

# Daily Digest

## HIGHLIGHTS

See Résumé of Congressional Activity.

## Senate

### Chamber Action

*Routine Proceedings, pages S12019–S12092*

**Measures Introduced:** Three bills and one resolution were introduced, as follows: S. 2820–2822, and S. Res. 365. **Page S12070**

#### Measures Passed:

*Persecution of the Baha'i Minority in Iran:* Committee on Foreign Relations was discharged from further consideration of S. Res. 71, condemning the Government of Iran for its state-sponsored persecution of the Baha'i minority in Iran and its continued violation of the International Covenants on Human Rights, and the resolution was then agreed to, after agreeing to the following amendments proposed thereto: **Pages S12088–89**

Durbin (for Wyden) Amendment No. 2796, in the nature of a substitute. **Page S12088**

Durbin (for Wyden) Amendment No. 2797, to amend the preamble. **Page S12088**

*Wreaths Across America Day:* Committee on the Judiciary was discharged from further consideration of S. Res. 358, designating December 12, 2009, as "Wreaths Across America Day", and the resolution was then agreed to. **Page S12089**

*50th Anniversary of the Signing of the Antarctic Treaty:* Senate agreed to S. Res. 365, recognizing the 50th anniversary of the signing of the Antarctic Treaty. **Page S12089**

#### Measures Considered:

**Service Members Home Ownership Tax Act—Agreement:** Senate continued consideration of H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, taking action on the following amendments proposed thereto:

**Pages S12021–31, S12033–66**

#### Pending:

Reid Amendment No. 2786, in the nature of a substitute. **Pages S12021–31, S12033–66**

Mikulski Amendment No. 2791 (to Amendment No. 2786), to clarify provisions relating to first dollar coverage for preventive services for women.

**Pages S12021, S12058–66**

McCain motion to commit the bill to the Committee on Finance, with instructions. **Page S12021**

A unanimous-consent-time agreement was reached providing for further consideration of the bill at approximately 9:30 a.m., on Wednesday, December 2, 2009, for debate only, with no amendments or motions in order, and that the time until 11:30 a.m. be equally divided; with alternating blocks of time with the Republicans controlling the first 30 minutes; the Majority controlling the second 30 minutes. **Page S12090**

**Executive Reports of Committees:** Senate received the following executive report of a committee:

Report to accompany Protocol Amending Tax Convention with France (Treaty Doc. 111–4) (Ex. Rept. 111–1). **Pages S12069–70**

**Nomination Confirmed:** Senate confirmed the following nomination:

By unanimous vote of 97 yeas (Vote No. EX. 354), Jacqueline H. Nguyen, of California, to be United States District Judge for the Central District of California. **Pages S12031–33, S12092**

**Executive Reports of Committees:** **Pages S12069–70**

**Additional Cosponsors:** **Pages S12070–71**

**Statements on Introduced Bills/Resolutions:** **Pages S12071–72**

**Amendments Submitted:** **Pages S12072–87**

**Notices of Hearings/Meetings:** **Pages S12087–88**

**Authorities for Committees to Meet:** **Page S12088**

**Privileges of the Floor:** **Page S12088**

**Record Votes:** One record vote was taken today. (Total—354) **Pages S12032–33**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 8:14 p.m., until 9:30 a.m. on Wednesday, December 2, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S12090.)

## Committee Meetings

*(Committees not listed did not meet)*

### PILOT FATIGUE AND AVIATION SAFETY

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation Operations, Safety, and Security concluded a hearing to examine aviation safety, focusing on pilot fatigue, after receiving testimony from Margaret Gilligan, Associate Administrator for Aviation Safety, Federal Aviation Administration; Basil J. Barimo, Air Transport Association of America, Inc., and John Prater, Air Line Pilots Association, International, both of Washington, D.C.; and William R. Voss, Flight Safety Foundation, Alexandria, Virginia.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nomination of Rajiv J. Shah, of Washington, to be Administrator of the United States Agency for International Development, after the nominee, who was introduced by Senator Murray, testified and answered questions in his own behalf.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Anne Slaughter Andrew, of Indiana, to be Ambassador to the Republic of Costa Rica, David Daniel Nelson, of Minnesota, to be Ambassador to the Oriental Repub-

lic of Uruguay, who was introduced by Senator Klobuchar, Betty E. King, of New York, to be Representative of the United States of America to the Office of the United Nations and Other International Organizations in Geneva, with the rank of Ambassador, and Laura E. Kennedy, of New York, for the rank of Ambassador during her tenure of service as United States Representative to the Conference on Disarmament, and Eileen Chamberlain Donahoe, of California, for the rank of Ambassador during her tenure of service as the United States Representative to the U.N. Human Rights Council, who were both introduced by Senator Gillibrand, all of the Department of State, after the nominees testified and answered questions in their own behalf.

