

Daily Digest

HIGHLIGHTS

See *Résumé of Congressional Activity*.

Senate confirmed the nomination of Rex W. Tillerson, of Texas, to be Secretary of State.

Senate

Chamber Action

Routine Proceedings, pages S541–S607

Measures Introduced: Twenty-six bills and sixteen resolutions were introduced, as follows: S. 249–274, S.J. Res. 16–19, and S. Res. 30–41. **Pages S594–95**

Measures Reported:

H.R. 255, to authorize the National Science Foundation to support entrepreneurial programs for women.

H.R. 321, to inspire women to enter the aerospace field, including science, technology, engineering, and mathematics, through mentorship and outreach.

S. Res. 30, authorizing expenditures by the Committee on Agriculture, Nutrition, and Forestry.

S. Res. 31, authorizing the expenditures by the Special Committee on Aging.

S. Res. 32, authorizing expenditures by the Committee on Small Business and Entrepreneurship.

S. Res. 33, authorizing expenditures by the Committee on Energy and Natural Resources.

S. Res. 34, authorizing expenditures by the Committee on Homeland Security and Governmental Affairs.

S. Res. 36, authorizing expenditures by the Senate Committee on Indian Affairs.

S. Res. 37, authorizing expenditures by the Committee on Foreign Relations.

S. Res. 39, authorizing expenditures by the Committee on Health, Education, Labor, and Pensions.

Page S594

Measures Passed:

National Tribal Colleges and Universities Week: Senate agreed to S. Res. 40, designating the week beginning on February 5, 2017, as “National Tribal Colleges and Universities Week”. **Page S604**

National Stalking Awareness Month: Senate agreed to S. Res. 41, raising awareness and encour-

aging the prevention of stalking by designating January 2017 as “National Stalking Awareness Month”.

Page S604

Measures Considered:

Stream Protection Rule—Agreement: Senate began consideration of H. J. Res. 38, disapproving the rule submitted by the Department of the Interior known as the Stream Protection Rule, after agreeing to the motion to proceed. **Pages S562–74**

By 56 yeas to 42 nays (Vote No. 42), Senate agreed to the motion to proceed to consideration of the joint resolution. **Pages S561–62**

Prior to the consideration of this measure, Senate took the following action:

By 55 yeas to 42 nays (Vote No. 41), Senate agreed to the motion to proceed to Legislative Session. **Page S561**

A unanimous-consent-time agreement was reached providing for further consideration of the joint resolution at approximately 11 a.m., on Thursday, February 2, 2017; and that there be six hours of debate remaining, equally divided in the usual form.

Page S605

Approval of Journal: By 54 yeas to 44 nays (Vote No. 39), Senate approved the Journal to date.

Page S554

Appointments:

Board of Regents of the Smithsonian Institution: The Chair, on behalf of the Vice President, pursuant to the provisions of 20 U.S.C., sections 42 and 43, re-appointed Senator Leahy as a member of the Board of Regents of the Smithsonian Institution.

Page S604

Washington’s Farewell Address—Agreement: A unanimous-consent agreement was reached providing that notwithstanding the resolution of the Senate of January 24, 1901, the traditional reading of Washington’s Farewell Address take place on Monday,

February 27, 2017, at a time to be determined by the Majority Leader in consultation with the Democratic Leader. **Page S604**

DeVos Nomination—Cloture: Senate began consideration of the nomination of Elisabeth Prince DeVos, of Michigan, to be Secretary of Education.

Pages S554–61

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Friday, February 3, 2017.

Page S554

Prior to the consideration of this nomination, Senate took the following action:

By 53 yeas to 44 nays (Vote No. EX. 38), Senate agreed to the motion to proceed to Legislative Session.

Pages S553–54

By 52 yeas to 47 nays (Vote No. 40), Senate agreed to the motion to proceed to Executive Session to consider the nomination.

Page S554

Nomination Confirmed: Senate confirmed the following nomination:

By 56 yeas to 43 nays (Vote No. EX. 36), Rex W. Tillerson, of Texas, to be Secretary of State.

Pages S541–53, S607

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

By 55 yeas to 43 nays (Vote No. EX. 37), Senate agreed to the motion to table the motion to reconsider the vote on confirmation of the nomination.

