

Daily Digest

HIGHLIGHTS

See Résumé of Congressional Activity.

Senate

Chamber Action

Routine Proceedings, pages S8641–S8707

Measures Introduced: Fourteen bills and three resolutions were introduced, as follows: S. 1556–1569, and S. Res. 234–236. **Page S8681**

Measures Passed:

National Childhood Cancer Awareness Day: Committee on the Judiciary was discharged from further consideration of S. Res. 200, designating September 12, 2009, as “National Childhood Cancer Awareness Day”, and the resolution was then agreed to. **Page S8699**

National Save for Retirement Week: Senate agreed to S. Res. 234, supporting the goals and ideals of National Save for Retirement Week 2009. **Pages S8699–S8700**

National Airborne Day: Senate agreed to S. Res. 235, designating August 16, 2009, as “National Airborne Day”. **Page S8700**

Anniversary of the Abolition of Slavery in the British Empire: Senate agreed to S. Res. 236, commemorating the 175th anniversary of the abolition of slavery in the British Empire on August 1, 1834. **Pages S8700–01**

Measures Considered:

Agriculture, Rural Development, Food and Drug Administration Appropriations Act: Senate resumed consideration of H.R. 2997, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2010, taking action on the following amendments proposed thereto: **Pages S8647–63**

Adopted:

Kohl Amendment No. 2233 (to Amendment No. 1908), to provide the Food and Drug Administration the ability to collect user fees as authorized by the

Family Smoking Prevention and Tobacco Control Act. **Page S8650**

Kohl (for Tester) Amendment No. 2230 (to Amendment No. 1908), to clarify a provision relating to funding for a National Animal Identification Program. **Pages S8647, S8650–51**

Brownback/Brown Modified Amendment No. 2229 (to Amendment No. 1908), to establish within the Food and Drug Administration 2 review groups to recommend solutions for the prevention, diagnosis, and treatment of rare diseases and neglected diseases of the developing world. **Pages S8647, S8651**

Brownback (for Chambliss/Harkin) Modified Amendment No. 2253 (to Amendment No. 1908), to require a report on the status of the reorganization of the Foreign Agricultural Service and future plans to modify office structures. **Page S8656**

Kohl/Brownback Amendment No. 2289 (to Amendment No. 1908), to ensure the compliance of the United States regarding obligations under international trade agreements. **Page S8660**

Brownback (for Chambliss) Amendment No. 2254 (to Amendment No. 1908), to prohibit the use of funds to assess greenbook charges to agencies or to use previously assessed funds. **Page S8660**

Brownback (for Vitter) Amendment No. 2255 (to Amendment No. 1908), to require the Commissioner of Food and Drugs to conduct a study on imported seafood. **Page S8660**

Kohl (for Landrieu) Modified Amendment No. 2259 (to Amendment No. 1908), to require a report on increasing the participation of rural small businesses in tourism activities. **Page S8661**

Rejected:

By 41 yeas to 55 nays (Vote No. 256), McCain Amendment No. 1910 (to Amendment No. 1908), to strike a setaside for certain grants authorized under the Rural Electrification Act. **Pages S8647–48, S8657–58, S8661–62**

Pending:

Kohl/Brownback Amendment No. 1908, in the nature of a substitute. **Pages S8647–63**

Kohl (for Murray/Baucus) Amendment No. 2225 (to Amendment No. 1908), to allow State and local governments to participate in the conservation reserve program. **Page S8647**

Kohl (for Nelson (FL)) Amendment No. 2226 (to Amendment No. 1908), to prohibit funds made available under this Act from being used to enforce a travel or conference policy that prohibits an event from being held in a location based on a perception that the location is a resort or vacation destination. **Pages S8647, S8659**

McCain Amendment No. 1912 (to Amendment No. 1908), to strike a provision relating to certain watershed and flood prevention operations. **Page S8648**

McCain Amendment No. 2030 (to Amendment No. 1908), to prohibit funding for an earmark. **Pages S8648–50**

Johanns/Nelson (NE) Amendment No. 2241 (to Amendment No. 1908), to provide funding for the tuberculosis program of the Animal and Plant Health Inspection Service. **Pages S8653–54**

