

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S6541–S6555

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 3679–3681, and S. Res. 602–603. **Pages S6548–49**

Measures Passed:

Airline Safety and Federal Aviation Administration Extension Act: Senate passed H.R. 5900, to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend airport improvement program project grant authority and to improve airline safety.

Pages S6541–43

Navy Corpsman Jeffrey L. Wiener Post Office Building: Senate passed S. 3567, to designate the facility of the United States Postal Service located at 100 Broadway in Lynbrook, New York, as the “Navy Corpsman Jeffrey L. Wiener Post Office Building”.

Page S6543

President Ronald W. Reagan Post Office Building: Senate passed H.R. 5278, to designate the facility of the United States Postal Service located at 405 West Second Street in Dixon, Illinois, as the “President Ronald W. Reagan Post Office Building”.

Page S6543

Paula Hawkins Post Office Building: Senate passed H.R. 5395, to designate the facility of the United States Postal Service located at 151 North Maitland Avenue in Maitland, Florida, as the “Paula Hawkins Post Office Building”.

Page S6543

National Infant Mortality Awareness Month: Senate agreed to S. Res. 602, expressing support for the goals and ideals of National Infant Mortality Awareness Month 2010.

Pages S6543–44

House Messages:

FAA Air Transportation Modernization and Safety Improvement ACT—Agreement: A unanimous-consent agreement was reached providing that Senate resume consideration of the amendment of the House of Representatives to the amendment of the Senate to H.R. 1586, to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide for modernization of the air traffic control system, reauthorize the Federal Aviation Administration, at 3 p.m., on Monday, August 2, 2010, and that the cloture vote on the motion to concur in the House amendment to the Senate amendment to H.R. 1586, with Amendment No. 4567, occur at 5:45 p.m., with the time from 5:15 to 5:45 p.m., equally divided and controlled between the two Leaders, or their designees.

Pages S6554–55

Messages from the House: Page S6547

Executive Communications: Pages S6547–48

Petitions and Memorials: Page S6548

Additional Cosponsors: Page S6549

Statements on Introduced Bills/Resolutions: Pages S6549–54

Additional Statements: Page S6547

Notices of Hearings/Meetings: Page S6554

Adjournment: Senate convened at 10 a.m. and adjourned at 11:46 a.m., until 2 p.m. on Monday, August 2, 2010. (For Senate’s program, see the remarks of the Majority Leader in today’s Record on page S6555.)

Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 97 public bills, H.R. 5981–6078; and 28 resolutions, H.J. Res. 95; H. Con. Res. 311–314; and H. Res. 1583–1605, were introduced. **Pages H6567–72**

Additional Cosponsors: **Pages H6572–74**

Reports Filed: Reports were filed today as follows: H.R. 5711, to provide for the furnishing of statues by the territories of the United States for display in Statuary Hall in the United States Capitol (H. Rept. 111–583) and

Supplemental report on H.R. 3534, to provide greater efficiencies, transparency, returns, and accountability in the administration of Federal mineral and energy resources by consolidating administration of various Federal energy minerals management and leasing programs into one entity to be known as the Office of Federal Energy and Minerals Leasing of the Department of the Interior (H. Rept. 111–575, Pt. 2). **Page H6567**

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

Increasing the flexibility of the Secretary of HUD with respect to the amount of premiums charged for FHA single family housing mortgage insurance: H.R. 5981, to increase the flexibility of the Secretary of Housing and Urban Development with respect to the amount of premiums charged for FHA single family housing mortgage insurance.