Page S553

Nominations Received: Senate received the following nominations:

Neil M. Gorsuch, of Colorado, to be an Associate Justice of the Supreme Court of the United States.

Rod J. Rosenstein, of Maryland, to be Deputy Attorney General.

Rachel L. Brand, of Iowa, to be Associate Attorney General.

Steven Andrew Engel, of the District of Columbia, to be an Assistant Attorney General. **Page S607**

Messages from the House: **Pages S592–93**

Measures Referred: **Page S593**

Measures Read the First Time: **Page S593**

Executive Reports of Committees: **Page S594**

Additional Cosponsors: **Pages S595–96**

Statements on Introduced Bills/Resolutions: **Pages S596–S604**

Additional Statements: **Pages S591–92**

Authorities for Committees to Meet: **Page S604**

Record Votes: Seven record votes were taken today. (Total—42) **Pages S553–54, S561–62**

Adjournment: Senate convened at 12 noon and adjourned at 9:25 p.m., until 11 a.m. on Thursday, February 2, 2017. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S605.)

Committee Meetings

(Committees not listed did not meet)

CBO BUDGET AND ECONOMIC OUTLOOK

Committee on the Budget: Committee concluded a hearing to examine the Congressional Budget Office's budget and economic outlook, focusing on fiscal years 2017–2027, after receiving testimony from Keith Hall, Director, Congressional Budget Office.

REDUCING REGULATION

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine a growth agenda, focusing on reducing unnecessary regulatory burdens, after receiving testimony from Jack N. Gerard, American Petroleum Institute, Rosario Palmieri, National Association of Manufacturers, Adam J. White, The Hoover Institution, and Lisa Heinzerling, Georgetown University Law Center, all of Washington, D.C.; and Gary Shapiro, Consumer Technology Association, Arlington, Virginia.

BUSINESS MEETING

Committee on Environment and Public Works: Committee began consideration of an original resolution authorizing expenditures by the committee, rules of procedure for the 115th Congress, and the nomination of Scott Pruitt, of Oklahoma, to be Administrator of the Environmental Protection Agency, but did not complete action thereon, recessed subject to the call, and will meet again on Thursday, February 2, 2017.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the nominations of Steven T. Mnuchin, of California, to be Secretary of the Treasury, and Thomas Price, of Georgia, to be Secretary of Health and Human Services.

BUSINESS MEETING

Committee on Homeland Security and Governmental Affairs: Committee ordered favorably reported an original resolution (S. Res. 34) authorizing expenditures by the committee, and adopted its rules of procedure for the 115th Congress.

Also, committee announced the following subcommittee assignments:

Permanent Subcommittee on Investigations: Senators Portman (Chair), Lankford, McCain, Paul, Daines, Carper, Tester, Heitkamp, and Peters.

Subcommittee on Federal Spending Oversight and Emergency Management: Senators Paul (Chair), Lankford, Enzi, Hoeven, Peters, Hassan, and Harris.

Subcommittee on Regulatory Affairs and Federal Management: Senators Lankford (Chair), McCain, Portman, Enzi, Daines, Heitkamp, Carper, Hassan, and Harris.

Senators Johnson and McCaskill are ex-officio members of each subcommittee.

INDIVIDUAL HEALTH INSURANCE MARKET

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine the Affordable Care Act, focusing on stabilizing the individual health insurance market, after receiving testimony from former Kentucky Governor Steven L. Beshear, Lexington; Julie Mix McPeak, Tennessee Department of Commerce and Insurance, Nashville; and Marilyn Tavenner, America's Health Insurance Plans, and Janet Stokes Trautwein, National Associa-

tion of Health Underwriters, both of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nomination of Jeff Sessions, of Alabama, to be Attorney General, Department of Justice.

NOMINATION

Committee on Veterans' Affairs: Committee concluded a hearing to examine the nomination of David J. Shulkin, of Pennsylvania, to be Secretary of Veterans Affairs, after the nominee, who was introduced by Senator Toomey, testified and answered questions in his own behalf.

