

# Daily Digest

## HIGHLIGHTS

Senate agreed to S. Con. Res. 60, Adjournment Resolution.

## Senate

### Chamber Action

*Routine Proceedings, pages S6829–S6873*

**Measures Introduced:** Five bills and four resolutions were introduced, as follows: S. 3631–3635, S. Res. 597–599, and S. Con. Res. 60. **Page S6855**

#### Measures Passed:

***PREEMIE Reauthorization Act:*** Senate passed S. 1440, to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

**Pages S6868–70**

Landrieu (for Alexander) Amendment No. 2926, to strike provisions relating to the National Institutes of Health. **Pages S6869–70**

***American Recovery and Reinvestment Act of 2009 and the Emergency Economic Stabilization Act of 2008:*** Senate passed H.R. 6570, to amend the American Recovery and Reinvestment Act of 2009 and the Emergency Economic Stabilization Act of 2008 to consolidate certain CBO reporting requirements. **Page S6870**

***Mitochondrial Disease Awareness Week:*** Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 490, designating the week of September 16, 2012, as “Mitochondrial Disease Awareness Week”, reaffirming the importance of an enhanced and coordinated research effort on mitochondrial diseases, and commending the National Institutes of Health for its efforts to improve the understanding of mitochondrial diseases, and the resolution was then agreed to. **Pages S6870–71**

***Charitable Donations in Senate Buildings:*** Senate agreed to S. Res. 597, to permit the collection of clothing, toys, food, and housewares during the

holiday season for charitable purposes in Senate buildings. **Page S6871**

***Congratulating the San Francisco Giants:*** Senate agreed to S. Res. 598, commending and congratulating the San Francisco Giants for winning the 2012 World Series. **Pages S6871–72**

***Support of the State of Israel:*** Senate agreed to S. Res. 599, expressing vigorous support and unwavering commitment to the welfare, security, and survival of the State of Israel as a Jewish and democratic state with secure borders, and recognizing and strongly supporting its right to act in self-defense to protect its citizens against acts of terrorism. **Page S6872**

***Adjournment Resolution:*** Senate agreed to S. Con. Res. 60, providing for a conditional adjournment or recess of the Senate and an adjournment of the House of Representatives. **Pages S6872–73**

#### Measures Considered:

***National Defense Authorization Act:*** Senate began consideration of the motion to proceed to consideration of S. 3254, to authorize appropriations for fiscal year 2013 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year. **Pages S6829–30**

***Sportsmen’s Act—Agreement:*** Senate resumed consideration of S. 3525, to protect and enhance opportunities for recreational hunting, fishing, and shooting, and taking action on the following motions and amendments proposed thereto: **Pages S6830–48**

#### Pending:

Reid (for Tester) Amendment No. 2875, in the nature of a substitute. **Page S6830**

Reid Amendment No. 2876 (to Amendment No. 2875), to change the enactment date. **Page S6830**

Reid Amendment No. 2877 (to Amendment No. 2876), of a perfecting nature. **Page S6830**

Reid Amendment No. 2878 (to the language proposed to be stricken by Amendment No. 2875), to change the enactment date. **Page S6830**

Reid Amendment No. 2879 (to Amendment No. 2878), of a perfecting nature. **Page S6830**

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

By 84 yeas to 12 nays (Vote No. 203), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on the bill. **Pages S6830–31**

Reid Motion to commit the bill to the Committee on Energy and Natural Resources, with instructions, Reid Amendment No. 2880, to change the enactment date, fell when cloture was invoked on the bill. **Page S6830**

Reid Amendment No. 2881 (to (the instructions) Amendment No. 2880), of a perfecting nature, fell when Reid Amendment No. 2880 fell. **Page S6830**

Reid Amendment No. 2882 (to Amendment No. 2881), of a perfecting nature, fell when Reid Amendment No. 2881 fell. **Page S6830**

A unanimous-consent-time agreement was reached providing that on Monday, November 26, 2012, it be in order for Senator Sessions, or his designee, to be recognized in order to raise a Budget Act point of order against Reid (for Tester) Amendment No. 2875 (listed above), and that it be in order for Senator Reid, or his designee, to make a motion to waive the point of order; that at 5:30 p.m. on Monday, November 26, 2012, Senate vote on the motion to waive, if raised; that if the motion to waive is successful, