

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S585–S659

Measures Introduced: Six bills and four resolutions were introduced, as follows: S. 2104–2109, and S. Res. 372–375. **Page S614**

Measures Reported:

S. Res. 342, honoring the life and legacy of Laura Pollan.

S. Res. 372, recognizing the importance of the United States-Egypt relationship, and urging the Government of Egypt to protect civil liberties and cease intimidation and prosecution of civil society workers and democracy activists. **Page S613**

Measures Passed:

State of Arizona Centennial: Senate agreed to S. Res. 373, recognizing February 14, 2012, as the centennial of the State of Arizona. **Page S657**

National Crime Victims' Rights Week: Senate agreed to S. Res. 374, supporting the mission and goals of 2012 National Crime Victims' Rights Week to increase public awareness of the rights, needs, and concerns of victims and survivors of crime in the United States. **Pages S657–58**

City of Columbus, Ohio Bicentennial: Senate agreed to S. Res. 375, celebrating the bicentennial of the City of Columbus, the capital city of the State of Ohio. **Page S658**

Appointments:

Washington's Farewell Address: The Chair, on behalf of the Vice President, pursuant to the order of the Senate of January 24, 1901, as modified by the order of February 14, 2012, appointed Senator Shaheen to read Washington's Farewell Address on Monday, February 27, 2012. **Page S659**

Washington's Farewell Address—Agreement: A unanimous-consent agreement was reached providing that notwithstanding the resolution of the Senate of January 24, 1901, the traditional reading of Washington's Farewell Address take place on Monday, February 27, 2012, at a time to be determined by the Majority Leader in consultation with the Republican Leader. **Page S659**

Jordan Nomination—Agreement: Senate continued consideration of the nomination of Adalberto Jose Jordan, of Florida, to be United States Circuit Judge for the Eleventh Circuit. **Pages S592–99**

A unanimous-consent-time agreement was reached providing for further consideration of the nomination at approximately 12 p.m., on Wednesday, February 15, 2012; with two minutes of debate equally divided and controlled in the usual form prior to a vote on confirmation of the nomination; that no further motions be in order; and Senate then resume legislative session and resume consideration of S. 1813, Moving Ahead for Progress in the 21st Century. **Page S659**

Nominations Received: Senate received the following nominations:

James M. Demers, of New Hampshire, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2014.

Naomi A. Walker, of the District of Columbia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2012. **Page S659**

Measures Read the First Time: **Pages S610, S659**

Executive Communications: **Pages S610–13**

Executive Reports of Committees: **Pages S613–14**

Additional Cosponsors: **Pages S614–15**

Statements on Introduced Bills/Resolutions: **Pages S615–38**

Additional Statements: **Page S610**

Amendments Submitted: **Pages S638–57**

Authorities for Committees to Meet: **Page S657**

Adjournment: Senate convened at 10 a.m. and adjourned at 6:28 p.m., until 9:30 a.m. on Wednesday, February 15, 2012. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S659.)

Committee Meetings

(Committees not listed did not meet)

DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

Committee on Armed Services: Committee concluded a hearing to examine the Defense Authorization request for fiscal year 2013 and the Future Years Defense Program, after receiving testimony from Leon E. Panetta, Secretary, General Martin E. Dempsey, USA, Chairman, Joint Chiefs of Staff, and Robert F. Hale, Under Secretary, Comptroller and Chief Financial Officer, all of the Department of Defense.

BUDGET

Committee on the Budget: Committee concluded a hearing to examine the President's proposed budget request for fiscal year 2013, after receiving testimony from Jeff Zients, Acting Director and Deputy Director of Management, Office of Management and Budget.

BUDGET

Committee on Finance: Committee concluded a hearing to examine the President's proposed budget request for fiscal year 2013, after receiving testimony from Timothy F. Geithner, Secretary of the Treasury.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 1023, to authorize the President to provide assistance to the Government of Haiti to end within 5 years the deforestation in Haiti and restore within 30 years the extent of tropical forest cover in existence in Haiti in 1990;

S. 414, to protect girls in developing countries through the prevention of child marriage;

S. Res. 372, recognizing the importance of the United States-Egypt relationship, and urging the Government of Egypt to protect civil liberties and cease intimidation and prosecution of civil society workers and democracy activities;

