

Daily Digest

HIGHLIGHTS

The House passed H.R. 5325, Energy and Water Development and Related Agencies Appropriations Act, 2013.

Senate

Chamber Action

Routine Proceedings, pages S3739–S3801

Measures Introduced: Five bills and six resolutions were introduced, as follows: S. 3266–3270, S. Res. 482–485, and S. Con. Res. 46–47. **Pages S3781–82**

Measures Passed:

National Hunger Awareness Day: Senate agreed to S. Res. 484, designating June 7, 2012, as “National Hunger Awareness Day”. **Pages S3798–99**

Authorizing Legal Counsel: Senate agreed to S. Res. 485, to authorize representation by the Senate Legal Counsel in the case of *Common Cause, et al. v. Joseph R. Biden, et al.* **Page S3799**

Measures Considered:

Agriculture Reform, Food, and Jobs Act—Agreement: Senate continued consideration of the motion to proceed to consideration of S. 3240, to reauthorize agricultural programs through 2017. **Pages S3739–68, S3773–76**

A unanimous-consent-time agreement was reached providing that following the cloture vote on the motion to proceed to consideration of the bill, the next hour be equally divided and controlled between the two Leaders, or their designees with the Republicans controlling the first half and the Majority controlling the final half. **Page S3799**

Nomination Confirmed: Senate confirmed the following nomination:

By 62 yeas to 36 nays (Vote No. EX. 116), Jeffrey J. Helmick, of Ohio, to be United States District Judge for the Northern District of Ohio.

Pages S3768–73, S3801

Messages from the House: **Pages S3779–80**

Measures Referred: **Page S3780**

Measures Read the First Time: **Page S3780**

Executive Communications: **Pages S3780–81**

Additional Cosponsors: **Pages S3784–86**

Statements on Introduced Bills/Resolutions: **Pages S3782–84**

Additional Statements: **Pages S3777–79**

Amendments Submitted: **Pages S3786–97**

Authorities for Committees to Meet: **Pages S3797–98**

Record Votes: One record vote was taken today. (Total—116) **Page S3773**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 6:45 p.m., until 9:30 a.m. on Thursday, June 7, 2012. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on page S3799.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: DEPARTMENT OF DEFENSE

Committee on Appropriations: Subcommittee on Department of Defense received testimony from sundry public witnesses requesting funding for programs in the Department of Defense appropriations bill for fiscal year 2013.

IMPLEMENTING WALL STREET REFORM

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine implementing Wall Street reform, focusing on enhancing bank supervision and reducing systemic risk, after receiving testimony from Neal S. Wolin, Deputy Secretary, and Thomas J. Curry, Comptroller of the Currency, both of the Department of the Treasury; Daniel K. Tarullo, Member, Board of Governors of the Federal Reserve System; Martin J. Gruenberg,

Acting Chairman, Federal Deposit Insurance Corporation; and Richard Cordray, Director, Consumer Financial Protection Bureau.

EUROPEAN UNION EMISSIONS TRADING SYSTEM

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine the European Union Emissions Trading System, after receiving testimony from Ray LaHood, Secretary of Transportation; Jos Delbeke, European Commission, Brussels, Belgium; and Sean Cassidy, Air Line Pilots Association, International, Ed Bolen, National Business Aviation Association, Annie Petsonk, Environmental Defense Fund, and Nancy N. Young, Airlines for America, all of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine the nominations of Michele Jeanne Sison, of Maryland, to be Ambassador to the Democratic Socialist Republic of Sri Lanka, and to serve concurrently and without additional compensation as Ambassador to the Republic of Maldives, Brett H. McGurk, of Connecticut, to be Ambassador to the Republic of Iraq, and Susan Marsh Elliott, of Florida, to be Ambassador to the Republic of Tajikistan, all of the Department of State, after the nominees testified and answered questions in their own behalf.

FEDERAL PROSECUTORS

Committee on the Judiciary: Committee concluded a hearing to examine ensuring that Federal prosecutors meet discovery obligations, including S. 2197, to require the attorney for the Government to disclose favorable information to the defendant in criminal

prosecutions brought by the United States, after receiving testimony from Senator Murkowski; James M. Cole, Deputy Attorney General, Department of Justice; Carol A. Brook, Federal Defender Program for the Northern District of Illinois, Chicago; and Stephanos Bibas, University of Pennsylvania Law School, Philadelphia.

NOMINATIONS

Committee on the Judiciary: Committee concluded a hearing to examine the nominations of Terrence G. Berg, to be United States District Judge for the Eastern District of Michigan, who was introduced by Senator Levin, Jesus G. Bernal, to be United States District Judge for the Central District of California, who was introduced by Senator Boxer, Lorna G. Schofield, to be United States District Judge for the Southern District of New York, who was introduced by Senator Blumenthal, and Grande Lum, of California, to be Director, Community Relations Service, who was introduced by Senators Boxer and Blumenthal, after the nominees testified and answered questions in their own behalf.