Brownback (for Barrasso) Amendment No. 2240 (to Amendment No. 1908), to require the Secretary of Agriculture to conduct a State-by-State analysis of the impacts on agricultural producers of the American Clean Energy and Security Act of 2009 (H.R. 2452, as passed by the House of Representatives on June 26, 2009). **Pages S8658–59**

Coburn Amendment No. 2243 (to Amendment No. 1908), to eliminate double-dipped stimulus funds for the Rural Business-Cooperative Service account. **Page S8659**

Coburn Amendment No. 2244 (to Amendment No. 1908), to support the proposal of the President to eliminate funding in the bill for digital conversion efforts of the Department of Agriculture that are duplicative of existing Federal efforts. **Page S8659**

Coburn Amendment No. 2245 (to Amendment No. 1908), to strike a provision providing \$3,000,000 for specialty cheeses in Vermont and Wisconsin. **Page S8659**

Coburn Amendment No. 2248 (to Amendment No. 1908), to prohibit no-bid contracts and grants. **Page S8659**

Coburn Amendment No. 2246 (to Amendment No. 2226), to provide additional transparency and accountability for spending on conferences and meetings of the Department of Agriculture. **Pages S8659–60**

Kohl Amendment No. 2288 (to Amendment No. 2248), to provide requirements regarding the authority of the Secretary of Agriculture and the Commissioner of Food and Drugs to enter into certain contracts. **Page S8660**

Sanders Amendment No. 2276 (to Amendment No. 1908), to modify the amount made available for the Farm Service Agency. **Page S8663**

Sanders Amendment No. 2271 (to Amendment No. 1908), to provide funds for the school community garden pilot program, with an offset. **Page S8663**

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

By 83 yeas to 11 nays (Vote No. 255), 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 Kohl/Brownback Amendment No. 1908 (listed above). **Page S8661**

A unanimous-consent-time agreement was reached providing for further consideration of the bill at approximately 10 a.m., on Tuesday, August 4, 2009, and that the time until 10:30 a.m. be equally divided and controlled between the managers and Senator McCain; provided that the filing deadline for second-degree amendment be 10:15 a.m., on Tuesday, August 4, 2009; provided that at 10:30 a.m., Senate vote on or in relation to the following amendments in the order listed; prior to the second vote, there be 2 minutes of debate equally divided and controlled in the usual form, and that the time for the second vote be limited to 10 minutes: McCain Amendment No. 1912 (to Amendment No. 1908) (listed above), and McCain Amendment No. 2030 (to Amendment No. 1908); provided further that no amendment be in order to either amendment prior to the vote, and that following the second vote, Senate recess until 2:15 p.m. **Page S8677**

Appointments:

Ronald Reagan Centennial Commission: The Chair, on behalf of the Republican Leader, pursuant to Public Law 111–25, announced the appointment of the following individual to serve as a member of the Ronald Reagan Centennial Commission for the life of the commission: Senator Bennett. **Page S8701**

Nominations Received: Senate received the following nominations:

Anne M. Northup, of Kentucky, to be a Commissioner of the Consumer Product Safety Commission for a term of seven years from October 27, 2004.

Daniel I. Werfel, of Virginia, to be Controller, Office of Federal Financial Management, Office of Management and Budget.

Terry A. Yonkers, of Maryland, to be an Assistant Secretary of the Air Force.

Routine lists in the Army and Navy.

Pages S8701–07

Messages from the House:

Page S8679

Measures Referred:

Pages S8679–80

Measures Read the First Time:

Page S8680

Enrolled Bills Presented:	Page S8680
Executive Communications:	Page S8680
Executive Reports of Committees:	Pages S8680–81
Additional Cosponsors:	Pages S8681–83
Statements on Introduced Bills/Resolutions:	Pages S8683–90
Additional Statements:	Pages S8678–79
Amendments Submitted:	Pages S8690–99
Authorities for Committees to Meet:	Page S8699
Privileges of the Floor:	Page S8699
Record Votes: Two record votes were taken today. (Total—256)	Pages S8661, S8662

Adjournment: Senate convened at 2 p.m. and adjourned at 8:50 p.m., until 10 a.m. on Tuesday, August 4, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8701.)