S. Res. 342, honoring the life and legacy of Laura Pollan; and

The nominations of Tara D. Sonenshine, of Maryland, to be Under Secretary for Public Diplomacy, Anne Claire Richard, of New York, to be Assistant Secretary for Population, Refugees, and Migration, Robert E. Whitehead, of Florida, to be Ambassador to the Togolese Republic, Nancy J. Powell, of Iowa, to be Ambassador to India, Larry Leon Palmer, of Georgia, to be Ambassador to Barbados, and to serve concurrently and without additional compensation as Ambassador to St. Kitts and Nevis, Saint Lucia, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, and Saint Vincent and the Grenadines, Phyllis Marie Powers, of Virginia, to be Ambassador to Republic of Nicaragua, and Jonathan Don Farrar, of California, to be Ambassador to the Republic of Panama, all of the Department of State, and Earl W. Gast, of California, to be an Assistant Administrator of the United States Agency for International Development, and lists in the Foreign Service.

PAIN AND CHALLENGES TO RELIEF

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine pain in America, focusing on exploring challenges to relief, after receiving testimony from Lawrence A. Tabak, Principal Deputy Director, National Institutes of Health, Department of Health and Human Services; Philip A. Pizzo, Stanford University School of Medicine, Stanford, California; John E. Sarno, New York University School of Medicine, New York; William Maixner, University of North Carolina, Chapel Hill; and Christin Veasley, National Vulvodynia Association, North Kingstown, Rhode Island, on behalf of the Chronic Pain Research Alliance.

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: 16 public bills, H.R. 4016–4031; and 4 resolutions, H.J. Res. 102; H. Con. Res. 100; and H. Res. 545–546 were introduced.

Pages H725–26

Additional Cosponsors:

Pages H726–27

Reports Filed: A report was filed today as follows:

H. Res. 547, providing for consideration of the bill (H.R. 3408) to set clear rules for the development of United States oil shale resources, to promote

shale technology research and development, and for other purposes; providing for consideration of the bill (H.R. 3813) to amend title 5, United States Code, to secure the annuities of Federal civilian employees, and for other purposes; and providing for consideration of the bill (H.R. 7) to authorize funds for Federal-aid highway, public transportation, and highway and motor carrier safety programs, and for other purposes (H. Rept. 112–398). **Page H725**

Speaker: Read a letter from the Speaker wherein he appointed Representative Harris to act as Speaker pro tempore for today. **Page H699**

Recess: The House recessed at 12:08 p.m. and reconvened at 2 p.m. **Page H700**

Journal: The House agreed to the Speaker's approval of the Journal by a ye-and-nay vote of 303 yeas to 89 nays with 1 answering "present", Roll No. 49. **Pages H700, H708–09**

Recess: The House recessed at 2:44 p.m. and reconvened at 4:47 p.m. **Page H705**

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

John J. Cook Post Office Designation Act: H.R. 2079, to designate the facility of the United States Postal Service located at 10 Main Street in East Rockaway, New York, as the "John J. Cook Post Office"; **Pages H705–06**

Lance Corporal Matthew P. Pathenos Post Office Building Designation Act: H.R. 3247, to designate the facility of the United States Postal Service located at 1100 Town and Country Commons in Chesterfield, Missouri, as the "Lance Corporal Matthew P. Pathenos Post Office Building"; and **Pages H706–07**

Lance Corporal Drew W. Weaver Post Office Building Designation Act: H.R. 3248, to designate the facility of the United States Postal Service located at 112 South 5th Street in Saint Charles, Missouri, as the "Lance Corporal Drew W. Weaver Post Office Building". **Pages H707–08**

Recess: The House recessed at 5:12 p.m. and reconvened at 6:30 p.m. **Page H708**

Recess: The House recessed at 9:45 p.m. and reconvened at 11:17 p.m. **Page H724**

Presidential Message: Read a message from the President wherein he transmitted to Congress his Budget of the United States Government for Fiscal Year 2013—referred to the Committee on Appropriations and ordered to be printed (H. Doc. 112–78). **Pages H702–05**

Senate Message: Message received from the Senate by the Clerk and subsequently presented to the House today appears on page H702.

Quorum Calls—Votes: One ye-and-nay vote developed during the proceedings of today and appears on pages H708–09. There were no quorum calls.

Adjournment: The House met at 12 noon and adjourned at 11:19 p.m.

