yeas-and-nay votes developed during the proceedings of today and appear on pages H1261, H1261–62, and H1262–63. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 12:02 a.m.

## Committee Meetings

### DERIVATIVES MARKETS TRANSPARENCY AND ACCOUNTABILITY ACT OF 2009

*Committee on Agriculture:* Ordered reported, as amended, H.R. 977, Derivatives Markets Transparency and Accountability Act of 2009.

### ARMY CONTRACTING

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Army Contracting. Testimony was heard from LTG N. Ross Thompson, USA, Military Deputy to Assistant Secretary of the Army, Acquisition, Logistics and Technology, Department of the Army.

### U.S. STRATEGY IN IRAQ AND AFGHANISTAN

*Committee on Armed Services:* Held a hearing on Addressing U.S. Strategy in Iraq and Afghanistan: Balancing Interests and Resources. Testimony was heard from Janet St. Laurent, Managing Director, Defense Capabilities and Management Team, GAO; GEN Jack Keane, USA (ret.), former Vice Chief of Staff, U.S. Army; and public witnesses.

### COUNTERING VIOLENT EXTREMIST IDEOLOGIES

*Committee on Armed Services:* Subcommittee on Terrorism, Unconventional Threats and Capabilities held a hearing on Strategies for Countering Violent Extremist Ideologies. Testimony was heard from public witnesses.

### FIGHTING CHILD HUNGER

*Committee on the Budget:* Held a hearing on Building a Foundation for Families: Fighting Hunger, Investing in Children. Testimony was heard from public witnesses.

## WORKER'S RIGHTS; COLOMBIAN VIOLENCE AGAINST LABOR

*Committee on Education and Labor:* Held a hearing on Examining Workers' Rights and Violence Against Labor Union Leaders in Colombia. Testimony was heard from Jose Nirio Sanchez, former special court judge for labor-homicide cases, Colombia; and public witnesses.

## WORKFORCE INVESTMENT ACT

*Committee on Education and Labor:* Subcommittee on Higher Education, Lifelong Learning and Competitiveness held a hearing on New Innovations and Best Practices, Under the Workforce Investment Act. Testimony was heard from Stephen Wooderson, Administrator, Vocational Rehabilitation Services, State of Iowa; and public witnesses.

## CLIMATE CHALLENGE

*Committee on Energy and Commerce:* Subcommittee on Energy and Environment held a hearing on The Climate Challenge: National Security Threats and Economic Opportunities. Testimony was heard from R. James Woolsey, former Director, CIA; and public witnesses.

## COMMITTEE'S OVERSIGHT PLAN

*Committee on Financial Services:* Approved the Committee's Oversight Plan for the 111th Congress.

## U.S.-NORTH KOREA POLICY

*Committee on Foreign Affairs,* Subcommittee on Asia, the Pacific, and the Global Environment held a hearing on Smart Power: Remaking U.S. Foreign Policy in North Korea. Testimony was heard from Charles L. Pritchard, former Ambassador and Special Envoy for Negotiations with North Korea, Department of State; and public witnesses.

## POSTWAR GAZA

*Committee on Foreign Affairs:* Subcommittee on the Middle East and South Asia held a hearing on Gaza After the War: What Can Be Built on the Wreckage? Testimony was heard from public witnesses.

## LIBEL TOURISM

*Committee on the Judiciary:* Subcommittee on Commercial and Administrative Law held a hearing on Libel Tourism. Testimony was heard from public witnesses.

## COAL ASH RECLAMATION, ENVIRONMENT, AND SAFETY ACT OF 2009

*Committee on Natural Resources:* Subcommittee on Energy and Mineral Resources held a hearing on H.R. 493, Coal Ash Reclamation, Environment, and Safety Act of 2009. Testimony was heard from John R.

Craynon, Chief, Division of Regulatory Support, Office of Surface Mining Reclamation and Enforcement, Department of the Interior; and public witnesses.

## TRAINING AND EQUIPPING AFGHAN SECURITY FORCES

*Committee on Oversight and Government Reform,* Subcommittee on National Security and Foreign Affairs held a hearing on Training and Equipping Afghan Security Forces: Unaccounted Weapons and Strategic Challenges. Testimony was heard from Charles Michael Johnson, Director, International Affairs and Trade, GAO; Thomas Gimble, Principal Deputy Inspector General, Department of Defense; and a public witness.

## AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

*Committee on Rules:* Granted, by a record vote of 9 to 4, a rule providing for consideration of the conference report to accompany H.R. 1, the "American Recovery and Reinvestment Act of 2009." The rule provides 90 minutes of debate on the conference report.

