

# Daily Digest

## HIGHLIGHTS

Senate agreed to the conference report to accompany H.R. 4348, Moving Ahead for Progress in the 21st Century Act.

Senate agreed to S. Con. Res. 51, Adjournment Resolution.

House passed H.R. 5972, Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2013.

House agreed to the Conference Report to accompany H.R. 4348, Surface Transportation Extension Act of 2012, Part II.

House agreed to S. Con. Res. 51, Adjournment Resolution.

## Senate

### Chamber Action

*Routine Proceedings, pages S4731–S4782*

**Measures Introduced:** Two bills and four resolutions were introduced, as follows: S. 3362–3363, S. Res. 516–518, and S. Con. Res. 51. **Page S4773**

#### Measures Reported:

S. 2239, to direct the head of each agency to treat relevant military training as sufficient to satisfy training or certification requirements for Federal licenses, with an amendment in the nature of a substitute. **Page S4773**

#### Measures Passed:

**Pilot's Bill of Rights:** Committee on Commerce, Science, and Transportation was discharged from further consideration of S. 1335, to amend title 49, United States Code, to provide rights for pilots, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S4733–35**

Reid (for Hutchison/Inhofe) Amendment No. 2489, in the nature of a substitute. **Pages S4733–35**

**Adjournment Resolution:** Senate agreed to S. Con. Res. 51, providing for a conditional adjournment or recess of the Senate and an adjournment of the House of Representatives. **Pages S4764–65**

**Highway Trust Fund:** Senate passed H.R. 6064, to provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law reauthorizing such programs. **Page S4779**

**United States-Israel Enhanced Security Cooperation Act:** Senate passed S. 2165, to enhance strategic cooperation between the United States and Israel, after agreeing to the committee amendment in the nature of a substitute. **Pages S4779–80**

**David F. Winder Department of Veterans Affairs Community Based Outpatient Clinic:** Committee on Veterans' Affairs was discharged from further consideration of S. 3238, to designate the Department of Veterans Affairs community based outpatient clinic in Mansfield, Ohio, as the David F. Winder Department of Veterans Affairs Community Based Outpatient Clinic, and the bill was then passed. **Page S4780**

**225th Anniversary of the Signing of the Constitution of the United States:** Committee on the Judiciary was discharged from further consideration of S. Res. 376, commemorating the 225th anniversary of the signing of the Constitution of the United States and recognizing the contributions of the National Society of the Sons of the American Revolution and the National Society Daughters of the American Revolution, and the resolution was then agreed to. **Pages S4780–81**

**National Infantry Museum and Soldier Center Commemorative Coin Surcharges:** Senate passed S. 3363, to provide for the use of National Infantry Museum and Soldier Center Commemorative Coin surcharges. **Page S4781**

**Veteran Skills to Jobs Act:** Senate passed S. 2239, to direct the head of each agency to treat relevant military training as sufficient to satisfy training or

certification requirements for Federal licenses, after agreeing to the committee amendment in the nature of a substitute. **Page S4781**

### Measures Considered:

**Small Business Jobs and Tax Relief Act—Cloture:** Senate began consideration of the motion to proceed to consideration of S. 2237, to provide a temporary income tax credit for increased payroll and extend bonus depreciation for an additional year.

**Pages S4731–33, S4735–64, S4765**

A motion was entered to close further debate on the motion to proceed to consideration of the bill, and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Friday, June 29, 2012, a vote on cloture will occur at approximately 2:25 p.m., on Tuesday, July 10, 2012.