Pages H6468–69

Suspension—Proceedings Resumed: The House agreed to suspend the rules and agree to the following measure which was debated on Wednesday, July 28th:

Expressing the sense of the House of Representatives that fruit and vegetable and commodity producers are encouraged to display the American flag on labels of products grown in the United States: H. Res. 1558, to express the sense of the House of Representatives that fruit and vegetable and commodity producers are encouraged to display the American flag on labels of products grown in the United States, reminding us all to take pride in the healthy bounty produced by American farmers and workers, by a $\frac{2}{3}$ yeas-and-nays vote of 403 yeas to 1 nay, Roll No. 501. **Page H6483**

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and pass the following measures which were debated on Thursday, July 29th:

Real Estate Jobs and Investment Act of 2010: H.R. 5901, to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investment in United States real property interests, by a $\frac{2}{3}$ yeas-and-nays vote of 402 yeas to 11 nays, Roll No. 502; **Pages H6483–84**

Recognizing the 50th anniversary of the Student Nonviolent Coordinating Committee (SNCC): H. Res. 1566, to recognize the 50th anniversary of the Student Nonviolent Coordinating Committee (SNCC) and the pioneering of college students whose determination and nonviolent resistance led to the desegregation of lunch counters and places of public accommodation over a 5-year period, by a $\frac{2}{3}$ yeas-and-nays vote of 410 yeas with none voting “nay”, Roll No. 503; and **Pages H6484–85**

Providing for the conveyance of a small parcel of National Forest System land in the Francis Marion National Forest in South Carolina: H.R. 5414, amended, to provide for the conveyance of a small parcel of National Forest System land in the Francis Marion National Forest in South Carolina, by a $\frac{2}{3}$ yeas-and-nays vote of 408 yeas with none voting “nay”, Roll No. 504. **Page H6485**

Order of Procedure: Agreed by unanimous consent that, during proceedings today in the House and in the Committee of the Whole, the Chair be authorized to reduce to two minutes the minimum time for electronic voting on any question that otherwise could be subjected to five-minute voting under clause 8 or 9 of rule 20 or under clause 6 of rule 18. **Page H6493**

Offshore Oil and Gas Worker Whistleblower Protection Act of 2010: The House passed H.R. 5851, to provide whistleblower protections to certain workers in the offshore oil and gas industry, by a yeas-and-nays vote of 315 yeas to 93 nays, Roll No. 506. **Pages H6486–92, H6552–55**

Rejected the Kline motion to recommit the bill to the Committee on Education and Labor with instructions to report the same back to the House forthwith with an amendment, by a yeas-and-nays vote of 171 yeas to 234 nays, Roll No. 505. **Pages H6552–54**

Pursuant to the rule, the amendment printed in part C of H. Rept. 111–582 is considered as adopted. **Page H6487**

Agreed that the Clerk be authorized to make technical and conforming changes to reflect the actions of the House. **Page H6562**

H. Res. 1574, the rule providing for consideration of the bills (H.R. 3534 and H.R. 5851) was agreed to by a yea-and-nay vote of 220 yeas to 194 nays, Roll No. 500, after the previous question was ordered without objection. **Pages H6462–68, H6482**

Point of Order: Representative Hastings (WA) raised a point of order that the committee report accompanying the bill (H.R. 3534) violated the provisions of clause 9(a) of rule 21 and the bill was not in order for consideration. The Chair sustained the point of order. Subsequently, the Chair announced a supplemental report on H.R. 3534 had been filed pursuant to the authority granted by clause 3(a)(2) of rule 13 and the supplemental report contains a statement in satisfaction of clause 9 of rule 21.

Pages H6492–93

Consolidated Land, Energy, and Aquatic Resources Act: The House passed H.R. 3534, to provide greater efficiencies, transparency, returns, and accountability in the administration of Federal mineral and energy resources by consolidating administration of various Federal energy minerals management and leasing programs into one entity to be known as the Office of Federal Energy and Minerals Leasing of the Department of the Interior, by a yea-and-nay vote of 209 yeas to 193 nays with 1 voting “present”, Roll No. 513.

Pages H6493–98, H6498–H6552, H6555–61

Rejected the Cassidy motion to recommit the bill to the Committee on Natural Resources with instructions to report the same back to the House forthwith with an amendment, by a recorded vote of 166 yeas to 239 noes with 1 voting “present”, Roll No. 512.