The rule waives all points of order against consideration of the conference report except those arising under clause 9 of rule XXI and provides that the conference report shall be considered as read. The rule waives all points of order against the conference report. Finally, the rule provides on motion to recommit, if applicable. Testimony was heard from Chairman Obey.

## TRANSPORTATION RESEARCH/ DEVELOPMENT

*Committee on Science and Technology:* Subcommittee on Technology and Innovation held a hearing on an Overview of Transportation R&D: Priorities for Reauthorization. Testimony was heard from David Wise, Acting Director, Physical Infrastructure Issues, GAO; Amadeo Saenz, Director, Department of Transportation, State of Texas; Paul Brubaker, former Administrator, Research and Innovative Technology Administration, Department of Transportation; and public witnesses.

## MISCELLANEOUS MEASURES COMMITTEE'S OVERSIGHT PLAN

*Committee on Transportation and Infrastructure:* Ordered reported the following measures: H. R. 608, "Smithsonian Institution Facilities Authorization Act of 2009;" H.R. 813, To designate the Federal building and United States courthouse located at 306 East Main Street in Elizabeth City, North Carolina, as the "J. Herbert W. Small Federal Building and United

States Courthouse;" H.R. 837, To designate the Federal building located at 799 United Nations Plaza in New York, New York, as the "Ronald H. Brown United States Mission to the United Nations Building", H.R. 842, To designate the United States Courthouse to be constructed in Jackson, Mississippi, as the "R. Jess Brown United States Courthouse;" H.R. 869, To designate the Federal building and United States courthouse located at 101 Barr Street in Lexington, Kentucky, as the "Scott Reed Federal Building and United States Courthouse;" H.R. 887, To designate the United States courthouse located at 131 East 4th Street in Davenport, Iowa, as the "James A. Leach United States Courthouse;" H. Con. Res. 37, authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby; H. Con. Res. 38, Authorizing the use of the Capitol Grounds for the National Peace Officers' Memorial Service; and H. Con. Res.39, Authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run.

The Committee also approved its Oversight Plan for the 111th Congress.

#### COMMITTEE ORGANIZATION

*Committee on Ways and Means:* Subcommittee on Oversight met for organizational purposes.

#### COMMITTEE ORGANIZATION

*Committee on Ways and Means:* Subcommittee on Social Security met for organizational purposes.

#### COMMITTEE ORGANIZATION

*Permanent Select Committee on Intelligence:* Met in executive session for organizational purposes.

*Subcommittee on Immigration, Refugees and Border Security:* Senators Schumer (Chair), Leahy, Feinstein, Durbin, Whitehouse, Wyden, Cornyn, Grassley, Kyl, and Sessions.

*Subcommittee on Terrorism and Homeland Security:* Senators Cardin (Chair), Kohl, Feinstein, Schumer, Durbin, Wyden, Kaufman, Kyl, Hatch, Sessions, Cornyn, and Coburn.

#### BUSINESS MEETING

*Committee on Rules and Administration:* On Wednesday, February 11, 2009, Committee ordered favor-

ably reported an original resolution authorizing expenditures by the Committee.

#### ANNUAL THREAT ASSESSMENT

*Select Committee on Intelligence:* Committee concluded a hearing to examine the annual threat assessment of the intelligence community, after receiving testimony from Dennis C. Blair, Director of National Intelligence.

#### BUSINESS MEETING

*Special Committee on Aging:* Committee ordered favorably reported an original resolution authorizing expenditures by the Committee.

### Joint Meetings

#### AMERICAN RECOVERY AND REINVESTMENT ACT

*Conferees* agreed to file a conference report on the differences between the Senate and House passed versions 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.

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#### NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 117)

S. 352, to postpone the DTV transition date. Signed on February 11, 2009. (Public Law 111-4)

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#### COMMITTEE MEETINGS FOR FRIDAY, FEBRUARY 13, 2009

(Committee meetings are open unless otherwise indicated)

##### Senate

No meetings/hearings scheduled.

##### House

*Permanent Select Committee on Intelligence,* executive, briefing on Hot-Spots, 9 a.m.; and executive, briefing on Counter Intelligence, 10 a.m., 304 HVC.

Next Meeting of the SENATE

10 a.m., Friday, February 13

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Friday, February 13

Senate Chamber

House Chamber

Program for Friday: Senate will be in a period of morning business.

Program for Friday: To be announced.

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

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