PENSIONS

Special Committee on Aging: Committee concluded a hearing to examine pensions, focusing on preventing fraud and protecting America's veterans, after receiving testimony from Senator Burr; Daniel Bertoni, Director, Education, Workforce, and Income Security Issues, Government Accountability Office; David R. McLenachen, Director, Pension and Fiduciary Service, Veterans Benefits Administration, Department of Veterans Affairs; Lori Perkio, American Legion, Washington, D.C.; Emily Schwarz, Veterans Financial, Inc., Villanova, Pennsylvania; and Kris Schaffer, Billings, Montana.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 5 public bills, H.R. 5900–5904, were introduced. **Page H3577**

Additional Cosponsors: **Pages H3577–78**

Reports Filed: Reports were filed today as follows:

H. Res. 679, providing for consideration of the bill (H.R. 436) to amend the Internal Revenue Code of 1986 to repeal the excise tax on medical devices, and providing for consideration of the bill (H.R. 5882) making appropriations for the Legislative Branch for the fiscal year ending September 30,

2013, and for other purposes (H. Rept. 112–518) and

H.R. 4471, to require analyses of the cumulative impacts of certain rules and actions of the Environmental Protection Agency that impact gasoline, diesel fuel, and natural gas prices, jobs, and the economy, and for other purposes (H. Rept. 112–519).

Page H3577

Speaker: Read a letter from the Speaker wherein he appointed Representative McClintock to act as Speaker pro tempore for today.

Page H3483

Recess: The House recessed at 10:36 a.m. and reconvened at 12 noon. **Page H3486**

Chaplain: The prayer was offered by the guest chaplain, Reverend Joseph Shea, St. Rose of Lima Catholic Church, Simi Valley, California. **Pages H3486–87**

Energy and Water Development and Related Agencies Appropriations Act, 2013: The House passed H.R. 5325, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2013, by a yeas-and-nays vote of 255 yeas to 165 nays, Roll No. 342. Consideration of the measure began on Thursday, May 31st. **Pages H3489–99, H3513–26**

Rejected the Boswell 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 recorded vote of 185 yeas to 233 noes, Roll No. 341. **Pages H3524–26**

Agreed to:

Flake amendment that prohibits funds from being used by the Department of Energy to fund the Wind Powering America Initiative; **Pages H3493–94**

Stearns amendment that was debated on June 5th that prohibits funds from being used by the Department of Energy to subordinate any loan obligation to other financing in violation of section 1702 of the Energy Policy Act of 2005 or to subordinate any Guaranteed Obligation to any loan or other debt obligations in violation of section 609.10 of title 10 of the Code of Federal Regulations (by a recorded vote of 348 yeas to 60 noes, Roll No. 320); **Page H3496**

Shimkus amendment that was debated on June 5th that increases funding, by offset, for the Nuclear Regulatory Commission by \$10,000,000 (by a recorded vote of 326 yeas to 81 noes, Roll No. 321); **Pages H3496–97**

Tipton amendment that was debated on June 5th that prohibits funds from being used to conduct a survey in which money is included or provided for the benefit of the responder (by a recorded vote of 355 yeas to 51 noes, Roll No. 322); **Pages H3497–98**

Luetkemeyer amendment that was debated on June 5th that prohibits funds from being used for the study of the Missouri River Projects authorized in section 108 of the Energy and Water Development and Related Agencies Appropriations Act, 2009 (by a recorded vote of 242 yeas to 168 noes, Roll No. 323) **Page H3498**

Fortenberry amendment that was debated on June 5th that redirects \$17,319,000 in funding within Defense Nuclear Nonproliferation (by a recorded vote of 328 yeas to 89 noes, Roll No. 325);

Pages H3513–14

Reed amendment that was debated on June 5th that increases funding, by offset, for Non-Defense

Environmental Cleanup by \$36,000,000 (by a recorded vote of 223 yeas to 195 noes, Roll No. 330); and **Pages S3516–17**

Connolly amendment that was debated on June 5th that sought to reduce funding for Fossil Energy Research and Development by \$25,000,000 and apply the savings to the spending reduction account (by a recorded vote of 208 yeas to 207 noes with 1 answering “present”, Roll No. 340. Agreed by unanimous consent that the earlier roll call vote taken on the Connolly amendment be vacated). **Pages H3523–24**

Rejected:

Flake amendment that sought to prohibit funds from being used for the Batteries and Electric Drive Technology program; **Page H3493**

Rohrabacher amendment that was debated on June 5th that sought to prohibit funds from being used for the U.S. China Clean Energy Research Center (by a recorded vote of 181 yeas to 229 noes, Roll No. 319); **Pages H3495–96**

Jackson Lee (TX) amendment that was debated on June 5th that sought to increase funding, by offset, for the Army Corps of Engineers—Construction by \$10,000,000 (by a recorded vote of 150 yeas to 260 noes, Roll No. 324); **Pages H3498–99**