Committee Meetings

(Committees not listed did not meet)

CHESAPEAKE BAY PROGRAM

Committee on Environment and Public Works: Subcommittee on Water and Wildlife concluded a hearing to examine protecting the Chesapeake Bay, focusing on reauthorizing the Chesapeake Bay Program, after receiving testimony from Pennsylvania State Senator Mike Brubaker, Harrisburg; Virginia State Delegate John A. Cosgrove, Chesapeake; John R. Griffin, Maryland Department of Natural Resources, Annapolis; Collin P. O'Mara, Delaware Department of Natural Resources and Environmental

Control, Dover; George S. Hawkins, District Department of the Environment, and Alan L. Wurtzel, both of Washington, D.C.; Gus R. Douglas, West Virginia Department of Agriculture, Charleston; James M. Tierney, New York State Department of Environmental Conservation, Albany; Brent L. Fults, Chesapeake Bay Nutrient Land Trust, LLC, Richmond, Virginia; Howard J. Gannon III, Envirocorp Labs, Harrington, Delaware; and Marty Mitchell, Mitchell Best Homes, LLC, Rockville, Maryland.

WASTEFUL CONTRACTOR BONUSES

Committee on Homeland Security and Governmental Affairs: Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security concluded a hearing to examine eliminating wasteful contractor bonuses, after receiving testimony from Jeffrey D. Zients, Deputy Director for Management, Office of Management and Budget; John Hutton, Director, Acquisition and Sourcing Manager, Government Accountability Office; Shay D. Assad, Acting Deputy Under Secretary of Defense for Acquisition and Technology; William P. McNally, Assistant Administrator for Procurement, National Aeronautics and Space Administration; Richard K. Gunderson, Acting Chief Procurement Officer, Department of Homeland Security; Edward R. Simpson, Director, Office of Procurement and Assistance Management, Department of Energy; and Alan Chvotkin, Professional Services Council, Arlington, Virginia.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered favorably reported the nomination of Raymond M. Jefferson, of Hawaii, to be Assistant Secretary of Labor for Veterans' Employment and Training.

House of Representatives

Chamber Action

The House was not in session today. The House is scheduled to meet at 2 p.m. on Tuesday, September 8, 2009, pursuant to the provisions of H. Con. Res. 172.

Committee Meetings

No committee meetings were held.

Joint Meetings

No joint committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D944)

S. 1513, to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958. Signed on July 31, 2009. (Public Law 111-43)

COMMITTEE MEETINGS FOR TUESDAY, AUGUST 4, 2009

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Banking, Housing, and Urban Affairs: to hold hearings to examine strengthening and streamlining Prudential Bank supervision, 9 a.m., SD-538.

Subcommittee on Housing, Transportation and Community Development, to hold hearings to examine rail modernization, focusing on transit funding, 2:30 p.m., SD-538.

Committee on Energy and Natural Resources: business meeting to consider any pending nominations and legislation, 2:45 p.m., SD-366.

Committee on Environment and Public Works: to hold hearings to examine the nomination of Gary S. Guzy, of the District of Columbia, to be Deputy Director of the Office of Environmental Quality, 10 a.m., SD-406.

Committee on Finance: to hold hearings to examine climate change legislation, focusing on allowance and revenue distribution, 10 a.m., SD-215.

Committee on Foreign Relations: Subcommittee on European Affairs, to hold hearings to examine Georgia one year after the August war, 2:30 p.m., SD-419.

Committee on Health, Education, Labor, and Pensions: business meeting to consider the nominations of Francis S. Collins, of Maryland, to be Director of the National Institutes of Health, Department of Health and Human Services, Raymond M. Jefferson, of Hawaii, to be Assistant Secretary of Labor for Veterans' Employment and Training, and Rocco Landesman, of New York, to be Chairperson for the Arts and James A. Leach, of Iowa, to be Chairperson for the Humanities, both of the National Foundation on the Arts and the Humanities, Time to be announced, Room to be announced.

Full Committee, to hold hearings to examine protecting patients from defective medical devices, 2:30 p.m., SD-430.

Committee on Homeland Security and Governmental Affairs: Ad Hoc Subcommittee on Disaster Recovery, to hold hearings to examine children in disasters, focusing on evacuation planning and mental health recovery, 10 a.m., SD-342.

Committee on the Judiciary: to hold hearings to examine the Performance Rights Act and parity among music delivery platforms, 2:30 p.m., SD-226.

Select Committee on Intelligence: to receive a closed briefing on certain intelligence matters from officials of the intelligence community, 11 a.m., S-407, Capitol.