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A unanimous-consent agreement was reached providing that at 2:15 p.m., on Tuesday, July 10, 2012, there be 10 minutes equally divided between the two Leaders, or their designees, prior to a vote on the motion to invoke cloture on the motion to proceed to consideration of the bill. **Page S4765**

### Conference Reports:

**Moving Ahead for Progress in the 21st Century Act—Conference Report:** By 74 yeas to 19 nays, 1 responding present (Vote No. 172), Senate agreed to the conference report to accompany H.R. 4348, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, by the order of the Senate of Friday, June 29, 2012, 60 Senators having voted in the affirmative, after agreeing to the title amendment. **Pages S4751–64**

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

By 72 yeas to 22 nays (Vote No. 169), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive paragraph 9, rule XXVIII of the Standing Rules of the Senate. Subsequently, the point of order that the conference report has not been publicly available for 48 hours and violates paragraph 9, rule XXVIII of the Standing Rules of the Senate fell.

**Page S4751**

By 66 yeas to 28 nays (Vote No. 170), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive paragraph 3, rule XXVIII of the Standing Rules of the Senate. Subsequently, the point of order that section 1538 of the conference report is a matter not committed by either House and violates rule XXVIII of the Standing Rules of the Senate fell.

**Page S4752**

By 63 yeas to 30 nays, 1 responding present (Vote No. 171), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive pursuant to section 904 of the Congressional Budget Act of 1974, the waiver provisions of applicable budget resolution, and section 4(g)(3) of the Statutory Pay-As-You-Go Act of 2010, all applicable sections of those Acts and applicable budget resolutions with respect to the conference report. Subsequently, the point of order that the bill was in violation of section 311(a)(2) of the Congressional Budget Act of 1974 fell.

**Pages S4754–55**

**Signing Authority—Agreement:** A unanimous-consent agreement was reached providing that from Friday, June 29, 2012 through Monday, July 9, 2012, the Majority Leader and Senator Cardin be authorized to sign duly enrolled bills or joint resolutions. **Page S4781**

**Authorizing Leadership to Make Appointments—Agreement:** A unanimous-consent agreement was reached providing that, notwithstanding the upcoming recess or adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. **Page S4781**

**Pro Forma Sessions—Agreement:** A unanimous-consent agreement was reached providing that when the Senate completes its business on Friday, June 29, 2012, it adjourn and convene for pro forma sessions only, with no business conducted, on the following dates and times, and that following each pro forma session, the Senate adjourn until the next pro forma session: Tuesday, July 2, 2012, at 12 p.m.; Friday, July 6, 2012, at 12 p.m., and that the Senate adjourn on Friday, July 6, 2012, until 2 p.m., on Monday, July 9, 2012, unless the Senate has received a message from the House that it has adopted S. Con. Res. 51, which is the adjournment resolution, and if the Senate has received such a message, the Senate adjourn until Monday, July 9, 2012 at 2 p.m., under the provisions of S. Con. Res. 51. **Page S4782**

**Messages from the President:** Senate received the following messages from the President of the United States:

Transmitting, pursuant to law, the notification of the President's intent to terminate the designations of Gibraltar and the Turks and Caicos Islands as

beneficiary developing countries under the Generalized System of Preferences (GSP) program; which was referred to the Committee on Finance. (PM-53)

**Page S4770**

Transmitting, pursuant to law, the notification of the President's intent to add the Republic of Senegal to the list of least-developed beneficiary developing countries under the Generalized System of Preferences (GSP) program; which was referred to the Committee on Finance. (PM-54)

**Page S4770**

**Fowlkes Nomination—Agreement:** A unanimous-consent-time agreement was reached providing that at 11:30 a.m., on Tuesday, July 10, 2012, Senate begin consideration of the nomination of John Thomas Fowlkes, Jr., of Tennessee, to be United States District Judge for the Western District of Tennessee; that there be 30 minutes for debate equally divided in the usual form; that upon the use or yielding back of time, Senate vote, without intervening action or debate, on confirmation of the nomination; and that no further motions be in order.

**Page S4765**

**Nominations Confirmed:** Senate confirmed the following nominations:

Kamilah Oni Martin-Proctor, of the District of Columbia, to be a Member of the National Council on Disability for a term expiring September 17, 2014.

