

Daily Digest

HIGHLIGHTS

The House passed H.R. 1363, Department of Defense and Further Additional Continuing Appropriations Act, 2011.

Senate

Chamber Action

Routine Proceedings, pages S2215–S2286

Measures Introduced: Fifteen bills and three resolutions were introduced, as follows: S. 754–768, and S. Res. 135–137. **Page S2266**

Measures Reported:

S. 394, to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 410, to provide for media coverage of Federal court proceedings. **Page S2266**

Measures Passed:

FAA Reauthorization and Reform Act: Senate passed H.R. 658, to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, after striking all after the enacting clause and inserting in lieu thereof the text of S. 223, Senate companion measure, as amended. **Page S2285**

Senate insisted on its amendment, asks a conference with the House thereon, and the Chair appointed the following conferees on the part of the Senate: Senators Rockefeller, Boxer, Nelson (FL), Cantwell, Baucus, Hutchison, Ensign, DeMint, and Hatch. **Page S2285**

Authorizing Document Production: Senate agreed to S. Res. 136, to authorize document production in *United States v. Douglas D. Hampton* (D.D.C.). **Page S2285**

Take Our Daughters and Sons To Work Day: Senate agreed to S. Res. 137, supporting the goals and ideals of Take Our Daughters and Sons To Work Day. **Pages S2285–86**

Message from the President: Senate received the following message from the President of the United States:

Transmitting, pursuant to law, a report on the continuation of the national emergency originally declared in Executive Order 13536 on April 12, 2010 with respect to Somalia; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–8) **Page S2264**

Messages from the House: **Page S2264**

Measures Placed on the Calendar: **Page S2264**

Measures Read the First Time: **Page S2264**

Executive Communications: **Pages S2264–66**

Executive Reports of Committees: **Page S2266**

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Statements on Introduced Bills/Resolutions: **Pages S2268–82**

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Notices of Hearings/Meetings: **Page S2284**

Authorities for Committees to Meet: **Page S2284**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 9:48 p.m., until 11 a.m. on Friday, April 8, 2011. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2286.)

Committee Meetings

(Committees not listed did not meet)

FEDERAL HOUSING ADMINISTRATION

Committee on Appropriations: Subcommittee on Transportation, Housing and Urban Development, and Related Agencies concluded a hearing to examine an overview of the Federal Housing Administration and

the future of housing finance, after receiving testimony from Shaun Donovan, Secretary of Housing and Urban Development.

APPROPRIATIONS: FEDERAL BUREAU OF INVESTIGATION

Committee on Appropriations: Subcommittee on Commerce, Justice, Science, and Related Agencies concluded open and closed hearings to examine proposed budget estimates for fiscal year 2012 for the Federal Bureau of Investigation, after receiving testimony from Robert S. Mueller III, Director, Federal Bureau of Investigation, Department of Justice.

APPROPRIATIONS: DEPARTMENTS OF DEFENSE AND NAVY

Committee on Appropriations: Subcommittee on Military Construction and Veterans Affairs, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2012 for the Department of Defense and the Department of Navy, after receiving testimony from Robert F. Hale, Under Secretary of Defense, Comptroller, Dorothy Robyn, Deputy Under Secretary of Defense for Installations and Environment, Jackalyne Pfannenstiel, Assistant Secretary of the Navy for Energy, Installations and Environment, Major General Robert R. Ruark, Assistant Deputy Commandant, Installations and Logistics (Facilities), and Rear Admiral David M. Boone, USN, Director, Shore Readiness Division, Office of the Chief of Naval Operations, and Vice Commander, Navy Installations Command, all of the Department of Defense.

DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

Committee on Armed Services: Committee concluded a hearing to examine U.S. Transportation Command and U.S. Africa Command in review of the Defense Authorization Request for fiscal year 2012 and the Future Years Defense Program, after receiving testimony from General Duncan J. McNabb, USAF, Commander, United States Transportation Command, and General Carter F. Ham, USA, Commander, United States Africa Command, both of the Department of Defense.