Committee Meetings

Securing Annuities for Federal Employees Act of 2012; Protecting Investment in Oil Shale the Next Generation of Environmental, Energy, & Resource Security Act; American Energy & Infrastructure Jobs Act of 2012

Committee on Rules: Granted, by a record vote of 8 to 4, a structured rule for H.R. 3408. The rule provides one hour of general debate with 40 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources and 20 minutes 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. The rule provides that an amendment in the nature of a substitute consisting of the text of titles XIV and XVII of Rules Committee print 112–14 shall be considered as adopted, and provides that the bill, as amended, shall be considered as read. The rule waives all points of order against provisions in the bill, as amended. The rule makes in order only those further amendments to H.R. 3408 printed in part A of the Rules Committee report accompanying the resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall be not subject to a demand for division of the question. The rule waives all points of order against the amendments printed in part A of the Rules Committee report. The rule provides one motion to recommit H.R. 3408 with or without instructions. The resolution further provides for a structured rule for H.R. 3813 and provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Government Reform. The rule waives all points of order against consideration of the bill. The rule provides that an amendment in the nature of a substitute consisting of the text of title XVI of Rules Committee Print

112–14 shall be considered as adopted, and provides that the bill, as amended, shall be considered as read. The rule waives all points of order against provisions in the bill, as amended. The rule makes in order only those further amendments to H.R. 3813 printed in part B of the Rules Committee report accompanying the resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The rule waives all points of order against the amendments printed in part B of the Rules Committee report. The rule provides one motion to recommit H.R. 3813 with or without instructions. The resolution provides general debate for H.R. 7. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Transportation and Infrastructure. The rule waives all points of order against consideration of H.R. 7. The rule provides that an amendment in the nature of a substitute consisting of the text of titles I through XIII and XV of Rules Committee Print 112–14 shall be considered as adopted. The rule provides that no further consideration of the bill shall occur except pursuant to a subsequent order of the House. The rule directs the Clerk to retain title and section designations as they appear in Rules Committee Print 112–14 when preparing an amendment in the nature of a substitute to H.R. 7, H.R. 3408, H.R. 3813. The rule authorizes the Clerk to make technical and conforming changes to amendatory instructions in the engrossment of H.R. 3408 and H.R. 3813. The rule directs the Clerk to, in the engrossment of H.R. 7, add the texts of H.R. 3408 and H.R. 3813, as passed by the House, retaining the title and section designations as they appear in Rules Committee Print 112–14 to the extent possible, and to make technical and conforming changes. The rule provides that upon the addition of the text of H.R. 3408 or H.R. 3813, as passed by the House, to the engrossment of H.R. 7, H.R. 3408 or H.R. 3813 (as the case may be) shall be laid on the table. Finally, the rule authorizes the chair of each of the following committees to file a supplemental report to accompany any of the following measures: Natural Resources, with respect to H.R. 3407, 3408, and 3410; Ways and Means, with respect to H.R. 3864; and Oversight and Government Reform, with respect to H.R. 3813. Testimony was heard from Chairman Mica, Chairman Issa, Chairman Hastings of Washington, Representatives Southerland, Franks of Ari-

zona, Scalise, Rahall, Connolly of Virginia, Markey, Garamendi, Hanabusa and Polis.

Joint Meetings

No joint committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D74)

H.R. 3801, to amend the Tariff Act of 1930 to clarify the definition of aircraft and the offenses penalized under the aviation smuggling provisions under that Act. Signed on February 10, 2012. (Public Law 112–93)

COMMITTEE MEETINGS FOR WEDNESDAY, FEBRUARY 15, 2012

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Agriculture, Nutrition, and Forestry: Business meeting to consider the nominations of Michael T. Scuse, of Delaware, to be Under Secretary for Farm and Foreign Agricultural Services, and to be a Member of the Board of Directors of the Commodity Credit Corporation, Department of Agriculture, and Chester John Culver, of Iowa, and Bruce J. Sherrick, of Illinois, both to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation, Farm Credit Administration; to be immediately followed by a hearing to examine energy and economic growth for rural America, 9:30 a.m., SD–G50.

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions and Consumer Protection, to hold hearings to examine pay for performance, focusing on incentive compensation at large financial institutions, 2 p.m., SD–538.

Committee on the Budget: To hold hearings to examine the President's proposed budget request for fiscal year 2013 for the Department of Transportation, 10 a.m., SD–608.

Committee on Finance: To continue hearings to examine the President's proposed budget request for fiscal year 2013, 10 a.m., SD–215.

Committee on the Judiciary: To hold hearings to examine the Bulletproof Vest Partnership Grant Program, focusing on protecting those who protect us, 10 a.m., SD–226.