BUSINESS MEETING

Special Committee on Aging: Committee ordered favorably reported an original resolution (S. Res. 31) authorizing expenditures by the Committee, and adopted its rules of procedure for the 115th Congress.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 35 public bills, H.R. 781–815; and 11 resolutions, H.J. Res. 56–59; H. Con. Res. 16–18; and H. Res. 78–81, were introduced. **Pages H875–77**

Additional Cosponsors: **Page H879**

Reports Filed: There were no reports filed today.

Speaker: Read a letter from the Speaker wherein he appointed Representative Valadao to act as Speaker pro tempore for today. **Page H823**

Recess: The House recessed at 10:48 a.m. and reconvened at 12 noon. **Page H828**

Journal: The House agreed to the Speaker's approval of the Journal by voice vote. **Pages H829, H859**

Providing for congressional disapproval under chapter 8 of title 5, United States Code, of a rule submitted by the Securities and Exchange Commission relating to "Disclosure of Payments by Resource Extraction Issuers": The House passed H.J. Res. 41, providing for congressional disapproval under chapter 8 of title 5, United States Code, of a rule submitted by the Securities and Exchange Commission relating to "Disclosure of Payments by Re-

source Extraction Issuers", by a yea-and-nay vote of 235 yeas to 187 nays, Roll No. 72. **Pages H848–59**

H. Res. 71, the rule providing for consideration of the joint resolutions (H.J. Res. 41) and (H.J. Res. 40) was agreed to by a recorded vote of 231 yeas to 191 noes, Roll No. 71, after the previous question was ordered by a yea-and-nay vote of 231 yeas to 191 nays, Roll No. 70. **Pages H831–39**

Disapproving the rule submitted by the Department of the Interior known as the Stream Protection Rule: The House passed H.J. Res. 38, disapproving the rule submitted by the Department of the Interior known as the Stream Protection Rule, by a yea-and-nay vote of 228 yeas to 194 nays, Roll No. 73. **Pages H840–48, H859**

H. Res. 70, the rule providing for consideration of the joint resolution (H.J. Res. 38) was agreed to yesterday, January 31st.

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of today and appear on pages H838–39, H839, H858–59, and H859. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 6:50 p.m.

Committee Meetings

ORGANIZATIONAL MEETING

Committee on Agriculture: Full Committee held an organizational meeting for the 115th Congress. The committee adopted its rules, oversight plan, and staff list.

THE STATE OF THE WORLD: NATIONAL SECURITY THREATS AND CHALLENGES

Committee on Armed Services: Full Committee held a hearing entitled “The State of the World: National Security Threats and Challenges”. Testimony was heard from public witnesses.

RESCUING AMERICANS FROM THE FAILED HEALTH CARE LAW AND ADVANCING PATIENT-CENTERED SOLUTIONS

Committee on Education and the Workforce: Full Committee held a hearing entitled “Rescuing Americans from the Failed Health Care Law and Advancing Patient-Centered Solutions”. Testimony was heard from public witnesses.

STRENGTHENING MEDICAID AND PRIORITIZING THE MOST VULNERABLE

Committee on Energy and Commerce: Subcommittee on Health held a hearing entitled “Strengthening Medicaid and Prioritizing the Most Vulnerable”. Testimony was heard from public witnesses.

THE ELECTRICITY SECTOR’S EFFORTS TO RESPOND TO CYBERSECURITY THREATS

Committee on Energy and Commerce: Subcommittee on Energy held a hearing entitled “The Electricity Sector’s Efforts to Respond to Cybersecurity Threats”. Testimony was heard from public witnesses.

NEXT STEPS IN THE ‘SPECIAL RELATIONSHIP’—IMPACT OF A U.S.-U.K. FREE TRADE AGREEMENT

Committee on Foreign Affairs: Subcommittee on Terrorism, Nonproliferation, and Trade; and Subcommittee on Europe, Eurasia, and Emerging Threats, held a joint hearing entitled “Next Steps in the ‘Special Relationship’—Impact of a U.S.-U.K. Free Trade Agreement”. Testimony was heard from public witnesses.