DEPARTMENT OF ENERGY BIOFUEL PROGRAMS AND INFRASTRUCTURE

Committee on Energy and Natural Resources: Committee concluded a hearing to examine Department of Energy biofuel programs and biofuel infrastructure issues, including S. 187, to provide for the expansion of the biofuels market, after receiving testimony from Senator Harkin; Henry Kelly, Acting Assistant Secretary of Energy for Energy Efficiency, Office of Energy Efficiency and Renewable Energy; Bill Brady,

Mascoma Corporation, Lebanon, New Hampshire; Shane Karr, Alliance of Automobile Manufacturers, and Bob Dinneen, Renewable Fuels Association, both of Washington, D.C.; and John Eichberger, National Association of Convenience Stores, Alexandria, Virginia.

NOMINATIONS

Committee on Finance: Committee concluded a hearing to examine the nominations of David S. Cohen, of Maryland, to be Under Secretary for Terrorism and Financial Crimes, who was introduced by Senator Cardin, and Jenni Rane LeCompte, of the District of Columbia, to be an Assistant Secretary, who was introduced by Senator Schumer, both of the Department of the Treasury, after the nominees testified and answered questions in their own behalf.

HUMAN TRAFFICKING IN ASIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded a hearing to examine combating human trafficking in Asia, after receiving testimony from Luis CdeBaca, Ambassador-at-Large, Office to Monitor and Combat Trafficking in Persons, Department of State.

SECURING THE BORDER

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine securing the border, focusing on progress at the local level, after receiving testimony from Veronica Escobar, El Paso County Judge, El Paso, Texas; Raymond Loera, Imperial County Sheriff, El Centro, California; Raymond Cobos, Luna County Sheriff, Deming, New Mexico; and Paul Babeu, Pinal County Sheriff, Florence, Arizona.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported the following business items:

S. 675, to express the policy of the United States regarding the United States relationship with Native Hawaiians and to provide a process for the recognition by the United States of the Native Hawaiian governing entity; and

S. 676, to amend the Act of June 18, 1934, to reaffirm the authority of the Secretary of the Interior to take land into trust for Indian tribes, with an amendment.

ECONOMIC DEVELOPMENT IN INDIAN COUNTRY

Committee on Indian Affairs: Committee concluded an oversight hearing to examine the role of SBA 8(a) Program in enhancing economic development in Indian Country, after receiving testimony from Joseph G. Jordan, Associate Administrator for Government

Contracting and Business Development, and Peter L. McClintock, Deputy Inspector General, both of the Small Business Administration; Jackie Johnson-Pata, National Congress of American Indians, Washington, D.C.; Julie E. Kitka, Alaskan Federation of Natives, Anchorage; Byron Mallott, SeaAlaska Corporation, Juneau, Alaska; Chief J. Allan, Coeur d'Alene Tribe, Plummer, Idaho; Lance Morgan, HoChunk, Inc, Winnebago, Nebraska, on behalf of the Native American Contractors Association; and Larry Hall, S&K Electronics, Inc., Ronan, Montana.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 410, to provide for media coverage of Federal court proceedings;

S. 627, to establish the Commission on Freedom of Information Act Processing Delays, with an amendment;

S. 394, to amend the Sherman Act to make oil-producing and exporting cartels illegal; and

The nominations of Goodwin Liu, of California, to be United States Circuit Judge for the Ninth Circuit, Esther Salas, to be United States District Judge for the District of New Jersey, J. Paul Oetken, and Paul A. Engelmayer, both to be United States District Judge for the Southern District of New York, and Ramona Villagomez Manglona, to be Judge for the District Court for the Northern Mariana Islands.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 29 public bills, H.R. 1409–1437; 1 private bill, H.R. 1438; and 8 resolutions, H.J. Res. 55–56; and H. Res. 208–213, were introduced. **Pages H2533–34**

Additional Cosponsors: **Pages H2535–36**

Reports Filed: There were no reports filed today.

