

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S793–S846*

**Measures Introduced:** Thirteen bills were introduced, as follows: S. 2402–2414. **Page S840**

#### Measures Reported:

Special Report entitled “Report on the Activities of the Committee on Armed Services, 114th Congress, First and Second Sessions”. (S. Rept. No. 115–207) **Page S840**

#### Measures Passed:

*Authorizing the Use of Emancipation Hall:* Senate agreed to H. Con. Res. 102, authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to celebrate the 200th anniversary of the birth of Frederick Douglass. **Pages S843–44**

#### House Messages:

**Department of Defense Appropriations Act:** Senate continued consideration of the amendment of the House to the amendment of the Senate to H.R. 695, to amend the National Child Protection Act of 1993 to establish a voluntary national criminal history background check system and criminal history review program for certain individuals who, related to their employment, have access to children, the elderly, or individuals with disabilities, taking action of the following motions and amendments proposed thereto:

Pending:

McConnell motion to concur in the amendment of the House to the amendment of the Senate to the bill. **Pages S794–99**

McConnell motion to refer the message of the House on the bill to the Committee on the Appropriations, with instructions, McConnell Amendment No. 1922, to change the enactment date. **Page S794**

McConnell Amendment No. 1923 (to (the instructions) Amendment No. 1922), of a perfecting nature. **Page S794**

McConnell Amendment No. 1924 (to Amendment No. 1923), of a perfecting nature. **Page S794**

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

By 55 yeas to 44 nays (Vote No. 29), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on McConnell motion to concur in the amendment of the House to the amendment of the Senate to the bill. **Pages S798–99**

**Honoring Hometown Heroes Act:** Senate continued consideration of the amendment of the House to the amendment of the Senate to H.R. 1892, to amend title 4, United States Code, to provide for the flying of the flag at half-staff in the event of the death of a first responder in the line of duty, taking action of the following motions and amendments proposed thereto:

Pending:

McConnell motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Amendment No. 1930, in the nature of a substitute. **Pages S799–S838**

McConnell Amendment No. 1931 (to Amendment No. 1930), to change the enactment date. **Page S799**

McConnell motion to refer the message of the House on the bill to the Committee on the Appropriations, with instructions, McConnell Amendment No. 1932, to change the enactment date. **Page S799**

McConnell Amendment No. 1933 (to (the instructions) Amendment No. 1932), of a perfecting nature. **Page S799**

McConnell Amendment No. 1934 (to Amendment No. 1933), of a perfecting nature. **Page S799**

**Nominations Received:** Senate received the following nominations:

1 Air Force nomination in the rank of general.

2 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, and Marine Corps. **Pages S844–46**

**Messages from the House:** **Page S839**

**Measures Referred:** **Pages S839–40**

**Executive Reports of Committees:** **Page S840**

**Additional Cosponsors:** **Pages S840–41**

**Statements on Introduced Bills/Resolutions:**

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|--|----------------------|
| <b>Additional Statements:</b>  | <b>Page S839</b>     |
| <b>Amendments Submitted:</b>   | <b>Pages S841–43</b> |
| <b>Authorities for Committees to Meet:</b>   | <b>Page S843</b>     |
| <b>Privileges of the Floor:</b>  | <b>Page S843</b>     |
| <b>Record Votes:</b> One record vote was taken today.<br>(Total—29)  | <b>Page S799</b>     |
| <b>Recess:</b> Senate convened at 10:30 a.m. and recessed at 10:54 p.m., until 12:01 a.m. on Friday, February 9, 2018. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S844.) |                      |

## Committee Meetings

(Committees not listed did not meet)

### NOMINATIONS

*Committee on Armed Services:* Committee concluded a hearing to examine the nominations of Paul C. Ney, Jr., of Tennessee, to be General Counsel, who was introduced by Senator Corker, Kevin Fahey, of Massachusetts, to be an Assistant Secretary, and Thomas E. Ayres, of Pennsylvania, to be General Counsel of the Department of the Air Force, all of the Department of Defense, and Lisa Gordon-Hagerty, of Virginia, to be Under Secretary for Nuclear Security, Department of Energy, after the nominees testified and answered questions in their own behalf.