Jackson Lee (TX) amendment that was debated on June 5th that sought to increase funding, by offset, for Energy Efficiency and Renewable Energy by \$10,000,000 (by a recorded vote of 157 yeas to 260 noes, Roll No. 326); **Page H3514**

Kucinich amendment that was debated on June 5th that sought to prohibit funds from being used to provide new loan guarantees under section 1703 of the Energy Policy Act of 2005 and reduce the funds appropriated for the Title 17 Innovative Technology Loan Guarantee Program by \$33,000,000 (by a recorded vote of 136 yeas to 282 noes, Roll No. 328); **Pages H3515–16**

Burgess amendment (No. 9 printed in the Congressional Record of June 1, 2012) that was debated on June 5th that sought to reduce funding for Defense Nuclear Nonproliferation by \$100,000,000 and apply the savings to the spending reduction account (by a recorded vote of 168 yeas to 249 noes, Roll No. 329); **Page H3516**

Loretta Sanchez amendment that was debated on June 5th that sought to increase funding, by offset, for Defense Nuclear Nonproliferation by \$16,000,000 (by a recorded vote of 182 yeas to 237 noes, Roll No. 331); **Pages H3517–18**

Polis amendment that was debated on June 5th that sought to reduce funding for National Nuclear Security Administration Weapons Activities by \$298,221,000 and apply the savings to the spending reduction account (by a recorded vote of 138 yeas to 281 noes, Roll No. 332); **Page H3518**

Luján amendment that was debated on June 5th that sought to increase funding, by offset, for Defense Environmental Cleanup by \$21,899,000 (by a recorded vote of 174 ayes to 244 noes, Roll No. 333);

Pages H3518–19

Chabot amendment that was debated on June 5th that sought to eliminate funding for the Appalachian Regional Commission, the Delta Regional Authority, the Denali Commission, the Northern Border Regional Commission, and the Southeast Crescent Regional Commission and apply the \$99,348,000 in savings to the spending reduction account (by a recorded vote of 141 ayes to 276 noes, Roll No. 334);

Pages H3519–20

Blackburn amendment that was debated on June 5th that sought to reduce each amount made available by this Act by 1% (by a recorded vote of 157 ayes to 261 noes, Roll No. 335);

Pages H3520–21

Mulvaney amendment that was debated on June 5th that sought to reduce each amount made available by this Act by 24%, except for certain specified accounts (by a recorded vote of 125 ayes to 293 noes, Roll No. 336);

Page H3521

Flake amendment that sought to reduce each amount made available by this Act (other than an amount required to be made available by a provision of law) is hereby reduced by 0.27260690084897576 percent (by a recorded vote of 144 ayes to 274 noes, Roll No. 337);

Pages H3491–92, H3521–22

King (IA) amendment that was debated on June 5th that sought to prohibit funds from being used to implement, administer, or enforce the requirements in subchapter IV of chapter 31 of title 40, United States Code (commonly referred to as the Davis-Bacon Act) (by a recorded vote of 184 ayes to 235 noes, Roll No. 338); and

Pages H3522–23

Lummis amendment that was debated on June 5th that sought to prohibit funds from being used to plan or undertake sales or any other transfers of natural or low enriched uranium from the Department of Energy that combined exceed 1,917 metric tons of uranium as uranium hexafluoride equivalent in fiscal year 2013 (by a recorded vote of 114 ayes to 302 noes, Roll No. 339).

Page H3523

Point of Order sustained against:

DeFazio amendment that sought to prohibit funds from being used by the Assistant Secretary for Fossil Energy to implement or administer any change to the requirement in section 9.104–1(d) of title 48, Code of Federal Regulations, that to be determined responsible, a prospective contractor must have a record of satisfactory compliance with antitrust laws.

Pages H3492–93

H. Res. 667, the rule providing for consideration of the bills (H.R. 5743), (H.R. 5854), (H.R. 5855),

and (H.R. 5325), was agreed to on Thursday, May 31st.

Notice of Intent to Offer Motion: Representative Broun (GA) announced his intent to offer a motion to instruct conferees on H.R. 4348.

Page H3499

Department of Homeland Security Appropriations Act, 2013: The House began consideration of H.R. 5855, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2013. Further proceedings were postponed.