Pages H6558–60

Pursuant to the rule, the amendment in the nature of a substitute printed in part A of H. Rept. 111–582 shall be considered as an original bill for the purpose of amendment under the five-minute rule, in lieu of the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill. **Page H6511**

Agreed to:

Castle amendment (No. 2 printed in part B of H. Rept. 111–582) that ensures there is no delay in the development of ocean renewable energy resources, including offshore wind, in the establishment of the new Bureau of Energy and Resource Management;

Pages H6541–42

Shea-Porter amendment (No. 4 printed in part B of H. Rept. 111–582) that ensures that the ethics guidelines required for certain Department of Interior employees are updated at least every three years. The amendment also ensures that the best available technology for oil spill response and mitigation, and the availability and accessibility of that technology,

is part of the Offshore Technology Research and Risk Assessment Program. Finally, the amendment requires that operators annually certify that their response and exploration plans include the best available technology and its availability; **Pages H6543–44**

Connolly amendment (No. 7 printed in part B of H. Rept. 111–582) that prevents oil companies from shifting oil spill cleanup costs onto taxpayers by ensuring that Oil Pollution Act liabilities of an oil subsidiary will be inherited by the parent oil company in the event the subsidiary goes bankrupt and does not sell its assets. The amendment does not alter underlying liability provisions of OPA, and includes technical corrections from the Department of Justice; **Pages H6547–48**

Melancon amendment (No. 9 printed in part B of H. Rept. 111–582) that seeks to create an additional civil penalty on Gulf Coast Oil Spills of more than 1 million barrels, and would direct those funds toward previously authorized coastal restoration projects; **Pages H6550–52**

Rahall manager’s amendment (No. 1 printed in part B of H. Rept. 111–582) that clarifies certain provisions in the bill and adds various requirements (by a recorded vote of 250 yeas to 161 noes with 1 voting “present”, Roll No. 507);

Pages H6536–41, H6555

Kind amendment (No. 3 printed in part B of H. Rept. 111–582) that requires that no less than 1.5 percent of the Land and Water Conservation Fund each year go toward securing recreational public access to Federal Lands under the jurisdiction of the Secretary of the Interior for hunting, fishing, and other outdoor recreation (by a recorded vote of 404 yeas to 1 no, Roll No. 508); **Pages H6542–43, H6555–56**

Teague amendment (No. 5 printed in part B of H. Rept. 111–582) that allows a group of companies to cooperate to meet financial responsibility requirements by pooling of resources or joint insurance coverage (by a recorded vote of 399 yeas to 8 noes, Roll No. 509); **Pages H6544–45, H6556–57**

Oberstar amendment (No. 6 printed in part B of H. Rept. 111–582) that requires, following initial clean-up of a spill, that the National Resources Damages Act trustee give equal and full consideration to all statutorily prescribed natural resource damage remedies to ensure that acquisition of non-impacted land is considered an equal remedy and not given lower priority as is currently provided in statute (by a recorded vote of 258 yeas to 149 noes, Roll No. 510); and **Pages H6545–47, H6557**

Melancon amendment (No. 8 printed in part B of H. Rept. 111–582) that seeks to end the federal moratorium on deepwater drilling. The moratorium would be prohibited from enforcement on those rigs that meet safety requirements set forth in NTL 05

and NTL 06 (by a recorded vote of 216 ayes to 195 noes with 1 voting “present”, Roll No. 511).

Pages H6548–50, H6557–58

Agreed that the Clerk be authorized to make technical and conforming changes to reflect the actions of the House.

Page 6562

H. Res. 1574, the rule providing for consideration of the bills (H.R. 3534 and H.R. 5851) was agreed to by a yea-and-nay vote of 220 yeas to 194 nays, Roll No. 500, after the previous question was ordered without objection.

Pages H6462–68, H6482

Pursuant to section 4 of the rule, in the engrossment of H.R. 3534, the Clerk shall (a) add the text of H.R. 5851, as passed by the House, as new matter at the end of H.R. 3534; (b) assign appropriate designations to provisions within the engrossment; and (c) conform provisions for short titles within the engrossment. Upon the addition of the text of H.R. 5851 to the engrossment of H.R. 3534, H.R. 5851 shall be laid on the table.

Inspector General for the U.S. House of Representatives—Appointment: The Chair announced that the Speaker, Majority Leader, and Minority Leader jointly appoint Ms. Theresa M. Grafenstine of Manassas, Virginia to the position of Inspector General for the U.S. House of Representatives effective July 30, 2010.

