

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S3–S38

Measures Introduced: One bill and one resolution were introduced, as follows: S. 2437, and S. Res. 343. **Pages S31–32**

Measures Passed:

Relative to the Death of Former Senator Dale Bumpers: Senate agreed to S. Res. 343, relative to the death of Dale Bumpers, former United States Senator for the State of Arkansas. **Page S33**

Escort Committee—Agreement: A unanimous-consent agreement was reached providing that the Presiding Officer of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the President of the United States into the House Chamber for the joint session to be held at 9 p.m., on Tuesday, January 12, 2016. **Page S33**

Federal Reserve Transparency Act—Agreement: A unanimous-consent agreement was reached providing that at 2:15 p.m., on Tuesday, January 12, 2016, Senate resume consideration of the motion to proceed to consideration of S. 2232, to require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States, with the time until 2:30 p.m., equally divided between the two Leaders or their designees. **Page S33**

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

Transmitting, pursuant to the Constitution, the report of the veto of S.J. Res. 23, providing for congressional disapproval under chapter 8 of title 5, United States Code, of a rule submitted by the Environmental Protection Agency relating to “Standards of Performance for Greenhouse Gas Emissions from New, Modified, and Reconstructed Stationary Sources: Electric Utility Generating Units”, received during adjournment of the Senate on December 18, 2015; ordered to be printed in the Record, spread

in full upon the Journal, and held at the desk. (PM–34) **Pages S3, S28–29**

Transmitting, pursuant to the Constitution, the report of the veto of S.J. Res. 24, providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Environmental Protection Agency relating to “Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units”, received during adjournment of the Senate on December 18, 2015; ordered to be printed in the Record, spread in full upon the Journal, and held at the desk. (PM–35) **Pages S3–4, S28–29**

Nomination Confirmed: Senate confirmed the following nomination:

By 82 yeas to 6 nays (Vote No. EX. 1), Luis Felipe Restrepo, of Pennsylvania, to be United States Circuit Judge for the Third Circuit. **Pages S17–21, S38**

Nominations Received: Senate received the following nominations:

Raymond G. Farmer, of South Carolina, to be a Member of the Board of Directors of the National Association of Registered Agents and Brokers for a term of one year.

Thomas McLeary, of Illinois, to be a Member of the Board of Directors of the National Association of Registered Agents and Brokers for a term of two years.

Michael J. Rothman, of Minnesota, to be a Member of the Board of Directors of the National Association of Registered Agents and Brokers for a term of two years.

Heather Ann Steinmiller, of Pennsylvania, to be a Member of the Board of Directors of the National Association of Registered Agents and Brokers for a term of two years.

Nelson Reyneri, of Washington, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2018.

Todd A. Weiler, of Virginia, to be an Assistant Secretary of Defense.

John Mark McWatters, of Texas, to be a Member of the Board of Directors of the Export-Import Bank

of the United States for a term expiring January 20, 2019.

Kelly Keiderling-Franz, of Virginia, to be Ambassador to the Oriental Republic of Uruguay.

Stephen Michael Schwartz, of Maryland, to be Ambassador to the Federal Republic of Somalia.

12 Air Force nominations in the rank of general.

4 Army nominations in the rank of general.

Routine lists in the Air Force, Army, Marine Corps, and Navy. **Pages S34–38**

Nominations Withdrawn: Senate received notification of withdrawal of the following nominations:

Patricia M. Loui-Schmicker, of Hawaii, to be a Member of the Board of Directors of the Export-Import Bank of the United States for a term expiring January 20, 2019, which was sent to the Senate on March 16, 2015.

Phillip H. Cullom, of Illinois, to be an Assistant Secretary of Defense, which was sent to the Senate on November 19, 2015. **Page S38**

Messages from the House: **Page S29**

Measures Referred: **Page S29**

Measures Placed on the Calendar: **Page S29**

Executive Communications: **Pages S29–31**

Additional Cosponsors: **Pages S32–33**

Additional Statements: **Page S26**

Authorities for Committees to Meet: **Page S33**

Record Votes: One record vote was taken today. (Total—1) **Page S21**

Adjournment: Senate convened at 2 p.m. and adjourned, as a further mark of respect to the memory of the late Senator Dale Bumpers, in accordance with S. Res. 343, at 6:46 p.m., until 10 a.m. on Tuesday, January 12, 2016. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S33.)