Pages H3499–H3505, H3528–75

Agreed to:

Flake amendment that increases funding, by offset, for U.S. Customs and Border Protection by \$43,000;

Pages H3528–29

Grimm amendment that increases funding, by offset, for the Urban Search and Rescue Response System by \$7,667,000;

Pages H3533–34

Runyan amendment that increases funding, by offset, for Firefighter Assistance Grants by \$5,000,000;

Pages H3535–36

Wasserman Schultz amendment that redirects \$20,000,000 in funding within Immigration and Customs Enforcement to combat child exploitation;

Pages H3542–43

Cravaack amendment that redirects \$10,000,000 in funding within the Transportation Security Administration;

Pages H3548–49

Dold amendment that increases funding, by offset, for the United States Coast Guard Operating Expenses by \$5,200,000 for Great Lakes search and rescue operations;

Pages H3550–51

Gardner amendment that makes such sums available to the Secretary of Homeland Security as may be necessary to comply with the Coast Guard's energy management requirements under section 543(f)(7) of the National Energy Conservation Policy Act;

Page H3552

Clarke (MI) amendment that increases funding, by offset, for Federal Emergency Management Agency State and Local Programs by \$10,000,000 (by a recorded vote of 211 ayes to 202 noes, Roll No. 348);

Pages H3544–45, H3568–69

Poe amendment that increases funding, by offset, for Border Security Fencing, Infrastructure, and Technology by \$10,000,000 (by a recorded vote of 302 ayes to 113 noes, Roll No. 352); and

Pages H3534–35, H3571

Bishop (UT) amendment that increases funding, by offset, for Air and Marine Interdiction, Operations, Maintenance, and Procurement by \$624,000 (by a recorded vote of 230 ayes to 186 noes, Roll No. 353).

Pages H3539–40, H3571–72

Rejected:

Polis amendment that sought to reduce funding for Immigration and Customs Enforcement by \$501,331,000 and apply the savings to the spending reduction account; **Pages H3545–46**

Broun (GA) amendment that sought to eliminate funding for the Transportation Security Administration and apply the \$5,041,230,000 to the spending reduction account; **Pages H3546–47**

Flake amendment that sought to reduce funding for Federal Emergency Management Agency State and Local Programs by \$412,908,000 and apply the savings to the spending reduction account; **Pages H3554–56**

Moore amendment that sought to increase funding, by offset, for the Office of the Secretary and Executive Management by \$3,000,000 (by a recorded vote of 154 ayes to 260 noes, Roll No. 345); **Pages H3529–30, H3566–67**

Broun (GA) amendment that sought to reduce funding in various accounts and apply the total savings of \$498,099,270 to the spending reduction account (by a recorded vote of 140 ayes to 273 noes, Roll No. 346); **Pages H3530–31, H3567**

Holt amendment that sought to increase funding, by offset, for Federal Emergency Management Agency State and Local Programs by \$50,000,000 (by a recorded vote of 173 ayes to 240 noes, Roll No. 347); **Pages H3531–32, H3567–68**

Clarke (MI) amendment that sought to increase funding, by offset, for Federal Emergency Management Agency State and Local Programs by \$10,000,000 (by a recorded vote of 159 ayes to 254 noes, Roll No. 349); **Pages H3534, H3569**

Hahn amendment that sought to increase funding, by offset, for U.S. Customs and Border Protection by \$10,000,000 (by a recorded vote of 156 ayes to 261 noes, Roll No. 350); **Pages H3537–39, H3569–70**

Hahn amendment that sought to increase funding, by offset, for Federal Emergency Management Agency State and Local Programs by \$75,000,000 (by a recorded vote of 144 ayes to 273 noes, Roll No. 351); **Pages H3556–57, H3570–71**

Loretta Sanchez amendment that sought to redirect \$40,000,000 in funding within Immigration and Customs Enforcement to combat child exploitation (by a recorded vote of 167 ayes to 249 noes, Roll No. 354); **Pages H3541–42, H3572–73**

Jackson Lee (TX) amendment that sought to increase funding, by offset, for Federal Air Marshals by \$50,000,000 (by a recorded vote of 60 ayes to 355 noes, Roll No. 355); **Pages H3549–50, H3573**

Higgins amendment that sought to increase funding, by offset, for Federal Emergency Management Agency State and Local Programs by \$58,000,000

(by a recorded vote of 150 ayes to 266 noes, Roll No. 356); and **Pages H3557–58, H3573–74**

Bishop (NY) amendment that sought to increase funding, by offset, for Research, Development, Acquisition, and Operations by \$75,000,000 (by a recorded vote of 166 ayes to 245 noes, Roll No. 357). **Pages H3559–61, H3574–75**

Point of Order sustained against:

Grijalva amendment that sought to increase funding, by offset, for U.S. Customs and Border Protection, Salaries and Expenses by \$30,000,000. **Page H3537**

H. Res. 667, the rule providing for consideration of the bills (H.R. 5743), (H.R. 5854), (H.R. 5855), and (H.R. 5325), was agreed to on Thursday, May 31st.

Motion to Instruct Conferees: The House agreed to the Flake motion to instruct conferees on H.R. 4348 by a yea-and-nay vote of 259 yeas to 154 nays, Roll No. 343. **Pages H3505–09, H3526–27**

Motion to Instruct Conferees: The House rejected the Doggett motion to instruct conferees on H.R. 4348 by a yea-and-nay vote of 192 yeas to 226 nays, Roll No. 344. **Pages H3509–13, H3527–28**

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and pass the following measures which were debated yesterday, June 5th:

Authorizing the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi: S. 363, to authorize the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi and **Page H3575**

Salmon Lake Land Selection Resolution Act: S. 292, to resolve the claims of the Bering Straits Native Corporation and the State of Alaska to land adjacent to Salmon Lake in the State of Alaska and to provide for the conveyance to the Bering Straits Native Corporation of certain other public land in partial satisfaction of the land entitlement of the Corporation under the Alaska Native Claims Settlement Act. **Page H3575**

Senate Message: Message received from the Senate today appears on page H3487.