### BUSINESS MEETING

*Committee on Homeland Security and Governmental Affairs:* Committee ordered favorably reported the nomination of Alan C. Kessler, of Pennsylvania, to be a Governor of the United States Postal Service.

### NOMINATION

*Committee on the Judiciary:* Committee concluded a hearing to examine the nomination of O. Rogeriee Thompson, of Rhode Island, to be United States Circuit Judge for the First Circuit, after the nominee, who was introduced by Senator Reed, testified and answered questions in her own behalf.

### NOMINATIONS

*Select Committee on Intelligence:* Committee concluded a hearing to examine the nominations of Philip S. Goldberg, of the District of Columbia, to be Assistant Secretary of State for Intelligence and Research, and Caryn A. Wagner, of Virginia, to be Under Secretary of Homeland Security for Intelligence and Analysis, after the nominees testified and answered questions in their own behalf.

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# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 10 public bills, H.R. 4159–4168; and 3 resolutions, H. Con. Res. 216 and H. Res. 939–940, were introduced. **Pages H13385–86**

**Additional Cosponsors:** **Pages H13386–87**

**Reports Filed:** A report was filed on November 19, 2009 as follows:

H.R. 2194, to amend the Iran Sanctions Act of 1996 to enhance United States diplomatic efforts with respect to Iran by expanding economic sanctions against Iran, with an amendment (H. Rept. 111–342, Pt. 1).

Reports were filed today as follows:

H.R. 3029, to establish a research, development, and technology demonstration program to improve the efficiency of gas turbines used in combined cycle

power generation systems, with an amendment (H. Rept. 111–343);

H.R. 3598, to ensure consideration of water intensity in the Department of Energy's energy research, development, and demonstration programs to help guarantee efficient, reliable, and sustainable delivery of energy and water resources, with an amendment (H. Rept. 111–344);

H.R. 3963, to provide specialized training to Federal air marshals (H. Rept. 111–345);

H.R. 3980, to provide for identifying and eliminating redundant reporting requirements and developing meaningful performance metrics for homeland security preparedness grants (H. Rept. 111–346); and

H. Res. 28, expressing the sense of the House of Representatives that the Transportation Security Administration should, in accordance with the congressional mandate provided for in the Implementing Recommendations of the 9/11 Commission Act of 2007, enhance security against terrorist attack and other security threats to our Nation's rail and mass transit lines, with amendments (H. Rept. 111–347).

**Page H13385**

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Jackson (IL) to act as Speaker pro tempore for today.

**Page H13357**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

*Congratulating the Warner Robins Little League softball team from Warner Robins, Georgia, on winning the 2009 Little League Softball World Series:* H. Res. 742, to congratulate the Warner Robins Little League softball team from Warner Robins, Georgia, on winning the 2009 Little League Softball World Series;

**Pages H13360–61**

*Clyde L. Hillhouse Post Office Building Designation Act:* H.R. 3667, to designate the facility of the United States Postal Service located at 16555 Springs Street in White Springs, Florida, as the "Clyde L. Hillhouse Post Office Building", by a  $\frac{2}{3}$  recorded vote of 386 ayes with none voting "no", Roll No. 913;

**Pages H13363–64, H13374**

*Supporting the goals and ideals of National Ovarian Cancer Awareness Month:* H. Res. 727, amended, to support the goals and ideals of National Ovarian Cancer Awareness Month, by a  $\frac{2}{3}$  yeas-and-nays vote of 385 yeas with none voting "nay", Roll No. 912;

**Pages H13364–66, H13373**

Agreed to amend the title so as to read: "Expressing support for greater awareness of ovarian cancer."

**Page H13373**

*Honoring the life of Frank McCourt for his many contributions to American literature, edu-*

*cation, and culture:* H. Res. 743, to honor the life of Frank McCourt for his many contributions to American literature, education, and culture;

**Pages H13366–68**

*Establishing a research, development, and technology demonstration program to improve the efficiency of gas turbines used in combined cycle power generation systems:* H.R. 3029, amended, to establish a research, development, and technology demonstration program to improve the efficiency of gas turbines used in combined cycle power generation systems, by a  $\frac{2}{3}$  yeas-and-nays vote of 266 yeas to 118 nays, Roll No. 911; and

**Pages H13368–70, H13372**

Agreed to amend the title so as to read: "To establish a research, development, and technology demonstration program to improve the efficiency of gas turbines used in combined cycle and simple cycle power generation systems."