Committee Meetings

(Committees not listed did not meet)

NORTH KOREA NUCLEAR EVENT

Committee on Foreign Relations: Committee received a closed briefing on assessing the recent North Korea nuclear event from Sung Kim, Special Representative for North Korea Policy, and Vann H. Van Diepen, Principal Deputy Assistant Secretary, Bureau of International Security and Nonproliferation, both of the Department of State; Andrea Hall, National Intelligence Officer for WMD, Office of the Director of National Intelligence; and Abraham M. Denmark, Deputy Assistant Secretary of Defense for East Asia.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 6 public bills, H.R. 4359–4364; and 3 resolutions, H.J. Res. 80; H. Con. Res. 106; and H. Res. 584, were introduced. **Page H280**

Additional Cosponsors: **Page H281**

Reports Filed: Reports were filed today as follows:

H.R. 757, to improve the enforcement of sanctions against the Government of North Korea, and for other purposes, with an amendment (H. Rept. 114–392, Part 1);

H.R. 3662, to enhance congressional oversight over the administration of sanctions against certain Iranian terrorism financiers, and for other purposes (H. Rept. 114–393, Part 1);

H.R. 3242, to require special packaging for liquid nicotine containers, and for other purposes (H. Rept. 114–394); and

H. Res. 583, providing for consideration of the bill (H.R. 1644) to amend the Surface Mining Control and Reclamation Act of 1977 to ensure transparency in the development of environmental regulations, and for other purposes; providing for consideration of the joint resolution (S.J. Res. 22) providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Corps of Engineers and the Environmental Protection Agency relating to the definition of “waters of the United States” under the Federal Water Pollution Control Act; providing for consideration of the bill (H.R. 3662) to enhance congressional oversight over the administration of sanctions against certain Iranian terrorism financiers, and for other purposes; and providing for proceedings during the period from January 14, 2016, through January 22, 2016 (H. Rept. 114–395). **Page H280**

Speaker: Read a letter from the Speaker wherein he appointed Representative Smith (NE) to act as Speaker pro tempore for today. **Page H225**

Recess: The House recessed at 12:09 p.m. and reconvened at 2 p.m. **Page H226**

Recess: The House recessed at 2:07 p.m. and reconvened at 3:48 p.m. **Page H227**

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

Child Nicotine Poisoning Prevention Act: S. 142, to require the Consumer Product Safety Commission to promulgate a rule to require child safety packaging for liquid nicotine containers; **Pages H227–29**

Presidential Allowance Modernization Act: H.R. 1777, amended, to amend the Act of August 25, 1958, commonly known as the “Former Presidents Act of 1958”, with respect to the monetary allowance payable to a former President; **Pages H241–42**

District of Columbia Courts, Public Defender Service, and Court Services and Offender Supervision Agency Act: S. 1629, to revise certain authorities of the District of Columbia courts, the Court Services and Offender Supervision Agency for the District of Columbia, and the Public Defender Service for the District of Columbia; **Pages H242–44**

GONE Act: S. 1115, to close out expired, empty grant accounts; **Pages H244–46**

Taxpayers Right-To-Know Act: H.R. 598, amended, to provide taxpayers with an annual report disclosing the cost and performance of Government programs and areas of duplication among them, by a $\frac{2}{3}$ yea-and-nay vote of 413 yeas with none voting “nay”, Roll No. 34; **Pages H246–47, H257–58**

Presidential Library Donation Reform Act of 2016: H.R. 1069, amended, to amend title 44, United States Code, to require information on contributors to Presidential library fundraising organizations; **Pages H247–49**

FOIA Act: H.R. 653, amended, to amend section 552 of title 5, United States Code (commonly known as the Freedom of Information Act), to provide for greater public access to information; and **Pages H249–55**

Federal Intern Protection Act: H.R. 3231, amended, to amend title 5, United States Code, to protect unpaid interns in the Federal government from workplace harassment and discrimination, by a $\frac{2}{3}$ yea-and-nay vote of 414 yeas with none voting “nay”, Roll No. 35. **Pages H255–57, H258**

Agreed to amend the title so as to read: “To amend title 5, United States Code, to protect unpaid interns in the Federal Government from workplace harassment and discrimination, and for other purposes.”. **Page H258**

Recess: The House recessed at 5:55 p.m. and reconvened at 6:30 p.m. **Page H257**

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

North Korea Sanctions Enforcement Act of 2016: H.R. 757, amended, to improve the enforcement of sanctions against the Government of North Korea. **Pages H229–41**

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of today and appear on pages H257–58 and H258. There were no quorum calls.

Adjournment: The House met at 12 noon and adjourned at 10 p.m.