### BUSINESS MEETING

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the nominations of Jelena McWilliams, of Ohio, to be Chairperson of the Board of Directors, and to be a Member of the Board of Directors, Federal Deposit Insurance Corporation, Marvin Goodfriend, of Pennsylvania, to be a Member of the Board of Governors of the Federal Reserve System, and Thomas E. Workman, of New York, to be a Member of the Financial Stability Oversight Council.

Also, Committee announced the following subcommittee assignments:

*Subcommittee on Housing, Transportation, and Community Development:* Senators Scott (Chair), Shelby, Heller, Rounds, Tillis, Kennedy, Moran, Menendez, Reed, Heitkamp, Schatz, Van Hollen, and Jones.

*Subcommittee on Financial Institutions and Consumer Protection:* Senators Toomey (Chair), Shelby, Corker, Heller, Scott, Sasse, Cotton, Perdue, Kennedy, Warren, Reed, Tester, Warner, Donnelly, Schatz, Van Hollen, and Cortez Masto.

*Subcommittee on Securities, Insurance, and Investment:* Senators Heller (Chair), Shelby, Corker, Toomey, Scott, Sasse, Rounds, Tillis, Moran, Warner, Reed,

Menendez, Tester, Warren, Van Hollen, Cortez Masto, and Jones.

*Subcommittee on National Security and International Trade and Finance:* Senators Sasse (Chair), Corker, Cotton, Rounds, Perdue, Donnelly, Warner, Heitkamp, and Schatz.

*Subcommittee on Economic Policy:* Senators Cotton (Chair), Toomey, Perdue, Tillis, Kennedy, Moran, Heitkamp, Menendez, Warren, Donnelly, and Jones.

*Senators Crapo and Brown are ex officio members of each subcommittee.*

### U.S. ENERGY INFRASTRUCTURE

*Committee on Energy and Natural Resources:* Committee concluded an oversight hearing to examine the evolution of energy infrastructure in the United States and how lessons learned from the past can inform future opportunities, after receiving testimony from David Allen, McKinstry Company, Seattle, Washington; John Di Stasio, Large Public Power Council, Philip D. Moeller, Edison Electric Institute, and Donald F. Santa, Interstate Natural Gas Association of America, all of Washington, D.C.; Kenneth B. Medlock III, Rice University James A. Baker III Institute for Public Policy Center for Energy Studies, Houston, Texas; and Philip Mezey, Itron, Inc., Liberty Lake, Washington.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee announced the following subcommittee assignments:

*Subcommittee on Near East, South Asia, Central Asia, and Counterterrorism:* Senators Risch (Chair), Rubio, Johnson, Young, Portman, Kaine, Cardin, Murphy, and Booker.

*Subcommittee on Western Hemisphere, Transnational Crime, Civilian Security, Democracy, Human Rights, and Global Women's Issues:* Senators Rubio (Chair), Johnson, Flake, Gardner, Isakson, Cardin, Udall, Shaheen, and Kaine.

*Subcommittee on Europe and Regional Security Cooperation:* Senators Johnson (Chair), Risch, Barrasso, Portman, Paul, Murphy, Markey, Cardin, and Shaheen.

*Subcommittee on Africa and Global Health Policy:* Senators Flake (Chair), Young, Barrasso, Isakson, Paul, Booker, Coons, Udall, and Merkley.

*Subcommittee on East Asia, the Pacific, and International Cybersecurity Policy:* Senators Gardner (Chair), Risch, Rubio, Barrasso, Isakson, Markey, Merkley, Murphy, and Kaine.

*Subcommittee on Multilateral International Development, Multilateral Institutions, and International Economic, Energy, and Environmental Policy:* Senators Young (Chair), Flake, Gardner, Barrasso, Portman, Merkley, Udall, Coons, and Markey.