**Page H13372**

*Energy and Water Research Integration Act:* H.R. 3598, amended, to ensure consideration of water intensity in the Department of Energy's energy research, development, and demonstration programs to help guarantee efficient, reliable, and sustainable delivery of energy and water resources.

**Pages H13370–72**

**Suspension—Proceedings Postponed:** The House debated the following measure under suspension of the rules. Further proceedings were postponed:

*George Kell Post Office Designation Act:* H.R. 3634, to designate the facility of the United States Postal Service located at 109 Main Street in Swifton, Arkansas, as the "George Kell Post Office".

**Pages H13361–63**

**Recess:** The House recessed at 3:38 p.m. and reconvened at 6:30 p.m.

**Page H13372**

**Moment of Silence:** The House observed a moment of silence in honor of four Lakewood, Washington police officers slain on Sunday, November 29, 2009.

**Pages H13372–73**

**Senate Messages:** Messages received from the Senate by the Clerk and subsequently presented to the House today appear on pages H13357 and H13359–60.

**Senate Referrals:** S. 1472 was held at the desk.

**Quorum Calls—Votes:** Two yeas-and-nays votes and one recorded vote developed during the proceedings of today and appear on pages H13372, H13373, and H13374. There were no quorum calls.

**Adjournment:** The House met at 2 p.m. and adjourned at 8:50 p.m.

## Committee Meetings

No committee meetings were held.

## Joint Meetings

No joint committee meetings were held.

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### COMMITTEE MEETINGS FOR WEDNESDAY, DECEMBER 2, 2009

(Committee meetings are open unless otherwise indicated)

#### Senate

*Committee on Agriculture, Nutrition, and Forestry:* to hold hearings to examine over-the-counter (OTC) derivatives reform and addressing systemic risk, 9:30 a.m., SH-216.

*Committee on Armed Services:* to hold hearings to examine Afghanistan, 9 a.m., SD-106.

*Committee on Commerce, Science, and Transportation:* to hold hearings to examine transportation security challenges post-9/11, 10 a.m., SR-253.

*Committee on Energy and Natural Resources:* to hold hearings to examine policy options for reducing greenhouse gas emissions, 10 a.m., SD-366.

*Committee on Environment and Public Works:* with the Subcommittee on Superfund, Toxics and Environmental Health, to hold an oversight hearing to examine the Federal Toxic and Substances Control Act, 2:30 p.m., SD-406.

*Committee on Homeland Security and Governmental Affairs:* Ad Hoc Subcommittee on Disaster Recovery, to hold hearings to examine disaster case management, focusing on developing a comprehensive national program focused on outcomes, 2:30 p.m., SD-342.

*Committee on the Judiciary:* to hold hearings to examine the Supreme Court, focusing on Americans' access to courts, 10 a.m., SD-226.

#### House

*Committee on Agriculture,* Subcommittee on Conservation, Credit, Energy, and Research, hearing to review the potential economic impacts of climate change on the farm sector, 10 a.m., 1300 Longworth.

*Committee on Armed Services,* hearing on assessing the Guam war claims process, 1 p.m., HVC.

Subcommittee on Readiness and the Subcommittee on Military Personnel, joint hearing on The New Walter Reed: Are We on the Right Track? 10 a.m., 210 HVC.

*Committee on Education and Labor,* Subcommittee on Health, Employment, Labor and Pensions, hearing on Examining the Delphi Bankruptcy's Impact on Workers and Retirees, 10:30 a.m., 2175 Rayburn.

*Committee on Energy and Commerce,* Subcommittee on Energy and Environment, hearing on Impacts of H.R. 3795, Over-the-Counter Derivatives Markets Act of 2009, on Energy Markets, 1 p.m., 2322 Rayburn.

Subcommittee on Health, hearing entitled "Breast Cancer Screening Recommendations." 10 a.m., 2123 Rayburn.

*Committee on Financial Services,* to continue markup of the following bills: H.R. 3996, Financial Stability Improvement Act of 2009; and H.R. 2609, Federal Insurance Office Act of 2009, 9:30 a.m., followed by a hearing entitled "FY09 FHA Actuarial Report," 1 p.m., 2128 Rayburn.

*Committee on Foreign Affairs,* hearing on U.S. Strategy in Afghanistan, 1:30 p.m., 2172 Rayburn.