Committee Meetings

STREAM ACT; IRAN TERROR FINANCE TRANSPARENCY ACT; SENATE JOINT RESOLUTION PROVIDING FOR CONGRESSIONAL DISAPPROVAL UNDER CHAPTER 8 OF TITLE 5, UNITED STATES CODE, OF THE RULE SUBMITTED BY THE CORPS OF ENGINEERS AND THE ENVIRONMENTAL PROTECTION AGENCY RELATING TO THE DEFINITION OF “WATERS OF THE UNITED STATES” UNDER THE FEDERAL WATER POLLUTION CONTROL ACT

Committee on Rules: Full Committee held a hearing on H.R. 1644, the “STREAM Act”; H.R. 3662, the “Iran Terror Finance Transparency Act”; and S.J. Res. 22, providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Corps of Engineers and the Environmental Protection Agency relating to the definition of “waters of the United States” under the Federal Water Pollution Control Act. The committee granted, by record vote of 8–4, granted a structured rule for H.R. 1644. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources. The rule waives all points of order against consideration of the bill. The rule makes in order as original text for the purpose of amendment the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill and provides that it shall be considered as read. The rule waives all points of order against the amendment in the nature of a substitute. The rule makes in order only those further amendments 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 of order against the amendments printed in the report. The rule provides one motion to recommit with or without instructions. Additionally, the rule grants a closed rule for S.J. Res. 22. The rule provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Transportation and Infrastructure. The rule waives all points of order against consideration of the joint resolution. The rule provides that the joint resolution shall be considered as read. The rule waives all points of order against provisions in the joint resolution. The rule provides one motion to commit. Furthermore, the rule grants a closed rule for H.R. 3662. The rule provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Foreign Affairs. The rule waives all points of order against consideration of the bill. The rule provides that the bill shall be considered as read. The rule waives all points of order against provisions in the bill. The rule provides one motion to recommit. In section 4, the rule provides that on any legislative day during the period from January 14, 2016, through January 22, 2016: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment. Lastly, in section 5 the rule provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 4. Testimony was heard from Chairman Royce and Representatives Engel, Russell, Gibbs, Mooney of West Virginia, and Lowenthal.

SBA'S OFFICE OF INTERNATIONAL TRADE: GOOD FOR BUSINESS?

Committee on Small Business: Subcommittee on Agriculture, Energy and Trade held a hearing entitled "SBA's Office of International Trade: Good for Business?". Testimony was heard from Eileen Sanchez, Associate Administrator, Office of International Trade, Small Business Administration.

Joint Meetings

No joint committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D1333)

H.R. 2270, to redesignate the Nisqually National Wildlife Refuge, located in the State of Washington, as the Billy Frank Jr. Nisqually National Wildlife Refuge, to establish the Medicine Creek Treaty National Memorial within the wildlife refuge. Signed on December 18, 2015. (Public Law 114–101)

H.R. 2297, to prevent Hizballah and associated entities from gaining access to international financial and other institutions. Signed on December 18, 2015. (Public Law 114–102)

H.R. 2693, to designate the arboretum at the Hunter Holmes McGuire VA Medical Center in Richmond, Virginia, as the "Phyllis E. Galanti Arboretum". Signed on December 18, 2015. (Public Law 114–103)

H.R. 2820, to reauthorize the Stem Cell Therapeutic and Research Act of 2005. Signed on December 18, 2015. (Public Law 114–104)

H.R. 3594, to extend temporarily the Federal Perkins Loan program. Signed on December 18, 2015. (Public Law 114–105)

H.R. 3831, to amend title XVIII of the Social Security Act to extend the annual comment period for payment rates under Medicare Advantage. Signed on December 18, 2015. (Public Law 114–106)

H.R. 4246, to exempt for an additional 4-year period, from the application of the means-test presumption of abuse under chapter 7, qualifying members of reserve components of the Armed Forces and members of the National Guard who, after September 11, 2001, are called to active duty or to perform a homeland defense activity for not less than 90 days. Signed on December 18, 2015. (Public Law 114–107)

H.J. Res. 76, appointing the day for the convening of the second session of the One Hundred Fourteenth Congress. Signed on December 18, 2015. (Public Law 114–108)

S. 614, to provide access to and use of information by Federal agencies in order to reduce improper payments. Signed on December 18, 2015. (Public Law 114–109)

S. 808, to establish the Surface Transportation Board as an independent establishment. Signed on December 18, 2015. (Public Law 114–110)

S. 1090, to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide eligibility for broadcasting facilities to receive certain disaster assistance. Signed on December 18, 2015. (Public Law 114–111)