*Subcommittee on State Department and USAID Management, International Operations, and Bilateral International Development:* Senators Isakson (Chair), Risch, Rubio, Portman, Paul, Shaheen, Coons, Booker, and Udall.

*Senators Corker and Menendez are ex officio members of each subcommittee.*

## THE OPIOID CRISIS

*Committee on Health, Education, Labor, and Pensions:* Committee concluded a hearing to examine the opioid crisis, focusing on the impact on children and families, after receiving testimony from Becky Savage, 525 Foundation, Granger, Indiana; Stephen W. Patrick, Vanderbilt University School of Medicine, Nashville, Tennessee; and William C. Bell, Casey Family Programs, Seattle, Washington.

## BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the nominations of Kurt D. Engelhardt, of Louisiana, to be United States Circuit Judge for the Fifth Circuit, Barry W. Ashe, to be

United States District Judge for the Eastern District of Louisiana, Howard C. Nielson, Jr., to be United States District Judge for the District of Utah, James R. Sweeney II, to be United States District Judge for the Southern District of Indiana, and John C. Anderson, to be United States Attorney for the District of New Mexico, Brandon J. Fremin, to be United States Attorney for the Middle District of Louisiana, Joseph P. Kelly, to be United States Attorney for the District of Nebraska, Scott W. Murray, to be United States Attorney for the District of New Hampshire, David C. Weiss, to be United States Attorney for the District of Delaware, David G. Jolley, to be United States Marshal for the Eastern District of Tennessee, and Thomas M. Griffin, Jr., to be United States Marshal for the District of South Carolina, all of the Department of Justice.

## INTELLIGENCE

*Select Committee on Intelligence:* Committee met in closed session to receive a briefing on certain intelligence matters from officials of the intelligence community.

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# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 21 public bills, H.R. 4964, 4977–4996; and 1 resolution, H. Res. 735 were introduced. **Pages H1074–75**

**Additional Cosponsors:** **Pages H1075–76**

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

H.R. 1417, to amend the National Law Enforcement Museum Act to allow the Museum to acquire, receive, possess, collect, ship, transport, import, and display firearms, and for other purposes (H. Rept. 115–548);

H.R. 3948, to prohibit the Securities and Exchange Commission from compelling a person to produce or furnish algorithmic trading source code or similar intellectual property to the Commission unless the Commission first issues a subpoena, and for other purposes, with amendments (H. Rept. 115–549);

H.R. 4508, to support students in completing an affordable postsecondary education that will prepare them to enter the workforce with the skills they need for lifelong success, with an amendment (H. Rept. 115–550); and

H. Res. 734, providing for consideration of the Senate amendment to the House amendment to the

Senate amendment to the bill (H.R. 1892) to amend title 4, United States Code, to provide for the flying of the flag at half-staff in the event of the death of a first responder in the line of duty (H. Rept. 115–551). **Page H1074**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Rodney Davis (IL) to act as Speaker pro tempore for today. **Page H977**

**Recess:** The House recessed at 9:19 a.m. and reconvened at 10 a.m. **Page H979**

**Journal:** The House agreed to the Speaker's approval of the Journal by a yea-and-nay vote of 208 yeas to 194 nays with two answering "present", Roll No. 65. **Pages H979, H982–83**

**Recess:** The House recessed at 10:13 a.m. and reconvened at 10:27 a.m. **Page H981**

**Mortgage Choice Act:** The House passed H.R. 1153, to amend the Truth in Lending Act to improve upon the definitions provided for points and fees in connection with a mortgage transaction, by a yea-and-nay vote of 280 yeas to 131 nays, Roll No. 64. Consideration began yesterday, February 7th. **Pages H981–83**

H. Res. 725, the rule providing for consideration of the bills (H.R. 772), (H.R. 1153), and (H.R. 4771) was agreed to Tuesday, February 6th.