Full Committee, to hold hearings to examine the nominations of Patty Shwartz, of New Jersey, to be United States Circuit Judge for the Third Circuit, Jeffrey J. Helmick, to be United States District Judge for the Northern District of Ohio, Mary Geiger Lewis, to be United States District Judge for the District of South Carolina, and Timothy S. Hillman, to be United States District Judge for the District of Massachusetts, 2:30 p.m., SD–226.

House

Committee on Appropriations, Subcommittee on Homeland Security, hearing on FY 2013 budget request for the Department of Homeland Security, 10 a.m., 2359 Rayburn.

Committee on Armed Services, Full Committee, hearing on 2013 Fiscal Year National Defense Authorization Budget from the Department of Defense, 10 a.m., 2118 Rayburn.

Committee on the Budget, Full Committee, hearing entitled “The President’s Fiscal Year 2013 Budget”, 10 a.m., 210 Cannon.

Committee on Energy and Commerce, Subcommittee on Commerce, Manufacturing and Trade, hearing entitled “Where the Jobs Are”, 10 a.m., 2123 Rayburn.

Subcommittee on Health, hearing entitled “Reauthorization of MDUFA: What It Means for Jobs, Innovation and Patients”, 10:15 a.m., 2322 Rayburn.

Committee on Financial Services, Subcommittee on Oversight and Investigations, hearing entitled “Budget Hearing—Consumer Financial Protection Bureau”, 10 a.m., 2128 Rayburn.

Committee on Foreign Affairs, Subcommittee on the Middle East and South Asia, hearing entitled “Reflections on the Revolution in Egypt, Part I”, 2:30 p.m., 2172 Rayburn.

Committee on Homeland Security, Full Committee, hearing entitled “An Examination of the President’s FY 2013 Budget Request for the Department of Homeland Security”, 2:30 p.m., 311 Cannon.

Committee on the Judiciary, Full Committee, hearing entitled “Executive Overreach: The President’s Unprecedented “Recess” Appointments”, 10 a.m., 2141 Rayburn.

Subcommittee on Immigration Policy and Enforcement, hearing entitled “Safeguarding the Integrity of the Immigration Benefits Adjudication Process”, 2 p.m., 2141 Rayburn.

Committee on Natural Resources, Full Committee, hearing entitled “Department of the Interior Spending and the President’s Fiscal Year 2013 Budget Proposal”, 10 a.m., 1324 Longworth.

Subcommittee on Indian and Alaska Native Affairs, hearing on H.R. 3973, to facilitate the development of energy on Indian lands by reducing Federal regulations that impede tribal development of Indian lands, and for other purposes, 2 p.m., 1324 Longworth.

Committee on Oversight and Government Reform, Full Committee, hearing entitled “Why Reshuffling Government Agencies Won’t Solve the Federal Government’s Obesity Problem”, 9:30 a.m., 2154 Rayburn.

Committee on Small Business, Subcommittee on Healthcare and Technology, hearing entitled “Broadband: A Catalyst for Small Business Growth”, 1 p.m., 2360 Rayburn.

Committee on Veterans’ Affairs, Full Committee, hearing on U.S. Department of Veterans Affairs Budget Request for Fiscal Year 2013, 10:30 a.m., 334 Cannon.

Committee on Ways and Means, Full Committee, hearing on “President Obama’s budget proposals for fiscal year 2013”, 10 a.m., 1100 Longworth.

Joint Meetings

Commission on Security and Cooperation in Europe: To hold hearings to examine violence against Roma in Europe, focusing on violence in the region, and human rights violations, 2 p.m., B318, Rayburn Building.

Next Meeting of the SENATE

9:30 a.m., Wednesday, February 15

Senate Chamber

Program for Wednesday: After the transaction of any morning business (not to extend beyond 12 p.m.), Senate will continue consideration of the nomination of Adalberto Jose Jordan, of Florida, to be United States Circuit Judge for the Eleventh Circuit, and after a period of debate, vote on confirmation of the nomination. Also, Senate expects to resume consideration of S. 1813, *Moving Ahead for Progress in the 21st Century*.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, February 15

House Chamber

Program for Wednesday: Begin consideration of H.R. 3408—*Protecting Investment in Oil Shale the Next Generation of Environmental, Energy, and Resource Security Act* (Subject to a Rule).

Extensions of Remarks, as inserted in this issue

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