*Committee on the Judiciary,* to mark up the following bills: H.R. 3996, Financial Stability Improvement Act of 2009; H.R. 1064, Youth Prison Reduction through Opportunities, Mentoring, Intervention, Support, and Education Act; H.R. 3190, Discount Pricing Consumer Protection Act of 2009; and H.R. 569, Equal Justice for Our Military Act of 2009, 10:15 a.m., 2141 Rayburn.

*Committee on Natural Resources,* hearing on H.R. 725, Indian Arts and Crafts Amendments Act of 2009, 10 a.m., 1324 Longworth.

*Committee on Oversight and Government Reform,* hearing entitled "Will Arbitron's Personal People Meter Silence Minority Owned Radio Stations?" 10 a.m., 2154 Rayburn.

Subcommittee on Information Policy, Census, and National Archives, hearing entitled "The 2010 Census: How Complete Count Committees, Local Governments, Philanthropic Organizations, Not-for-Profits, and the Business Community Can Contribute to a Successful Census," 2 p.m., 2154 Rayburn.

*Committee on Rules,* to consider H.R. 4154, Permanent Estate Tax Relief for Families, Farmers, and Small Businesses Act of 2009, 4 p.m., H-313 Capitol.

*Committee on Science and Technology,* Subcommittee on Space and Aeronautics, hearing on Ensuring the Safety of Human Space Flight, 10 a.m., 2318 Rayburn.

*Committee on Transportation and Infrastructure,* Subcommittee on Aviation, hearing on Commercial Space Transportation, 10 a.m., 2167 Rayburn.

Subcommittee on Economic Development, Public Buildings, and Emergency Management, hearing on Stimulus Tracking #4: Ensuring Money Means Security When Building GSA Border Stations To Protect the U.S.A., 2 p.m., 2167 Rayburn.

*Committee on Veterans' Affairs,* hearing on VA Health Care Funding: Appropriations to Programs, 10 a.m., 334 Cannon.

*Select Committee on Energy Independence and Global Warming,* hearing entitled "The Administration's View on the State of Climate Science," 10 a.m., B-318 Rayburn.

#### Joint Meetings

*Joint Economic Committee:* to hold hearings to examine unregulated markets, focusing on regulatory reform in the financial sector, 10:30 a.m., 210 Cannon Building.

# Résumé of Congressional Activity

## FIRST SESSION OF THE ONE HUNDRED ELEVENTH CONGRESS

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

### EXECUTIVE DATA ON LEGISLATIVE ACTIVITY

January 6 through November 30, 2009

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session .....	167	146	..
Time in session .....	1,217 hrs., 13'	1,151 hrs., 35'	..
Congressional Record:			
Pages of proceedings .....	12,017	13,356	..
Extensions of Remarks .....	..	2,840	..
Public bills enacted into law .....	30	67	..
Private bills enacted into law .....	..	..	..
Bills in conference .....	4	4	..
Measures passed, total .....	441	880	1,321
Senate bills .....	65	32	..
House bills .....	81	342	..
Senate joint resolutions .....	5	4	..
House joint resolutions .....	5	7	..
Senate concurrent resolutions .....	22	11	..
House concurrent resolutions .....	28	58	..
Simple resolutions .....	235	426	..
Measures reported, total .....	*169	*324	493
Senate bills .....	97	1	..
House bills .....	36	203	..
Senate joint resolutions .....	1	..	..
House joint resolutions .....	..	..	..
Senate concurrent resolutions .....	4	..	..
House concurrent resolutions .....	1	8	..
Simple resolutions .....	30	112	..
Special reports .....	22	8	..
Conference reports .....	..	10	..
Measures pending on calendar .....	125	50	..
Measures introduced, total .....	3,241	5,364	8,605
Bills .....	2,809	4,150	..
Joint resolutions .....	21	61	..
Concurrent resolutions .....	47	215	..
Simple resolutions .....	364	938	..
Quorum calls .....	3	2	..
Yea-and-nay votes .....	353	490	..
Recorded votes .....	..	418	..
Bills vetoed .....	..	..	..
Vetoes overridden .....	..	..	..

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 6 through November 30, 2009

Civilian nominations, totaling 633, disposed of as follows:	
Confirmed .....	421
Unconfirmed .....	199
Withdrawn .....	13
Other Civilian nominations, totaling 2,403, disposed of as follows:	
Confirmed .....	1,938
Unconfirmed .....	465
Air Force nominations, totaling 7,113, disposed of as follows:	
Confirmed .....	5,872
Unconfirmed .....	1,241
Army nominations, totaling 7,151, disposed of as follows:	
Confirmed .....	6,505
Unconfirmed .....	646
Navy nominations, totaling 4,440, disposed of as follows:	
Confirmed .....	4,376
Unconfirmed .....	64
Marine Corps nominations, totaling 1,482, disposed of as follows:	
Confirmed .....	1,480
Unconfirmed .....	2
<i>Summary</i>	
Total nominations carried over from the First Session .....	0
Total nominations received this Session .....	23,222
Total confirmed .....	20,592
Total unconfirmed .....	2,617
Total withdrawn .....	13
Total returned to the White House .....	0

\*These figures include all measures reported, even if there was no accompanying report. A total of 100 written reports have been filed in the Senate, 341 reports have been filed in the House.