Grande Lum, of California, to be Director, Community Relations Service, for a term of four years.

Larry V. Hedges, of Illinois, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2015.

Deborah J. Jeffrey, of the District of Columbia, to be Inspector General, Corporation for National and Community Service. (Prior to this action, Committee on Homeland Security and Governmental Affairs was discharged from further consideration.)

Sara A. Gelser, of Oregon, to be a Member of the National Council on Disability for a term expiring September 17, 2014.

Jamie A. Hainsworth, of Rhode Island, to be United States Marshal for the District of Rhode Island for the term of four years.

Edward M. Alford, of Virginia, to be Ambassador to the Republic of The Gambia.

Peter William Bodde, of Maryland, to be Ambassador to the Federal Democratic Republic of Nepal.

Piper Anne Wind Campbell, of the District of Columbia, to be Ambassador to Mongolia.

Dorothea-Maria Rosen, of California, to be Ambassador to the Federated States of Micronesia.

Mark L. Asquino, of the District of Columbia, to be Ambassador to the Republic of Equatorial Guinea.

Susanna Loeb, of California, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring March 15, 2016.

John S. Leonardo, of Arizona, to be United States Attorney for the District of Arizona for the term of four years.

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.

Patrick A. Miles, Jr., of Michigan, to be United States Attorney for the Western District of Michigan for the term of four years.

Douglas M. Griffiths, of Texas, to be Ambassador to the Republic of Mozambique.

Jay Nicholas Anania, of Maryland, to be Ambassador to the Republic of Suriname.

Susan Marsh Elliott, of Florida, to be Ambassador to the Republic of Tajikistan.

Richard L. Morningstar, of Massachusetts, to be Ambassador to the Republic of Azerbaijan.

Kristine L. Svinicki, of Virginia, to be a Member of the Nuclear Regulatory Commission for the term of five years expiring June 30, 2017.

Derek J. Mitchell, of Connecticut, to be Ambassador to the Union of Burma. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Allison M. Macfarlane, of Maryland, to be a Member of the Nuclear Regulatory Commission for the remainder of the term expiring June 30, 2013.

1 Air Force nomination in the rank of general.

8 Coast Guard nominations in the rank of admiral. (Prior to this action, Committee on Commerce, Science, and Transportation was discharged from further consideration.)

Routine lists in the Coast Guard, and National Oceanic and Atmospheric Administration. (Prior to this action, Committee on Commerce, Science, and Transportation was discharged from further consideration.)

**Pages S4765-66, S4782**

**Messages from the House: Page S4771**

**Measures Referred: Page S4771**

**Measures Placed on the Calendar: Page S4771**

**Measures Read the First Time: Pages S4771, S4781**

**Executive Communications: Pages S4771-73**

**Executive Reports of Committees: Page S4773**

**Additional Cosponsors: Pages S4773-74**

**Statements on Introduced Bills/Resolutions:****Pages S4775–77****Additional Statements:****Pages S4769–70****Amendments Submitted:****Pages S4777–78****Notices of Hearings/Meetings:****Page S4779****Authorities for Committees to Meet: Page S4779**

**Record Votes:** Four record votes were taken today. (Total—172) **Pages S4751–52, S4754–55, S4759**

**Adjournment:** Senate convened at 10 a.m. and adjourned, pursuant to the provisions of S. Con. Res. 51, at 4:04 p.m., until 2 p.m. on Monday, July 9, 2012. (For Senate's program, see the remarks of the Major Leader in today's Record on page S4782.)

## *Committee Meetings*

*(Committees not listed did not meet)*

### **BUSINESS MEETING**

*Committee on Finance:* Committee ordered favorably reported the nominations of Mark J. Mazur, of New Jersey, and Matthew S. Rutherford, of Illinois, both to be an Assistant Secretary of the Treasury, and Meredith M. Broadbent, of Virginia, to be a Member of the United States International Trade Commission.