Journal: The House agreed to the Speaker's approval of the Journal by a yea-and-nay vote of 307 yeas to 113 nays with 2 voting "present", Roll No. 244.

Pages H2413, H2425–26

Department of Defense and Further Additional Continuing Appropriations Act, 2011: The House passed H.R. 1363, making appropriations for the Department of Defense for the fiscal year ending September 30, 2011, by a yea-and-nay vote of 247 yeas to 181 nays, Roll No. 247. **Pages H2426–H2505**

Agreed to table the appeal of the ruling of the chair on a point of order sustained against the Hoyer motion to recommit the bill to the Committee on Appropriations with instructions to report the same back to the House forthwith with an amendment, by a yea-and-nay vote of 236 yeas to 187 nays, Roll No. 245. **Pages H2501–03**

Rejected the Owens motion to recommit the bill to the Committee on Appropriations with instructions to report the same back to the House forthwith

with an amendment, by a yea-and-nay vote of 191 yeas to 236 nays, Roll No. 246. **Pages H2503–04**

H. Res. 206, the rule providing for consideration of the bill, was agreed to by a recorded vote of 228 yeas to 189 noes, Roll No. 243, after the previous question was ordered by a yea-and-nay vote of 238 yeas to 185 nays, Roll No. 242. **Pages H2415–24**

Energy Tax Prevention Act of 2011: The House passed H.R. 910, to amend the Clean Air Act to prohibit the Administrator of the Environmental Protection Agency from promulgating any regulation concerning, taking action relating to, or taking into consideration the emission of a greenhouse gas to address climate change, by a yea-and-nay vote of 255 yeas to 172 nays, Roll No. 249. Consideration of the measure began yesterday, April 6th. **Pages H2505–07**

Rejected the McNerney motion to recommit the bill to the Committee on Energy and Commerce with instructions to report the same to the House forthwith with an amendment, by a recorded vote of 175 yeas to 251 noes, Roll No. 248. **Pages H2505–06**

Rejected:

Polis amendment to the title. **Page H2507**

H. Res. 203, the rule providing for consideration of the bill, was agreed to yesterday, April 6th.

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 10 a.m. tomorrow, April 8th, for morning hour debate and 12 noon for legislative business. **Page H2507**

Presidential Message: Read a message from the President wherein he notified Congress that the national emergency declared in Executive Order 13536 with respect to Somalia is to continue in effect beyond April 12, 2011—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 112–16). **Pages H2510, H2514**

Quorum Calls—Votes: Six yea-and-nay votes and two recorded votes developed during the proceedings of today and appear on pages H2423, H2424, H2425, H2503, H2504, H2504–05, H2506, and H2507. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 6:54 p.m.

Committee Meetings

MARKET PROMOTION PROGRAMS

Committee on Agriculture: Subcommittee on Rural Development, Research, Biotechnology, and Foreign Agriculture held a hearing to review market promotion programs and their effectiveness on expanding exports of U.S. agricultural products. Testimony was heard from John Brewer, Administrator, Foreign Agricultural Service, Department of Agriculture; and public witnesses.

COMMERCE, JUSTICE, SCIENCE

Committee on Appropriations: Subcommittee on Commerce, Justice, Science, and Related Agencies held a hearing on National Institute of Standards and Technology—FY 2012 Budget Request. Testimony was heard from Patrick Gallagher, Under Secretary of Commerce for Standards and Technology and Director of the National Institute of Standards and Technology.

LABOR, HEALTH HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on DOL Job Training Programs. Testimony was heard from Andrew Sherrill, Director, Education, Workforce, and Income Security, GAO; and public witnesses.