**Recess:** The House recessed at 12:53 p.m. and reconvened at 4:15 p.m. **Page H994**

**Small Bank Holding Company Relief Act of 2018:** The House passed H.R. 4771, to raise the consolidated assets threshold under the small bank holding company policy statement, by a yea-and-nay vote of 280 yeas to 139 nays, Roll No. 66.

**Pages H983–90, H995**

Pursuant to the Rule, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 115–57 shall be considered as adopted. **Page H983**

H. Res. 725, the rule providing for consideration of the bills (H.R. 772), (H.R. 1153), and (H.R. 4771) was agreed to Tuesday, February 6th.

**Recess:** The House recessed at 4:45 p.m. and reconvened at 3:20 a.m. on Friday, February 9, 2018.

**Page H995**

**Honoring Hometown Heroes Act:** The House agreed to the motion to concur in the Senate amendment to the House amendment to the Senate amendment to H.R. 1892, to amend title 4, United States Code, to provide for the flying of the flag at half-staff in the event of the death of a first responder in the line of duty, by a recorded vote of 240 yeas to 186 noes, Roll No. 69.

**Pages H1002–71**

H. Res. 734, the rule providing for consideration of the Senate amendment to the House amendment to the Senate amendment to the bill (H.R. 1892) was agreed to by a yea-and-nay vote of 224 yeas to 193 nays, Roll No. 68, after the previous question was ordered by a yea-and-nay vote of 224 yeas to 186 nays, Roll No. 67.

**Pages H996–H1002**

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

**Improving Rural Call Quality and Reliability Act:** S. 96, to amend the Communications Act of 1934 to ensure the integrity of voice communications and to prevent unjust or unreasonable discrimination among areas of the United States in the delivery of such communications; and

**Pages H990–92**

**Kari's Law Act:** Concur in the Senate amendment to H.R. 582, to amend the Communications Act of 1934 to require multi-line telephone systems to have

a configuration that permits users to directly initiate a call to 9–1–1 without dialing any additional digit, code, prefix, or post-fix. **Pages H992–94**

**Meeting Hour:** Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 12 noon on Tuesday, February 13th for Morning Hour debate. **Page H1071**

**Department of Defense Appropriations Act, 2017:** The House agreed to take from the Speaker's table and concur in the Senate amendment to H.R. 1301, making appropriations for the Department of Defense for the fiscal year ending September 30, 2017. **Pages H1071–72**

**Providing for a correction in the enrollment of H.R. 1892:** The House agreed to take from the Speaker's table and concur in the Senate amendment to H. Con. Res. 104, providing for a correction in the enrollment of H.R. 1892. **Page H1072**

**Senate Messages:** Message received from the Senate and messages received from the Senate by the Clerk and subsequently presented to the House today appear on pages H990 and H995.

**Quorum Calls—Votes:** Five yea-and-nay votes and one recorded vote developed during the proceedings of today and appear on pages H981–82, H982–83, H995, H1001, H1002, and H1071. There were no quorum calls.

**Adjournment:** The House met at 9 a.m. and adjourned at 5:36 a.m. on Friday, February 9, 2018.

## Committee Meetings

No hearings were held.

## Joint Meetings

No joint committee meetings were held.

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## COMMITTEE MEETINGS FOR FRIDAY, FEBRUARY 9, 2018

*(Committee meetings are open unless otherwise indicated)*

### Senate

No meetings/hearings scheduled.

### House

No hearings are scheduled.

*Next Meeting of the SENATE*

12:01 a.m., Friday, February 9

*Next Meeting of the HOUSE OF REPRESENTATIVES*

12 noon, Tuesday, February 13

## Senate Chamber

**Program for Friday:** Senate will vote on the motion to invoke cloture on McConnell motion to concur in the amendment of the House to the amendment of the Senate to H.R. 1892, Honoring Hometown Heroes Act, with Amendment No. 1930, in the nature of a substitute, at approximately 1 a.m.

## House Chamber

**Program for Tuesday:** To be announced.

## Extensions of Remarks, as inserted in this issue

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