ORGANIZATIONAL MEETING

Committee on Homeland Security: Full Committee held an organizational meeting for the 115th Congress. The committee adopted its rules, oversight plan, and a committee resolution relating to staff hiring. The chair and ranking member agreed to the security policy and travel policy. The chair and ranking

member also announced the subcommittees and member assignments.

EMPOWERING THE INSPECTORS GENERAL

Committee on Oversight and Government Reform: Full Committee held a hearing entitled “Empowering the Inspectors General”. Testimony was heard from Michael E. Horowitz, Chair, Council of the Inspectors General on Integrity and Efficiency, Inspector General, Department of Justice; Kathy A. Buller, Executive Chair, Legislation Committee, Council of the Inspectors General on Integrity and Efficiency, Inspector General, Peace Corps; Scott S. Dahl, Inspector General, Department of Labor; and John Roth, Inspector General, Department of Homeland Security.

FIVE YEARS LATER: A REVIEW OF THE WHISTLEBLOWER PROTECTION ENHANCEMENT ACT

Committee on Oversight and Government Reform: Subcommittee on Government Operations held a hearing entitled “Five Years Later: A Review of the Whistleblower Protection Enhancement Act”. Testimony was heard from Robert P. Storch, Deputy Inspector General and Whistleblower Ombudsman, Office of Inspector General, Chair, Whistleblower Ombudsman Working Group Council of the Inspectors General on Integrity and Efficiency, Department of Justice; Eric Bachman, Deputy Special Counsel for Litigation and Legal Affairs, Office of Special Counsel; and public witnesses.

ORGANIZATIONAL MEETING

Committee on Small Business: Full Committee held an organizational meeting for the 115th Congress. The committee adopted its rules and its authorization and oversight plan.

BUILDING A 21ST CENTURY INFRASTRUCTURE FOR AMERICA

Committee on Transportation and Infrastructure: Full Committee held a hearing entitled “Building a 21st Century Infrastructure for America”. Testimony was heard from public witnesses.

Joint Meetings

No joint committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D82)

H.R. 72, to ensure the Government Accountability Office has adequate access to information. Signed on January 31, 2017. (Public Law 115–3)

COMMITTEE MEETINGS FOR THURSDAY,
FEBRUARY 2, 2017

(Committee meetings are open unless otherwise indicated)

Senate

Committee on the Budget: business meeting to consider the nomination of Mick Mulvaney, of South Carolina, to be Director of the Office of Management and Budget, 11 a.m., SD-608.

Committee on Environment and Public Works: to continue an organizational business meeting to consider committee rules, an original resolution authorizing expenditures by the committee during the 115th Congress, and the nomination of Scott Pruitt, of Oklahoma, to be Administrator of the Environmental Protection Agency, 10:15 a.m., SD-406.

Committee on Homeland Security and Governmental Affairs: business meeting to consider the nomination of Mick Mulvaney, of South Carolina, to be Director of the Office of Management and Budget, 10 a.m., SD-342.

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

House

Committee on Armed Services, Full Committee, business meeting for consideration of the committee oversight plan for 115th Congress, 10 a.m., 2118 Rayburn.

Committee on the Budget, Full Committee, hearing entitled “The Congressional Budget Office’s Budget and Economic Outlook”, 10 a.m., 1334 Longworth.

Committee on Education and the Workforce, Subcommittee on Early Childhood, Elementary, and Secondary Education, hearing entitled “Helping Students Succeed Through the Power of School Choice”, 10 a.m., 2175 Rayburn.

Committee on Energy and Commerce, Subcommittee on Health, hearing entitled “Patient Relief from Collapsing Health Markets”, 10:30 a.m., 2123 Rayburn.

Subcommittee on Communications and Technology, hearing entitled “Reauthorization of NTIA”, 10:45 a.m., 2322 Rayburn.

Committee on Financial Services, Full Committee, organizational meeting for the 115th Congress, 11 a.m., 2128 Rayburn.

Committee on Foreign Affairs, Subcommittee on the Middle East and North Africa; and Subcommittee on Africa, Global Health, Global Human Rights, and International Organizations, joint hearing entitled “Israel, the Palestinians, and the United Nations: Challenges for the New Administration”, 10 a.m., 2172 Rayburn.