MILITARY CONSTRUCTION, VETERANS AFFAIRS

Committee on Appropriations: Subcommittee on Military Construction, Veterans Affairs, and Related Agencies held a hearing on Air Force Posture. Testimony was heard from General Norton A. Schwartz, Chief of Staff of the Air Force, and Major General Byers, the Civil Engineer, U.S. Air Force.

TRANSPORTATION AND HOUSING AND URBAN DEVELOPMENT

Committee on Appropriations: Subcommittee on Transportation and Housing and Urban Development and Related Agencies held a hearing on Amtrak—FY 2012 Oversight and Budget. Testimony was heard from Joseph Boardman, Amtrak President and CEO.

HOMELAND SECURITY

Committee on Appropriations: Subcommittee on Homeland Security held a hearing on the Secret Service Budget. Testimony was heard from Mark Sullivan, Director, Secret Service. This is a classified and closed hearing.

SUSTAINING THE FORCE

Committee on Armed Services: Subcommittee on Readiness held a hearing on Sustaining the Force: Challenges to Readiness. Testimony was heard from Brigadier General Lynn A. Collyar, USA, Director, Logistics Operations, Defense Logistics Agency; Major General Michelle Johnson, USAF, Director, Strategy, Policy, Programs and Logistics, J5/4, Transportation Command; Lieutenant General Frank A. Panter, Jr., USMC, Deputy Commandant, Installations and Logistics Headquarters; and Lieutenant General Mitchell H. Stevenson, USA, Deputy Chief of Staff, Logistics, G4.

POLICIES GOVERNING SERVICE BY OPENLY GAY AND LESBIAN SERVICE MEMBERS

Committee on Armed Services: Full Committee held a hearing on repeal of law and policies governing service by openly gay and lesbian service members. Testimony was heard from General Peter W. Chiarelli, Vice Chief of Staff, USA; Admiral Gary Roughead, USN, Chief of Naval Operations; General James F. Amos, USMC, Commandant; and General Norton A. Schwartz, USAF, Chief of Staff.

EDUCATION REFORMS

Committee on Education and the Workforce: Full Committee held a hearing on Education Reforms: Promoting Flexibility and Innovation. Testimony was heard from public witnesses.

IMPACTS OF THE NATION ACT OF 2011

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on the American Energy Initiative, focusing on discussion draft legislation of the “Transparency in Regulatory Analysis of Impacts on the Nation Act of 2011”. Testimony was heard from public witnesses.

CONSUMER PRODUCTS SAFETY IMPROVEMENT ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Manufacturing, and Trade held a hearing on discussion draft legislation to revise the Consumer Product Safety Improvement Act. Testimony was heard from Robert J. Howell, Assistant Executive Director, Hazard Identification and Reduction, Consumer Product Safety Commission; and public witnesses.

BULLION COIN PROGRAMS

Committee on Financial Services: Subcommittee on Domestic Monetary Policy and Technology held a hearing entitled “Bullion Coin Programs of the United States Mint: Can They Be Improved?” Testimony was heard from public witnesses.

REFORMING THE UNITED NATIONS

Committee on Foreign Affairs: Full Committee held a hearing on Reforming the United Nations: The Future of U.S. Policy. Testimony was heard from Susan Rice, Permanent Representative to the United Nations, Department of State.

INTERNATIONAL AVIATION SECURITY

Committee on Homeland Security: Subcommittee on Transportation Security held a hearing entitled “Strengthening International Cooperation on Aviation Security”. Testimony was heard from John W. Halinski, Assistant Administrator, Office of Global Strategies, TSA; and public witnesses.