House

No committee meetings are scheduled.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED ELEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 6 through July 31, 2009

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session	114	104	..
Time in session	825 hrs., 19'	817 hrs., 36'	..
Congressional Record:			
Pages of proceedings	8,639	9,284	..
Extensions of Remarks .....	..	2,181	..
Public bills enacted into law	15	27	..
Private bills enacted into law .....	..	..	..
Bills in conference	4	4	..
Measures passed, total	257	573	..
Senate bills	38	15	..
House bills	33	228	..
Senate joint resolutions	5	3	..
House joint resolutions	3	6	..
Senate concurrent resolutions	17	7	..
House concurrent resolutions	20	40	..
Simple resolutions	141	274	..
Measures reported, total	*113	*233	..
Senate bills	60	1	..
House bills	20	138	..
Senate joint resolutions	1	..	..
House joint resolutions .....	..	..	..
Senate concurrent resolutions	4	..	..
House concurrent resolutions .....	..	6	..
Simple resolutions	28	88	..
Special reports	17	7	..
Conference reports .....	..	4	..
Measures pending on calendar	98	37	..
Measures introduced, total	1,834	4,483	..
Bills	1,545	3,524	..
Joint resolutions	19	61	..
Concurrent resolutions	37	178	..
Simple resolutions	233	720	..
Quorum calls	3	2	..
Yea-and-nay votes	254	339	..
Recorded votes .....	..	345	..
Bills vetoed .....	..	..	..
Vetoes overridden .....	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 63 written reports have been filed in the Senate, 244 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 6 through July 31, 2009

Civilian nominations, totaling 427, disposed of as follows:		
Confirmed		239
Unconfirmed		179
Withdrawn		9
Other Civilian nominations, totaling 1,185, disposed of as follows:		
Confirmed		1,161
Unconfirmed		24
Air Force nominations, totaling 5,793, disposed of as follows:		
Confirmed		5,751
Unconfirmed		42
Army nominations, totaling 5,730, disposed of as follows:		
Confirmed		5,715
Unconfirmed		15
Navy nominations, totaling 1,851, disposed of as follows:		
Confirmed		1,842
Unconfirmed		9
Marine Corps nominations, totaling 1,477, disposed of as follows:		
Confirmed		1,475
Unconfirmed		2
<i>Summary</i>		
Total nominations carried over from the First Session		0
Total nominations received this Session		16,463
Total confirmed		16,183
Total unconfirmed		271
Total withdrawn		9
Total returned to the White House		0

Next Meeting of the SENATE

10 a.m., Tuesday, August 4

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Tuesday, September 8

Senate Chamber

Program for Tuesday: Senate will continue consideration of H.R. 2997, Agriculture, Rural Development, Food and Drug Administration Appropriations Act, and after a period of debate, vote on McCain Amendment No. 1912 (to Amendment No. 1908), and McCain Amendment No. 2030 (to Amendment No. 1908) at 10:30 a.m.

(Upon completion of the second vote, Senate will recess until 2:15 p.m. for their respective party conferences.)

House Chamber

Program for Tuesday: To be announced.



Congressional Record

printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed one time. ¶Public access to the *Congressional Record* is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the *Congressional Record* is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through *GPO Access* at www.gpo.gov/gpoaccess. Customers can also access this information with WAIS client software, via telnet at swais.access.gpo.gov, or dial-in using communications software and a modem at 202-512-1661. Questions or comments regarding this database or *GPO Access* can be directed to the *GPO Access* User Support Team at: E-Mail: gpoaccess@gpo.gov; Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The *Congressional Record* paper and 24x microfiche edition will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$252.00 for six months, \$503.00 per year, or purchased as follows: less than 200 pages, \$10.50; between 200 and 400 pages, \$21.00; greater than 400 pages, \$31.50, payable in advance; microfiche edition, \$146.00 per year, or purchased for \$3.00 per issue payable in advance. The semimonthly *Congressional Record Index* may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: bookstore.gpo.gov. Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to 866-512-1800 (toll free), 202-512-1800 (D.C. area), or fax to 202-512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily *Congressional Record* is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the *Congressional Record*.

POSTMASTER: Send address changes to the Superintendent of Documents, *Congressional Record*, U.S. Government Printing Office, Washington, D.C. 20402, along with the entire mailing label from the last issue received.