S. 1461, to provide for the extension of the enforcement instruction on supervision requirements for outpatient therapeutic services in critical access

and small rural hospitals through 2015. Signed on December 18, 2015. (Public Law 114–112)

H.R. 2029, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2016. Signed on December 18, 2015. (Public Law 114–113)

H.R. 1321, to amend the Federal Food, Drug, and Cosmetic Act to prohibit the manufacture and introduction or delivery for introduction into interstate commerce of rinse-off cosmetics containing intentionally-added plastic microbeads. Signed on December 28, 2015. (Public Law 114–114)

S. 2425, to amend titles XVIII and XIX of the Social Security Act to improve payments for complex rehabilitation technology and certain radiation therapy services, to ensure flexibility in applying the hardship exception for meaningful use for the 2015 EHR reporting period for 2017 payment adjustments. Signed on December 28, 2015. (Public Law 114–115)

COMMITTEE MEETINGS FOR TUESDAY, JANUARY 12, 2016

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Health, Education, Labor, and Pensions: business meeting to consider the nomination of Robert McKinnon Califf, of South Carolina, to be Commissioner of Food and Drugs, Department of Health and Human Services, 10 a.m., SD–430.

Committee on Homeland Security and Governmental Affairs: to hold hearings to examine the nominations of Michael Joseph Missal, of Maryland, to be Inspector General, Department of Veterans Affairs, and Carolyn N. Lerner, of Maryland, to be Special Counsel, Office of Special Counsel, for the term of five years (Reappointment), 10 a.m., SD–342.

Committee on Veterans' Affairs: business meeting to consider the nomination of Michael Joseph Missal, of Maryland, to be Inspector General, Department of Veterans Affairs, Time to be announced, S–216, Capitol.

Select Committee on Intelligence: to receive a closed briefing on certain intelligence matters, 2:30 p.m., SH–219.

House

Committee on Agriculture, Subcommittee on Nutrition, hearing entitled “Past, Present, and Future of SNAP: Addressing Special Populations”, 10 a.m., 1300 Longworth.

Committee on Armed Services, Full Committee, hearing entitled “Outside Views on the U.S. Strategy for Iraq and Syria and the Evolution of Islamic Extremism”, 10 a.m., 2118 Rayburn.

Subcommittee on Strategic Forces, hearing entitled “National Academies Study on Peer Review and Design Competition in the NNSA National Security Laboratories”, 3:30 p.m., 2118 Rayburn.

Committee on Energy and Commerce, Subcommittee on Energy and Power, hearing entitled “H.R. _____, the EPS Improvement Act of 2016”, 10 a.m., 2322 Rayburn.

Subcommittee on Communications and Technology, hearing entitled “A Legislative Hearing on Four Communications Bills”, 10:15 a.m., 2123 Rayburn.

Committee on Financial Services, Subcommittee on Housing and Insurance, hearing entitled “Opportunities and Challenges Facing the National Flood Insurance Program”, 10 a.m., 2128 Rayburn.

Committee on Foreign Affairs, Subcommittee on Asia and the Pacific, markup on H. Res. 339, expressing the sense of the House of Representatives regarding the 25th anniversary of democracy in Mongolia; H. Res. 343, expressing concern regarding persistent and credible reports of systematic, state-sanctioned organ harvesting from non-consenting prisoners of conscience in the People’s Republic of China, including from large numbers of Falun Gong practitioners and members of other religious and ethnic minority groups; and H. Res. 374, recognizing the 50th anniversary of Singaporean independence and reaffirming Singapore’s close partnership with the United States; and hearing entitled “Human Rights in China: The 2015 Annual Report of the Congressional-Executive Commission on China”, 2:15 p.m., 2172 Rayburn.

Committee on the Judiciary, Full Committee, markup on H.R. 3406, the “Second Chance Reauthorization Act of 2015”; H.R. 4240, the “No Fly for Foreign Fighters Act”; and H.R. 1854, the “Comprehensive Justice and Mental Health Act of 2015”, 10:15 a.m., 2141 Rayburn.

Committee on Natural Resources, Subcommittee on Energy and Mineral Resources, hearing entitled “Exploring Energy Challenges and Opportunities Facing Puerto Rico”, 10 a.m., 1324 Longworth.

Committee on Oversight and Government Reform, Full Committee, markup on H.R. 1671, the “Government Neutrality in Contracting Act”; H.R. 3023, to amend title 5, United States Code, to modify probationary periods with respect to positions within the competitive service and the Senior Executive Service, and for other purposes; the “Senior Executive Service Accountability Act”; the “Federal Information Systems Safeguards Act of 2016”; the “Official Personnel File Enhancement Act”; and the “Administrative Leave Reform Act”, 10 a.m., 2154 Rayburn.