Senate Referrals: S. 2061 was referred to the Committee on the Judiciary and S. Con. Res. 45 was held at the desk. **Page H3575**

Quorum Calls—Votes: Three yea-and-nay votes and 35 recorded votes developed during the proceedings of today and appear on pages H3495–96, H3496, H3496–97, H3497–98, H3498, H3498–99, H3513–14, H3514–15, H3515–16, H3516,

H3516–17, H3517–18, H3518, H3518–19, H3519–20, H3520–21, H3521, H3521–22, H3522–23, H3523, H3523–24, H3525–26, H3526, H3526–27, H3527–28, H3566, H3566–67, H3567–68, H3568–69, H3569, H3569–70, H3570–71, H3571, H3571–72, H3572–73, H3573, H3573–74, and H3574–75. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 11:48 p.m.

Committee Meetings

AGRICULTURE APPROPRIATIONS BILL FY 2013

Committee on Appropriations: Subcommittee on Agriculture held a markup of Agriculture Appropriations Bill FY 2013. The bill was forwarded, without amendment.

FINANCIAL SERVICES APPROPRIATIONS BILL FY 2013

Committee on Appropriations: Subcommittee on Financial Services held a markup of Financial Services Appropriations Bill FY 2013. The bill was forwarded, without amendment.

CONGRESSIONAL BUDGET OFFICE'S LONG-TERM BUDGET OUTLOOK

Committee on the Budget: Full Committee held a hearing entitled “The Congressional Budget Office’s Long-Term Budget Outlook”. Testimony was heard from Douglas Elmendorf, Director, Congressional Budget Office.

EPA ENFORCEMENT PRIORITIES AND PRACTICES

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing entitled “EPA Enforcement Priorities and Practices”. Testimony was heard from Bryan W. Shaw, Chairman, Texas Commission on Environmental Quality; Barry T. Smitherman, Chairman, Texas Railroad Commission; Stephen B. Etsitty, Executive Director, Navajo Nation Environmental Protection Agency; and public witnesses.

THE FUTURE OF AUDIO

Committee on Energy and Commerce: Subcommittee on Communication and Technology held a hearing entitled “The Future of Audio”. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Commerce, Manufacturing, and Trade began markup of H.R. 5865, the “American Manufacturing Com-

petitiveness Act of 2012”; and H.R. 5859, to repeal an obsolete provision in title 49, United States Code, requiring motor vehicle insurance cost reporting.

LEGISLATIVE MEASURE

Committee on Financial Services: Full Committee held a hearing on H.R. 4624, the “Investment Adviser Oversight Act of 2012”. Testimony was heard from public witnesses.

EXAMINATION OF THE FEDERAL RESERVE'S FINAL RULE ON THE CARD ACT'S "ABILITY TO REPAY" REQUIREMENT

Committee on Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing entitled “An Examination of the Federal Reserve’s Final Rule on the CARD Act’s ‘Ability to Repay’ Requirement”. Testimony was heard from public witnesses.

THE CASE OF AMERICAN JACOB OSTREICHER

Committee on Foreign Affairs: Subcommittee on Africa, Global Health, and Human Rights held a hearing entitled “The U.S. State Department’s Inadequate Response to Human Rights Concerns in Bolivia: The Case of American Jacob Ostreicher”. Testimony was heard from public witnesses.

U.S.-KOREA ALLIANCE

Committee on Foreign Affairs: Subcommittee on Asia and the Pacific held a hearing entitled “What’s Next for the U.S.-Korea Alliance?” Testimony was heard from Jim Zumwalt, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State; Mark Peters, Deputy Laboratory Director for Programs, Argonne National Laboratory; and public witnesses.

INVESTIGATING WASTE, FRAUD AND ABUSE IN AFGHANISTAN

Committee on Foreign Affairs: Subcommittee on Oversight and Investigations held a hearing entitled “Investigating Waste, Fraud and Abuse in Afghanistan”. Testimony was heard from John Hutton, Director, Acquisition and Sourcing Management, Government Accountability Office; Charles Johnson, Jr., Director International Affairs and Trade, Government Accountability Office; and Larry Sampler, Jr., Senior Deputy Assistant to the Administrator, Office of Afghanistan and Pakistan Affairs, U.S. Agency for International Development.

MISCELLANEOUS MEASURE AND COMMITTEE ACTIVITY REPORT

Committee on Homeland Security: Full Committee held a markup of H.R. 4251, the “SMART Port Security

Act”; and Committee Activity Report. The bill was ordered reported, as amended, and the Committee Activity Report was adopted, without amendment.