Page H6552

Suspension—Failed: The House failed to agree to suspend the rules and pass the following measure:

Amending the Internal Revenue Code of 1986 to repeal the expansion of certain information reporting requirements to corporations and to payments for property and to eliminate loopholes which encourage companies to move operations offshore: H.R. 5982, to amend the Internal Revenue Code of 1986 to repeal the expansion of certain information reporting requirements to corporations and to payments for property and to eliminate loopholes which encourage companies to move operations offshore, by a 2/3 yea-and-nay vote of 241 yeas to 154 nays, Roll No. 514.

Pages H6470–82, H6561–62

Congressional Award Board—Appointment: The Chair announced the Speaker’s appointment of the following members to the Congressional Award Board: Mr. Nicholas Scott Cannon of Los Angeles, CA, for the remainder of the term ending September 25, 2011 and in addition, Mr. Jimmie Lee Solomon of Washington, DC.

Page H6562

Senate Messages: Messages received from the Senate today appear on pages H6470 and H6482–83.

Senate Referrals: S. 258 was referred to the Committee on the Judiciary and the Committee on En-

ergy and Commerce and S. 3567 was referred to the Committee on Oversight and Government Reform.

Page H6566

Quorum Calls—Votes: Nine yea-and-nay votes and six recorded votes developed during the proceedings of today and appear on pages H6482, H6483, H6483–84, H6484–85, H6485, H6553–54, H6554–55, H6555, H6555–56, H6556–57, H6557, H6557–58, H6560, H6560–61, and H6561–62. There were no quorum calls.

Adjournment: The House met at 9 a.m. and at 6:40 p.m., pursuant to the provisions of H. Con. Res. 308, the House stands adjourned until 2 p.m. on Tuesday, September 14, 2010.

Committee Meetings

No committee meetings were held.

Joint Meetings

No joint committee meetings were held.

CONGRESSIONAL PROGRAM AHEAD

Week of August 2 through August 7, 2010

Senate Chamber

On *Monday*, at approximately 3 p.m., Senate will resume consideration of the amendment of the House of Representatives to the amendment of the Senate to H.R. 1586, FAA Air Transportation Modernization and Safety Improvement Act, and after a period of debate, vote on the motion to invoke cloture on the motion to concur in the House amendment to the Senate amendment to the bill, with Reid (for Murray) Amendment No. 4567, in the nature of a substitute, at 5:45 p.m.

During the balance of the week, Senate may consider any cleared legislative and executive business. Senate also hopes to consider an energy bill, and the nomination of Elena Kagan to be an Associated Justice of the Supreme Court of the United States.

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Agriculture, Nutrition, and Forestry: August 4, to hold hearings to examine promoting agricultural exports, focusing on United States agricultural trade policy and the farm bill’s trade title, 9:30 a.m., SR–328A.

Committee on Armed Services: August 3, to hold hearings to examine the report of the Quadrennial Defense Review Independent Panel, 9:30 a.m., SD–G50.

August 3, Full Committee, to hold hearings to examine the nominations of Jonathan Woodson, of Massachusetts, to be Assistant Secretary of Defense for Health Affairs, and Neile L. Miller, of Maryland, to be Principal

Deputy Administrator, and Anne M. Harrington, of Virginia, to be Deputy Administrator for Defense Nuclear Nonproliferation, both of the National Nuclear Security Administration, both of the Department of Energy, 2:30 p.m., SD-G50.

August 4, Subcommittee on SeaPower, with the Subcommittee on Strategic Forces, to receive a briefing on the Navy's plans for the next generation Ohio class ballistic missile submarine, 10 a.m., SVC-217.

August 5, Full Committee, to receive a closed briefing on Russian force structure in support of the treaty between the United States of America and the Russian Federation on Measures for the Further Reduction and Limitation of Strategic Offensive Arms, signed in Prague on April 8, 2010, with Protocol (Treaty Doc.111-05), 9:30 a.m., SVC-217.