### **BUSINESS MEETING**

*Committee on Homeland Security and Governmental Affairs:* Committee ordered favorably reported the following business items:

S. 2178, to require the Federal Government to expedite the sale of underutilized Federal real property, with an amendment in the nature of a substitute;

S. 2170, to amend the provisions of title 5, United States Code, which are commonly referred to as the "Hatch Act" to eliminate the provision preventing certain State and local employees from seeking elective office, clarify the application of certain provisions to the District of Columbia, and modify the penalties which may be imposed for certain violations under subchapter III of chapter 73 of that title, with an amendment in the nature of a substitute;

S. 2234, to prevent human trafficking in government contracting, with an amendment;

S. 2239, to direct the head of each agency to treat relevant military training as sufficient to satisfy training or certification requirements for Federal licenses, with an amendment in the nature of a substitute;

H.R. 915, to establish a Border Enforcement Security Task Force program to enhance border security by fostering coordinated efforts among Federal, State, and local border and law enforcement officials to protect United States border cities and communities from trans-national crime, including violence associated with drug trafficking, arms smuggling, illegal alien trafficking and smuggling, violence, and kidnapping along and across the international borders of the United States, with an amendment in the nature of a substitute; and

S. 3315, to repeal or modify certain mandates of the Government Accountability Office, with an amendment.

# House of Representatives

## *Chamber Action*

**Public Bills and Resolutions Introduced:** 20 public bills, H.R. 6059–6078; and 8 resolutions, H.J. Res. 114; H. Con. Res. 130; and H. Res. 718–723 were introduced. **Pages H4654–55**

**Additional Cosponsors:** **Pages H4656–57**

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

Third Semiannual Report on the Activity of the Committee on Financial Services for the 112th Congress (H. Rept. 112–559);

Semi-Annual Report of the Activity of the House Permanent Select Committee on Intelligence for the 112th Congress (H. Rept. 112–560);

Activity Report of the Committee on Energy and Commerce (H. Rept. 112–561);

Third Semi-annual Activity Report of the Committee on the Judiciary of the United States House of Representatives for the Period January 5, 2011 through May 31, 2012 (H. Rept. 112–562);

H.R. 5892, to improve hydropower, and for other purposes (H. Rept. 112–563);

H. Con. Res. 127, expressing the sense of Congress regarding actions to preserve and advance the multistakeholder governance model under which the Internet has thrived (H. Rept. 112–564);

H.R. 1588, to amend the Consumer Credit Protection Act to assure meaningful disclosures of the terms of rental-purchase agreements, including disclosures of all costs to consumers under such agreements, to provide certain substantive rights to consumers under such agreements, and for other purposes, with an amendment (H. Rept. 112–565);

H.R. 3128, to amend the Dodd-Frank Wall Street Reform and Consumer Protection Act to adjust the date on which consolidated assets are determined for purposes of exempting certain instruments of smaller institutions from capital deductions (H. Rept. 112–566);

Survey of Activities for the House Committee on Rules For The Third Quarter of the 112th Congress (H. Rept. 112–567);

Third Semiannual Activities of the Committee on Oversight and Government Reform for the 112th Congress (H. Rept. 112–568);

Report on the Activities of the Committee on Education and the Workforce (H. Rept. 112–569);

Committee on Appropriations House of Representatives Semiannual Report of Committee Activities 112th Congress (H. Rept. 112–570);

Third Semiannual Report on the Activities of the Committee on House Administration During the 112th Congress (H. Rept. 112–571);

Report on Legislative and Oversight Activities of the Committee on Natural Resources During the 112th Congress (H. Rept. 112–572);

Summary on the Activities of the Committee on Transportation and Infrastructure for the 112th Congress (H. Rept. 112–573);

Third Semiannual Report on Activities During the 112th Congress (H. Rept. 112–574);

Third Semiannual Report on the Activities of the Committee on Armed Services for the 112th Congress (H. Rept. 112–575); and