NATIONAL PREPAREDNESS REPORT: ASSESSING THE STATE OF PREPAREDNESS

Committee on Homeland Security: Subcommittee on Emergency Preparedness, Response, and Communications held a hearing “The National Preparedness Report: Assessing the State of Preparedness”. Testimony was heard from Tim Manning, Deputy Administrator, Protection and National Preparedness, Federal Emergency Management Agency, Department of Homeland Security; Stanley J. Czerwinski, Director, Intergovernmental Relations, Government Accountability Office.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Full Committee held a markup of the following measures: H.R. 4377, the “Responsibly And Professionally Invigorating Development (RAPID) Act of 2012”; H.R. 4018, the “Public Safety Officers’ Benefits Improvements Act of 2012”; H.R. 3668, the “Counterfeit Drug Penalty Enhancement Act of 2011”; H.R. 4223, the “Safe Doses Act”; H.R. 4369, the “Furthering Asbestos Claim Transparency (FACT) Act of 2012”; and H.R. 5889 the “Nuclear Terrorism Conventions Implementation and Safety of Maritime Navigation Act of 2012”. The following measures were ordered reported, as amended: H.R. 4377; H.R. 4018; H.R. 3668; and H.R. 4223. The following measure was ordered reported, without amendment: H.R. 5889. The Committee did not complete action on H.R. 4369.

LEGISLATIVE MEASURES

Committee on Natural Resources: Subcommittee on Water and Power held a hearing on the “Accelerated Revenue and Repayment Act”; and S. 997, the “East Bench Irrigation District Water Contract Extension Act”. Testimony was heard from public witnesses.

ADDRESSING CONCERNS ABOUT THE INTEGRITY OF THE DEPARTMENT OF LABOR’S JOBS REPORTING

Committee on Oversight and Government Reform: Full Committee held a hearing entitled “Addressing Concerns About the Integrity of the U.S. Department of Labor’s Jobs Reporting”. Testimony was heard from Carl Fillichio, Senior Advisor for Communications and Public Affairs, Department of Labor; John Galvin, Acting Commissioner, Bureau of Labor Statistics, Jane Oates, Assistant Secretary for Employment and Training Administration, Department of Labor; and public witnesses.

PROTECT MEDICAL INNOVATION ACT OF 2011; AND THE LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2013

Committee on Rules: Full Committee held a hearing on H.R. 436, the “Protect Medical Innovation Act of 2011”; and H.R. 5882, the “Legislative Branch Appropriations Act, 2013”. The Committee granted a closed rule for H.R. 436. The rule provides 90 minutes of debate equally divided and controlled by the chair and ranking minority member of the Committee on Ways and Means. 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 Rules Committee Print 112–23 shall be considered as adopted and 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 provides one motion to recommit with or without instructions. Testimony was heard from Representatives Boustany, Levin, Jenkins, and Paulsen.

The resolution further provides a structured rule for H.R. 5882. The rule provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill and provides that the bill shall be considered as read. The rule waives all points of order against provisions in the bill for failure to comply with clause 2 of rule XXI. The rule provides that the chair and ranking minority member or their designees may offer pro forma amendments for the purpose of debate at any time. The rule makes in order only those amendments to H.R. 5882 printed in the Rules Committee report. 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 or order against the amendments printed in the report. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Crenshaw, Honda, Flake, Scalise and Gosar.

EXAMINATION OF FAA’S LAUNCH INDEMNIFICATION PROGRAM

Committee on Science, Space, and Technology: Subcommittee on Space and Aeronautics held a hearing entitled “An Examination of FAA’s Launch Indemnification Program”. Testimony was heard from George Nield, Associate Administrator, Office of

Commercial Space Transportation, Federal Aviation Administration; Alicia Cackley, Director of Financial Markets and Community Investment Team, Government Accountability Office; and public witnesses.

UNDERSTANDING THE REAL COSTS AND BENEFITS OF ENVIRONMENTAL REGULATIONS

Committee on Science, Space, and Technology: Subcommittee on Energy and Environment held a hearing entitled “EPA’s Impact on Jobs and Energy Affordability: Understanding the Real Costs and Benefits of Environmental Regulations”. Testimony was heard from Cass Sunstein, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget, Michael Honeycutt, Chief Toxicologist, Texas Commission on Environmental Quality; and public witnesses.

SBA’S MANAGEMENT OF ITS CAPITAL ACCESS PROGRAMS

Committee on Small Business: Full Committee held a hearing entitled “SBA’s Management of its Capital Access Programs”. Testimony was heard from Karen Mills, Administrator, Small Business Administration.