Subcommittee on Information Technology; and the Subcommittee on Cybersecurity, Infrastructure Protection, and Security Technologies of the House Committee on Homeland Security, joint hearing entitled “Wassenaar: Cybersecurity and Export Control”, 2 p.m., 2154 Rayburn.

Committee on Science, Space, and Technology, Full Committee, markup on H.R. 4084, the “Nuclear Energy Innovation Capabilities Act”, 10 a.m., 2318 Rayburn.

Committee on Small Business, Full Committee, hearing entitled “SBA Management Review: Oversight of SBA’s Access to Capital Offices”, 10 a.m., 2360 Rayburn.

Subcommittee on Health and Technology, hearing entitled “Oversight of the Office of Innovation and Investment at the SBA”, 3 p.m., 2360 Rayburn.

Committee on Veterans' Affairs, Full Committee, hearing entitled "1988 to 2016: VETSNET to VBMS; Billions Spent, Backlog Grinds On", 10:30 a.m., 334 Cannon.

CONGRESSIONAL PROGRAM AHEAD

Week of January 12 through January 15, 2016

Senate Chamber

On *Tuesday*, at approximately 2:15 p.m., Senate will resume consideration of the motion to proceed to consideration of S. 2232, Federal Reserve Transparency Act, with a vote on the motion to invoke cloture on the motion to proceed to consideration of the bill at 2:30 p.m.

During the balance of the week, Senate may consider any cleared legislative and executive business.

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Health, Education, Labor, and Pensions: January 12, business meeting to consider the nomination of Robert McKinnon Califf, of South Carolina, to be Commissioner of Food and Drugs, Department of Health and Human Services, 10 a.m., SD-430.

Committee on Homeland Security and Governmental Affairs: January 12, to hold hearings to examine the nominations of Michael Joseph Missal, of Maryland, to be Inspector General, Department of Veterans Affairs, and Carolyn N. Lerner, of Maryland, to be Special Counsel, Office of Special Counsel, for the term of five years (Reappointment), 10 a.m., SD-342.

Committee on Veterans' Affairs: January 12, business meeting to consider the nomination of Michael Joseph Missal, of Maryland, to be Inspector General, Department of Veterans Affairs, Time to be announced, S-216, Capitol.

Select Committee on Intelligence: January 12, to receive a closed briefing on certain intelligence matters, 2:30 p.m., SH-219.

House Committees

Committee on Armed Services, January 13, Subcommittee on Readiness, hearing entitled "Effects of Reduced Infrastructure and Base Operating Support Investments on Air Force Readiness", 9 a.m., 2212 Rayburn.

January 13, Subcommittee on Military Personnel, hearing entitled "Views on Commissary Reform", 10:30 a.m., 2118 Rayburn.

Committee on Financial Services, January 13, Subcommittee on Housing and Insurance, hearing entitled "How to Create a More Robust and Private Flood Insurance Marketplace", 9:15 a.m., 2128 Rayburn.

Committee on Foreign Affairs, January 13, Subcommittee on Asia and the Pacific, hearing entitled "The U.S. Response to North Korea's Nuclear Provocations", 9 a.m., 2172 Rayburn.

Committee on the Judiciary, January 13, Subcommittee on the Constitution and Civil Justice, hearing entitled "The Original Meaning of the Origination Clause", 9 a.m., 2141 Rayburn.

Committee on Small Business, January 13, Full Committee, markup on H.R. 4341, the "Defending America's Small Contractors Act of 2016", 10 a.m., 2360 Rayburn.

Next Meeting of the SENATE

10 a.m., Tuesday, January 12

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Tuesday, January 12

Senate Chamber

Program for Tuesday: After the transaction of any morning business (not to extend beyond 12:30 p.m.), Senate will resume consideration of the motion to proceed to consideration of S. 2232, Federal Reserve Transparency Act, with a vote on the motion to invoke cloture on the motion to proceed to consideration of the bill at 2:30 p.m.

(Senate will recess from 12:30 p.m. until 2:15 p.m. for their respective party conferences.)

(Senators will gather in the Senate Chamber at 8:20 p.m. and proceed as a body to the Hall of the House of Representatives at 8:25 p.m., to receive a State of the Union Address from the President.)

House Chamber

Program for Tuesday: Consideration of H.R. 1655—STREAM Act (Subject to a Rule). Joint Session with the Senate to receive the State of the Union Address from the President of the United States.

Extensions of Remarks, as inserted in this issue

HOUSE

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