H.R. 4367, to amend the Electronic Fund Transfer Act to limit the fee disclosure requirement for an automatic teller machine to the screen of that machine (H. Rept. 112–576). **Pages H4653–54**

**Privileged Resolution:** Representative Jackson Lee (TX) rose to a question of the privileges of the House and submitted a privileged resolution. Upon examination of the resolution, the Chair determined that the resolution qualified. Subsequently, the House agreed to the Webster motion to table H. Res. 718, raising a question of the privileges of the House, by a ye-and-nay vote of 259 yeas to 161 nays, Roll No. 443. **Pages H4614–15**

**Surface Transportation Extension Act of 2012, Part II—Conference Report:** The House agreed to the conference report to accompany H.R. 4348, to provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law reauthorizing such programs, by a ye-and-nay vote of 373 yeas to 52 nays, Roll No. 451.

**Pages H4609–14, H4615–16, H4616–30, H4636**

H. Res. 717, the rule providing for consideration of the conference report, was agreed to by a ye-and-nay vote of 244 yeas to 176 nays, Roll No. 444, after the previous question was ordered without objection. **Pages H4609–14, H4615–16**

**Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2013:** The House passed H.R. 5972, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2013, by a ye-and-nay vote of 261 yeas to 163 nays, Roll No. 450. Consideration of the measure began on Tuesday, June 26th. **Pages H4630–35**

Rejected the Barber 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 188 ayes to 233 noes, Roll No. 449. **Pages H4633–35**

Agreed to:

Landry amendment that was debated on June 27th that prohibits funds from being used to promulgate or implement any regulations that would mandate global positioning system tracking, electronic on-board recording devices, or event data recorders in passenger or commercial motor vehicles (agreed by unanimous consent that the earlier request for a recorded vote be vacated to the end that the Chair put the question de novo); **Page H4630**

McClintock amendment (No. 13 printed in the Congressional Record of June 26, 2012) that was debated on June 27th that prohibits funds from being used for the Third Street Light Rail Phase 2 Central Subway project in San Francisco, California (by a recorded vote of 235 ayes to 186 noes, Roll No. 446); **Page H4631**

Lankford amendment that was debated on June 27th that prohibits funds from being used to pay the salary of any officer or employee of the Federal Highway Administration to implement, administer, or enforce the Migratory Bird Treaty Act with respect to the cliff swallow or barn swallow (by a recorded vote of 234 ayes to 191 noes, Roll No. 447); and **Pages H4632–33**

Denham amendment (No. 9 printed in the Congressional Record of June 26, 2012) that was debated on June 27th that prohibits funds from being used for high-speed rail in the State of California or for the California High-Speed Rail Authority (by a recorded vote of 239 ayes to 185 noes, Roll No. 448). **Page H4633**

Rejected:

Blackburn amendment that was debated on June 27th that sought to reduce each amount made available by this Act by 1% (by a recorded vote of 166 ayes to 254 noes, Roll No. 445). **Pages H4630–31**

H. Res. 697, the rule providing for consideration of the bill, was agreed to on June 26th.

*Temporary Surface Transportation Extension Act of 2012:* The House agreed by unanimous consent to discharge the committees of referral and pass H.R. 6064, to provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law reauthorizing such programs. **Pages H4637–41**

**Announcement from the Chair:** The Chair announced to the House that, pursuant to H. Res. 711, the Speaker has certified to the United States

Attorney for the District of Columbia the refusal of Eric H. Holder, Jr., to produce certain papers before the Committee on Oversight and Government Reform. **Page H4652**

**Recess:** The House recessed at 3:34 p.m. and reconvened at 4:05 p.m. **Page H4652**

**Adjournment Resolution:** The House agreed to S. Con. Res. 51, providing for a conditional adjournment or recess of the Senate and an adjournment of the House of Representatives. **Page H4652**