THROUGH THE LOOKING GLASS: RETURN TO PPV

Committee on Veterans’ Affairs: Full Committee held a hearing entitled “Through the Looking Glass: Return to PPV”. Testimony was heard from W. Scott Gould, Deputy Secretary of Veterans Affairs, Department of Veterans Affairs; Linda A. Halliday, Assistant Inspector General for Audits and Evaluations, Office of the Inspector General, Department of Veterans Affairs; Maureen Regan, Counselor to the Inspector General, Office of Inspector General, Department of Veterans Affairs; and a public witness.

LEGISLATIVE MEASURES

Committee on Veterans’ Affairs: Subcommittee on Disability Assistance and Memorial Affairs held a hearing on the following measures: H.R. 2355, the “Hallowed Grounds Act”; H.R. 2996, the “Gulf War Syndrome ‘Presumptive Illness’ Extension Act of 2011”; H.R. 4299, the “Quality Housing for Veterans Act”; H.R. 5735, to provide for the establishment of a Tomb of Remembrance at Arlington National Cemetery for interment of cremated fragments of the remains of members of the Armed Forces killed in Afghanistan, Iraq, or a subsequent conflict when the fragments are unidentifiable by use of DNA testing or other means because of the condition of the fragments, are unclaimed, or are identified and authorized by the person designated to direct disposition of the remains for interment in such memorial; H.R. 5880, the “Veterans Disability

Examination Access Improvement Act”; H.R. 5881, the “Access to Veterans Benefits Improvement Act”; and H.R. 2720, to clarify the role of the Department of Veterans Affairs in providing a benefit or service related to the interment or funeral of a veteran, and for other purposes. Testimony was heard from the following Representatives: Stivers; Hartzler; Kissell; and Culberson; Kathryn Condon, Executive Director of Army National Cemeteries Program, Department of Defense; Thomas Murphy, Director of Compensation Service, Veterans Benefits Administration; and public witnesses.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR THURSDAY, JUNE 7, 2012

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Environment and Public Works: Subcommittee on Clean Air and Nuclear Safety, to hold hearings to examine recommendations from the Blue Ribbon Commission on America’s Nuclear Future for a consent-based approach to siting nuclear waste storage and management facilities, 10 a.m., SD-406.

Committee on Foreign Relations: Subcommittee on Western Hemisphere, Peace Corps and Global Narcotics Affairs, to hold hearings to examine countering repression and strengthening civil society in Cuba, 10:45 a.m., SD-419.

Committee on Indian Affairs: to hold an oversight hearing to examine Universal Service Fund Reform, focusing on ensuring a sustainable and connected future for native communities, 2:15 p.m., SD-628.

Committee on the Judiciary: business meeting to consider S. 250, to protect crime victims’ rights, to eliminate the substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of DNA evidence, to provide post conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases, S. 285, for the relief of Sopuruchi Chukwueke, and the nominations of Robert E. Bacharach, of Oklahoma, to be United States Circuit Judge for the Tenth Circuit, Paul William Grimm, to be United States District Judge for the District of Maryland, John E. Dowdell, to be United States District Judge for the Northern District of Oklahoma, Mark E. Walker, to be United States District Judge for the Northern District

of Florida, and Brian J. Davis, to be United States District Judge for the Middle District of Florida, 10 a.m., SD-226.

Select Committee on Intelligence, to hold closed hearings to examine certain intelligence matters, 11:30 a.m., SH-219.

Full Committee, to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

House

Committee on Appropriations, Subcommittee on Transportation, Housing and Urban Development, markup of Transportation, Housing and Urban Development Appropriations Bill, FY 2013, 10 a.m., 2358-A Rayburn.

Committee on Armed Services, Subcommittee on Military Personnel, hearing entitled "Military Resale Programs Overview", 2 p.m., 2212 Rayburn.

Committee on Education and the Workforce, Full Committee, markup of H.R. 4297, the "Workforce Investment Improvement Act of 2012", 10 a.m., 2175 Rayburn.

Committee on Energy and Commerce, Subcommittee on Commerce, Manufacturing, and Trade, continued markup of H.R. 5865, the "American Manufacturing Competitiveness Act of 2012"; and H.R. 5859, to repeal an obsolete provision in title 49, United States Code, requiring motor vehicle insurance cost reporting, 9 a.m., 2123 Rayburn.

Subcommittee on Energy and Power, markup of H.R. 4273, the "Resolving Environmental and Grid Reliability Conflicts Act of 2012"; and H.R. 5892, the "Hydropower Regulatory Efficiency Act of 2012", 10:30 a.m., 2123 Rayburn.

Committee on Financial Services, Subcommittee on Insurance, Housing and Community Opportunity, hearing entitled "Oversight of Federal Housing Administration's Multifamily Insurance Programs", 10 a.m., 2128 Rayburn.

Subcommittee on Capital Markets and Government Sponsored Enterprises, hearing entitled "Investor Protection: The Need to Protect Investors from the Government", 2 p.m., 2128 Rayburn.