Committee on Homeland Security, Subcommittee on Transportation and Protective Security, hearing entitled “The Future of the Transportation Security Administration”, 10 a.m., HVC-210.

Committee on the Judiciary, Full Committee, markup on H.R. 732, the “Stop Settlement Slush Funds Act of 2017”; H.R. 720, the “Lawsuit Abuse Reduction Act of 2017”; and H.R. 725, the “Innocent Party Protection Act”, 10 a.m., 2141 Rayburn.

Committee on Oversight and Government Reform, Full Committee, hearing entitled “Improving Security and Efficiency at OPM and the National Background Investigations Bureau”, 9 a.m., 2154 Rayburn.

Full Committee, business meeting on the committee’s oversight and authorization plan; and markup on H.R. 396, the “Tax Accountability Act of 2017”; H.R. 194, the “Federal Agency Mail Management Act of 2017”; H.R. 702, the “Federal Employee Antidiscrimination Act of 2017”; H.R. 679, the “Construction Consensus Procurement Improvement Act of 2017”; H.R. 653, the “Federal Intern Protection Act of 2017”; and H.R. 657, the “Follow the Rules Act” (continued), 1 p.m., 2154 Rayburn.

Résumé of Congressional Activity

FIRST SESSION OF THE ONE HUNDRED FIFTEENTH 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.

DATA ON LEGISLATIVE ACTIVITY

January 3 through January 31, 2017

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session	16	16	..
Time in session	83 hrs., 16'	87 hrs., 19'	..
Congressional Record:			
Pages of proceedings	540	822	..
Extensions of Remarks .....	..	110	..
Public bills enacted into law	1	2	3
Private bills enacted into law .....	..	..	..
Bills in conference .....	..	..	..
Measures passed, total	16	100	116
Senate bills	1	1	..
House bills	2	67	..
Senate joint resolutions .....	..	..	..
House joint resolutions .....	..	1	..
Senate concurrent resolutions	3	3	..
House concurrent resolutions .....	..	1	..
Simple resolutions	10	27	..
Measures reported, total	*7	*8	15
Senate bills	2	..	..
House bills .....	..	..	..
Senate joint resolutions .....	..	..	..
House joint resolutions .....	..	..	..
Senate concurrent resolutions .....	..	..	..
House concurrent resolutions .....	..	..	..
Simple resolutions	5	8	..
Special reports	1	..	..
Conference reports .....	..	..	..
Measures pending on calendar	2	2	..
Measures introduced, total	288	927	1,215
Bills	238	780	..
Joint resolutions	15	55	..
Concurrent resolutions	6	15	..
Simple resolutions	29	77	..
Quorum calls	1	1	..
Yea-and-nay votes	35	26	..
Recorded votes .....	..	42	..
Bills vetoed .....	..	..	..
Vetoes overridden .....	..	..	..

DISPOSITION OF EXECUTIVE NOMINATIONS

January 3 through January 31, 2017

Civilian nominations, totaling 52, disposed of as follows:	
Confirmed	6
Unconfirmed	46
Army nominations, totaling 2, disposed of as follows:	
Unconfirmed	2
Navy nominations, totaling 1, disposed of as follows:	
Unconfirmed	1
<i>Summary</i>	
Total nominations carried over from the First Session	0
Total nominations received	55
Total confirmed	6
Total unconfirmed	49
Total withdrawn	0
Total returned to the White House	0

*These figures include all measures reported, even if there was no accompanying report. A total of 2 written reports have been filed in the Senate, 8 reports have been filed in the House.

Next Meeting of the SENATE

11 a.m., Thursday, February 2

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Thursday, February 2

Senate Chamber

Program for Thursday: Senate will continue consideration of H.J. Res. 38, Stream Protection Rule, with six hours of debate remaining on the joint resolution.

House Chamber

Program for Thursday: Consideration of H.J. Res. 40—Providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Social Security Administration relating to Implementation of the NICS Improvement Amendments Act of 2007. Consideration of H.J. Res. 37—Disapproving the final rule submitted by the Department of Defense, the General Services Administration, and the National Aeronautics and Space Administration relating to the Federal Acquisition Regulation (Subject to a Rule).

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