**Presidential Messages:** Read a message from the President wherein he notified the Congress of his intent to add the Republic of Senegal to the list of least-developed beneficiary developing countries under the Generalized System of Preferences program—referred to the Committee on Ways and Means and ordered to be printed (H. Doc. 112–120). **Page H4652**

Read a message from the President wherein he notified the Congress of his intent to terminate the designations of Gibraltar and the Turks and Caicos Islands as beneficiary developing countries under the Generalized System of Preferences program—referred to the Committee on Ways and Means and ordered to be printed (H. Doc. 112–121). **Pages H4652–53**

**Senate Messages:** Messages received from the Senate today appear on page H4652 .

**Senate Referral:** S. 1335 was referred to the Committee on Transportation and Infrastructure. **Page H4653**

**Quorum Calls—Votes:** Four yea-and-nay votes and five recorded votes developed during the proceedings of today and appear on pages H4615, H4615–16, H4630–31, H4631, H4632, H4633, H4634–35, H4635 and H4636. There were no quorum calls.

**Adjournment:** The House met at 9 a.m. and at 4:12 p.m., pursuant to S. Con. Res. 51, the House stands adjourned until 2 p.m. on Monday, July 9, 2012.

## Committee Meetings

### NATIONAL SECURITY FORCES: RESOURCES, STRATEGY, AND TIMETABLE FOR SECURITY LEAD TRANSITION EXPERT ASSESSMENTS

*Committee on Armed Services:* Subcommittee on Oversight and Investigation held a hearing on National Security Forces: Resources, Strategy, and Timetable for Security Lead Transition Expert Assessments. Testimony was heard from public witnesses.

**AMERICAN ENERGY INITIATIVE: A FOCUS ON EPA'S GREENHOUSE GAS REGULATIONS**

*Committee on Energy and Commerce:* Subcommittee on Energy and Power held a hearing entitled “The American Energy Initiative: A Focus on EPA’s Greenhouse Gas Regulations”. Testimony was heard from Gina McCarthy, Assistant Administrator for Air and Radiation, Environmental Protection Agency.

**THE FUTURE OF MONEY: WHERE DO MOBILE PAYMENTS FIT IN THE CURRENT REGULATORY STRUCTURE**

*Committee on Financial Services:* Subcommittee on Financial Institutions and Consumer Credit held a hearing entitled “The Future of Money: Where Do Mobile Payments Fit in the Current Regulatory Structure?”. Testimony was heard from Stephanie Martin, Associate General Counsel, Board of Governors, Federal Reserve System; and a public witness.

**TUAREG REVOLT AND THE MALI COUP**

*Committee of Foreign Affairs:* Subcommittee on Africa, Global Health, and Human Rights held a hearing entitled “The Tuareg Revolt and the Mali Coup”.

Testimony was heard from Johnnie Carson, Assistant Secretary of State, Bureau of African Affairs, Department of State; Earl Gast, Assistant Administrator, Bureau for Africa, U.S. Agency for International Development; and public witnesses.

**MISCELLANEOUS MEASURES**

*Committee on Veterans' Affairs:* Subcommittee on Health held a markup of H.R. 3337, the “Open Burn Pit Registry Act of 2011”; and H.R. 4079, the “Safe Housing for Homeless Veterans Act”. H.R. 3337 and H.R. 4079 were forwarded, as amended.

*Joint Meetings*

No joint committee meetings were held.

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**COMMITTEE MEETINGS FOR MONDAY,  
JULY 9, 2012**

*(Committee meetings are open unless otherwise indicated)*

**Senate**

No meetings/hearings scheduled.

**House**

No hearings are scheduled.

Next Meeting of the SENATE

2 p.m., Monday, July 9

Senate Chamber

Program for Monday: The Majority Leader will be recognized.

Next meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Monday, July 9

House Chamber

Program for Monday: To be announced.

## Extensions of Remarks, as inserted in this issue

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