Committee on Foreign Affairs, Full Committee, markup of H.R. 4405, to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, and for other gross violations of human rights in the Russian Federation, and for other purposes; H. Res. 506, calling upon the Government of Turkey to facilitate the reopening of the Ecumenical Patriarchate's Theological School of Halki without condition or further delay; H.R. 4141, to direct the Administrator of the United States Agency for International Development to take appropriate actions to improve the nutritional quality, quality control, and cost effectiveness of United States food assistance, and for other purposes; H. Res. 526, expressing the sense of the House of Representatives with respect toward the establishment of a democratic and prosperous Republic of Georgia and the establishment of a peaceful and just resolution to the conflict with Georgia's internationally recognized borders; H. Res. 583, expressing support for robust efforts by the United States to see Joseph

Kony, the leader of the Lord's Resistance Army, and his top commanders brought to justice and the group's atrocities permanently ended; and H. Res. 663, expressing support for the International Olympic Committee to recognize with a minute of silence at every future Olympics Opening Ceremony those who lost their lives at the 1972 Munich Olympics, and for other purposes, 10 a.m., 2200 Rayburn.

Committee on Homeland Security, Subcommittee on Transportation Security, hearing entitled "TSA's Efforts to Fix Its Poor Customer Service Reputation and Become a Leaner, Smarter Agency", 10:00 a.m., 311 Cannon.

Committee on the Judiciary, Full Committee, hearing entitled "Oversight of the United States Department of Justice", 9:30 a.m., 2141 Rayburn.

Committee on Natural Resources, Full Committee markup of the following measures: H.R. 1103, the "American Memorial Park Tinian Annex Act"; H.R. 1171, "Marine Debris Act Reauthorization Amendments of 2011"; H.R. 3065, the "Target Practice and Marksmanship Training Support Act"; H.R. 3100, the "San Antonio Missions National Historical Park Boundary Expansion Act"; H.R. 3210, the "RELIEF Act"; H.R. 3388, the "Wood-Pawcatuck Watershed Protection Act"; H.R. 3685, to amend the Herger-Feinstein Quincy Library Group Forest Recovery Act to extend and expand the scope of the pilot forest management project required by that Act; H.R. 3706, to create the Office of Chief Financial Officer of the Government of the Virgin Islands, and for other purposes; H.R. 4039, the "Yerington Land Conveyance and Sustainable Development Act"; H.R. 4073, to authorize the Secretary of Agriculture to accept the quitclaim, disclaimer, and relinquishment of a railroad right of way within and adjacent to Pike National Forest in El Paso County, Colorado, originally granted to the Mt. Manitou Park and Incline Railway Company pursuant to the Act of March 3, 1875; H.R. 4094, the "Preserving Access to Cape Hatteras National Seashore Recreational Area Act"; H.R. 4171, the "Freedom from Over-Criminalization and Unjust Seizures Act of 2012"; H.R. 4234, the "Grazing Improvement Act of 2012"; H.R. 4400, to designate the Salt Pond Visitor Center at Cape Cod National Seashore as the "Thomas P. O'Neill, Jr. Salt Pond Visitor Center", and for other purposes; and S. 270, the "La Pine Land Conveyance Act"; 10 a.m., 1324 Longworth.

Committee on Oversight and Government Reform, Subcommittee on Government Organization, Efficiency and Financial Management, hearing entitled "Assessing Medicare and Medicaid Program Integrity", 9:30 a.m., 2154 Rayburn.

Committee on Small Business, Subcommittee on Contracting and Workforce, hearing entitled "Scheduling Success? Issues and Opportunities for Small Businesses on the GSA Schedules", 2 p.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, Full Committee markup of the following measures: H.R. 4965, to preserve existing rights and responsibilities with respect to waters of the United States, and for other purposes; H.R. 5887, the "Coast Guard and Maritime Transportation Authorization Act of 2012"; H.R. 1171, the "Marine Debris Act Reauthorization Amendments of 2011";

H.R. 3742, to designate the United States courthouse located at 100 North Church Street in Las Cruces, New Mexico, as the “Edwin L. Mechem United States Courthouse”; H.R. 4347, to designate the United States courthouse located at 709 West 9th Street in Juneau, Alaska, as the “Robert Boochever United States Courthouse”; General Services Administration Capital Investment and

Leasing Program Resolutions; and Summary of Legislative and Oversight Activities Committee Report, 10 a.m., 2167 Rayburn.

Joint Meetings

Joint Economic Committee: To hold hearings to examine the current economic outlook, 10 a.m., SD–G50.

Next Meeting of the SENATE

9:30 a.m., Thursday, June 7

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Thursday, June 7

Senate Chamber

Program for Thursday: The Majority Leader will be recognized. The Majority Leader intends to continue consideration of the motion to proceed to consideration of S. 3240, Agriculture Reform, Food, and Jobs Act, and vote on the motion to invoke cloture on the motion to proceed to consideration of the bill at 10:30 a.m.

House Chamber

Program for Thursday: Resume consideration of H.R. 5855—Department of Homeland Security Appropriations Act, 2013.

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