Committee on Banking, Housing, and Urban Affairs: August 3, business meeting to consider S. 1619, to establish the Office of Sustainable Housing and Communities, to establish the Interagency Council on Sustainable Communities, to establish a comprehensive planning grant program, to establish a sustainability challenge grant program, 10 a.m., SD-538.

August 5, Subcommittee on Economic Policy, to hold hearings to examine the Obama Administration Manufacturing Agenda, 10:30 a.m., SD-538.

Committee on the Budget: August 3, to hold hearings to examine a status report on the United States economy, 10 a.m., SD-608.

Committee on Environment and Public Works: August 3, Subcommittee on Children's Health, to hold hearings to examine the state of research on potential environmental health factors with autism and related neurodevelopment disorders, 10 a.m., SD-406.

August 4, Full Committee, with the Subcommittee on Oversight, to hold a joint oversight hearing on the use of oil dispersants in the Deepwater Horizon Oil Spill, 10 a.m., SD-406.

Committee on Foreign Relations: August 3, business meeting to consider the nominations of Peter Michael McKinley, of Virginia, to be Ambassador to the Republic of Colombia, Rose M. Likins, of Virginia, to be Ambassador to the Republic of Peru, Christopher W. Murray, of New York, to be Ambassador to the Republic of the Congo, Mark Charles Storella, of Maryland, to be Ambassador to the Republic of Zambia, James Frederick Entwistle, of Virginia, to be Ambassador to the Democratic Republic of the Congo, Eric D. Benjaminson, of Oregon, to be Ambassador to the Gabonese Republic, and to serve concurrently and without additional compensation as Ambassador to the Democratic Republic of Sao Tome and Principe, Phillip Carter III, of Virginia, to be Ambassador to the Republic of Cote d'Ivoire, J. Thomas Dougherty, of Wyoming, to be Ambassador to Burkina Faso, Michael S. Owen, of Virginia, to be Ambassador to the Republic of Sierra Leone, Laurence D. Wohlers, of Washington, to be Ambassador to the Central African Republic, Patrick S. Moon, of Virginia, to be Ambassador to Bosnia and Herzegovina, Luis E. Arreaga-Rodas, of Virginia, to be Ambassador to the Republic of Iceland, Daniel Bennett Smith, of Virginia, to be Ambassador to Greece, Scot

Alan Marciel, of California, to be Ambassador to the Republic of Indonesia, Judith R. Fergin, of Washington, to be Ambassador to the Democratic Republic of Timor-Leste, Helen Patricia Reed-Rowe, of Maryland, to be Ambassador to the Republic of Palau, Paul W. Jones, of New York, to be Ambassador to Malaysia, James Franklin Jeffrey, of Virginia, to be Ambassador to the Republic of Iraq, Maura Connelly, of New Jersey, to be Ambassador to the Republic of Lebanon, Gerald M. Feierstein, of Pennsylvania, to be Ambassador to the Republic of Yemen, and Francis Joseph Ricciardone, Jr., of Massachusetts, to be Ambassador to the Republic of Turkey, all of the Department of State, Mark Feierstein, of Virginia, to be an Assistant Administrator of the United States Agency for International Development, Mimi E. Alemayehou, of the District of Columbia, to be Executive Vice President of the Overseas Private Investment Corporation, Richard M. Lobo, of Florida, to be Director of the International Broadcasting Bureau, Broadcasting Board of Governors, Nisha Desai Biswal, of the District of Columbia, to be an Assistant Administrator of the United States Agency for International Development, other pending nominations, and a routine list in the foreign service, 2:15 p.m., S-116, Capitol.

August 4, Full Committee, business meeting to consider S. 2982, to combat international violence against women and girls, and Treaty between the United States of America and the Russian Federation on Measures for the Further Reduction and Limitation of Strategic Offensive Arms, signed in Prague on April 8, 2010, with Protocol (Treaty Doc. 111-05), 9 a.m., S-116, Capitol.