*Next Meeting of the SENATE*

9:30 a.m., Wednesday, December 2

## Senate Chamber

**Program for Wednesday:** Senate will continue consideration of H.R. 3590, Service Members Home Ownership Tax Act.

(Senate will recess from 11:30 a.m. until 12:30 p.m.)

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Wednesday, December 2

## House Chamber

**Program for Wednesday:** Consideration of the following suspensions: (1) H.R. 1242—To amend the Emergency Economic Stabilization Act of 2008 to provide for additional monitoring and accountability of the Troubled Assets Relief Program; (2) H.R. 2873—Enhanced S.E.C.

Enforcement Authority Act; (3) H.R. 320—CJ's Home Protection Act; (4) H. Con. Res. 197—Encouraging banks and mortgage servicers to work with families affected by contaminated drywall to allow temporary forbearance without penalty on payments on their home mortgages; (5) H. Res. 494—Recognizing the exemplary service of the soldiers of the 30th Infantry Division (Old Hickory) of the United States Army during World War II; (6) H. Con. Res. 129—Congratulating the Sailors of the United States Submarine Force upon the completion of 1,000 Ohio-class ballistic missile submarine (SSBN) deterrent patrols; (7) H. Res. 861—Supporting the goals and ideals of National Military Family Month; (8) H.R. 3980—Redundancy Elimination and Enhanced Performance for Preparedness Grants Act; (9) H. Res. 28—Expressing the sense of the House of Representatives that the Transportation Security Administration should, in accordance with the congressional mandate provided for in the Implementing Recommendations of the 9/11 Commission Act of 2007, enhance security against terrorist attack and other security threats to our Nation's rail and mass transit lines; and (10) H.R. 3963—Criminal Investigative Training Restoration Act.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Alexander, Rodney La., E2857  
 Berman, Howard L., Calif., E2847  
 Blunt, Roy, Mo., E2847, E2853  
 Brady, Robert A., Pa., E2856  
 Cantor, Eric, Va., E2850  
 Capito, Shelley Moore, W.Va., E2849  
 Cassidy, Bill, La., E2843  
 Chaffetz, Jason, Utah, E2842  
 Chandler, Ben, Ky., E2857  
 Childers, Travis W., Miss., E2841  
 Coffman, Mike, Colo., E2856  
 Connolly, Gerald E., Va., E2854, E2855, E2857  
 Costello, Jerry F., Ill., E2842

Dingell, John D., Mich., E2842, E2854  
 Garamendi, John, Calif., E2847  
 Hall, Ralph M., Tex., E2843, E2844, E2845  
 Holt, Rush D., N.J., E2855  
 Inslee, Jay, Wash., E2858  
 Kanjorski, Paul E., Pa., E2848  
 Kaptur, Marcy, Ohio, E2841, E2843  
 Latta, Robert E., Ohio, E2858  
 McClintock, Tom, Calif., E2857  
 Matsui, Doris O., Calif., E2852  
 Michaud, Michael H., Me., E2846  
 Neal, Richard E., Mass., E2851  
 Pelosi, Nancy, Calif., E2841  
 Poe, Ted, Tex., E2850  
 Posey, Bill, Fla., E2844

Quigley, Mike, Ill., E2850  
 Radanovich, George, Calif., E2841, E2845, E2851  
 Rahall, Nick J., II, W.Va., E2855, E2856  
 Rehberg, Denny, Mont., E2841  
 Rogers, Mike, Ala., E2856  
 Schakowsky, Janice D., Ill., E2855, E2857  
 Schmidt, Jean, Ohio, E2856  
 Skelton, Ike, Mo., E2844, E2853  
 Slaughter, Louise McIntosh, N.Y., E2848  
 Taylor, Gene, Miss., E2854  
 Tiberi, Patrick J., Ohio, E2846, E2846, E2847  
 Towns, Edolphus, N.Y., E2847, E2848, E2849, E2850,  
 E2851, E2851, E2852, E2852, E2853, E2853  
 Wamp, Zach, Tenn., E2846  
 Wolf, Frank R., Va., E2844



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