EFFECT OF THE PRESIDENT’S FY–2012 BUDGET AND LEGISLATIVE PROPOSALS FOR THE OFFICE OF SURFACE MINING ON PRIVATE SECTOR JOB CREATION, DOMESTIC ENERGY PRODUCTION, STATE PROGRAMS AND DEFICIT REDUCTION

Committee on Natural Resources: Subcommittee on Energy and Mineral Resources held a hearing entitled “Effect of the President’s FY–2012 Budget and Legislative Proposals for the Office of Surface Mining on Private Sector Job Creation, Domestic Energy Production, State Programs and Deficit Reduction.” Testimony was heard from Joseph Pizarchik, Director, Office of Surface Mining, Department of the Interior; Loretta Pineda, Director, Division of Reclamation, Mining and Safety; Virginia; Bradley C. “Butch” Lambert, Deputy Director, Department of Mines, Minerals and Energy, Virginia; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Natural Resources: Subcommittee on Fisheries, Wildlife, Oceans, and Insular Affairs held a hearing on the following: H.R. 306, Corolla Wild

Horses Protection Act; H.R. 588, to redesignate the Noxubee National Wildlife Refuge as the Sam D. Hamilton Noxubee National Wildlife Refuge; S. 266, to redesignate the Noxubee National Wildlife Refuge as the Sam D. Hamilton Noxubee National Wildlife Refuge; H.R. 258, Chesapeake Bay Accountability and Recovery Act of 2011. Testimony was heard from Rep. Jones; Rep. Harper; Greg Siekaniel, Assistant Director, National Wildlife Refuge System; and public witnesses.

AMERICAN INDIAN JOB CREATION

Committee on Oversight and Government Reform: Subcommittee on Technology, Information Policy, Intergovernmental Relations and Procurement Reform held a hearing entitled “Regulatory Barriers to American Indian Job Creation”. Testimony was heard from Mary Kendall, Acting Inspector General, Department of the Interior; Anu Mittal, Director, Natural Resources and Environment Team, GAO; and public witnesses.

ASSESSING EARTHQUAKE RISK REDUCTION

Committee on Science, Space, and Technology: Subcommittee on Technology and Innovation held a hearing on Are We Prepared? Assessing Earthquake Risk Reduction in the United States. Testimony was heard from public witnesses.

SMALL BUSINESS INNOVATION ACT OF 2011—CREATING JOBS

Committee on Small Business: Subcommittee on Healthcare and Technology held a hearing entitled “The Creating Jobs Through Small Business Innovation Act of 2011.” Testimony was heard from public witnesses.

RAILROAD AND HAZARDOUS MATERIALS TRANSPORTATION PROGRAMS

Committee on Transportation and Infrastructure: Subcommittee on Railroads, Pipelines, and Hazardous Materials held a hearing on Railroad and Hazardous Materials Transportation Programs: Reforms and Improvements to Reduce Regulatory Burdens. Testimony was heard from Christopher A. Hart, Vice Chairman; National Transportation Safety Board; Joe McHugh, Vice President, Government Affairs and Corporate Communications, Amtrak; and public witnesses.

PENDING TRADE AGREEMENT WITH PANAMA

Committee on Ways and Means: Subcommittee on Trade held a hearing on the pending trade agreement with South Korea. Testimony was heard from Demetrios Marantis, Deputy Trade Representative,

Office of the United States Trade Representative; and public witnesses.

**FY 2012 BUDGET—NATIONAL
RECONNAISSANCE PROGRAM AND
NATIONAL GEOSPATIAL PROGRAM**

House Permanent Select Committee on Intelligence: Full Committee held a hearing on National Reconnaissance Program and National Geospatial Program FY 2012 Budget Overview. This was a closed hearing. Testimony was heard from departmental officials.

Joint Meetings

No joint committee meetings were held.

**COMMITTEE MEETINGS FOR FRIDAY,
APRIL 8, 2011**

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

No meetings are scheduled.

Next Meeting of the SENATE

11 a.m., Friday, April 8

Senate Chamber

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

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Friday, April 8

House Chamber

Program for Friday: Consideration of H.J. Res. 37—Disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices (Subject to a Rule).

Extensions of Remarks, as inserted in this issue

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