August 5, Full Committee, to hold hearings to examine the nominations of Norman L. Eisen, of the District of Columbia, to be Ambassador to the Czech Republic, Duane E. Woerth, of Nebraska, to be Representative of the United States of America on the Council of the International Civil Aviation Organization, and Alexander A. Arvizu, of Virginia, to be Ambassador to the Republic of Albania, all of the Department of State, 10 a.m., SD-419.

Committee on Health, Education, Labor, and Pensions: August 4, to hold hearings to examine for-profit schools, focusing on the student recruitment experience, 10 a.m., SD-106.

Committee on Homeland Security and Governmental Affairs: August 3, Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security, to hold hearings to examine transforming government through innovative tools and technology, 2:30 p.m., SD-342.

August 4, Permanent Subcommittee on Investigations, to hold hearings to examine social security disability fraud, focusing on case studies in Federal employees and commercial drivers licenses, 2:30 p.m., SD-342.

Committee on the Judiciary: August 3, Subcommittee on Administrative Oversight and the Courts, to hold hearings to examine protecting public interest, focusing on understanding the threat of agency capture, 10 a.m., SD-226.

August 4, Subcommittee on Terrorism and Homeland Security, to hold hearings to examine government preparedness and response to a terrorist attack using weapons of mass destruction, 10 a.m., SD-226.

August 5, Full Committee, business meeting to consider S. 2925, to establish a grant program to benefit victims of sex trafficking, and S. 518, to establish the Star-Spangled Banner and War of 1812 Bicentennial Commission, and the nominations of Mary Helen Murguia, of Arizona, to be United States Circuit Judge for the Ninth Circuit, Edmond E-Min Chang, to be United States District Judge for the Northern District of Illinois, Leslie E. Kobayashi, to be United States District Judge for the District of Hawaii, Denise Jefferson Casper, to be United States District Judge for the District of Massachusetts, and Carlton W. Reeves, to be United States District Judge for the Southern District of Mississippi, 10 a.m., SD-226.

Committee on Veterans' Affairs: August 5, business meeting to consider S. 3107, to amend title 38, United States Code, to provide for an increase, effective December 1, 2010, in the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, S. 3234, to improve employment, training, and placement services furnished to veterans, especially those serving in Operation Iraqi Freedom and Operation Enduring Freedom, S. 3325, to amend title 38, United States Code, to authorize the waiver of the collec-

tion of copayments for telehealth and telemedicine visits of veterans, S. 3447, to amend title 38, United States Code, to improve educational assistance for veterans who served in the Armed Forces after September 11, 2001, S. 3517, to amend title 38, United States Code, to improve the processing of claims for disability compensation filed with the Department of Veterans Affairs, S. 3609, to extend the temporary authority for performance of medical disability examinations by contract physicians for the Department of Veterans Affairs, and other pending business items, 9:30 a.m., SR-418.

Select Committee on Intelligence: August 3, to hold closed hearings to consider certain intelligence matters, 2:30 p.m., SH-219.

August 5, Full Committee, to hold closed hearings to consider certain intelligence matters, 2:30 p.m., SH-219.

Impeachment Trial Committee (Porteous): August 4, to hold hearings to examine the Impeachment Trial Committee on the Articles Against Judge G. Thomas Porteous, Jr., 1 p.m., SR-301.

House Committees

No committee meetings are scheduled.

Joint Meetings

Joint Economic Committee: August 6, to hold hearings to examine the employment situation for July 2010, 9:30 a.m., SD-106.

Next Meeting of the SENATE

2 p.m., Monday, August 2

Senate Chamber

Program for Monday: After the transaction of any morning business (not to extend beyond 3 p.m.), Senate will resume consideration of the amendment of the House of Representatives to the amendment of the Senate to H.R. 1586, FAA Air Transportation Modernization and Safety Improvement Act, and after a period of debate, vote on the motion to invoke cloture on the motion to concur in the House amendment to the Senate amendment to the bill, with Reid (for Murray) Amendment No. 4567, in the nature of a substitute, at 5:45 p.m.

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Tuesday, September 14

House Chamber

Program for Tuesday: To be announced.

Extensions of Remarks, as inserted in this issue

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| | | Yarmuth, John A., Ky., E1527 |



Congressional Record

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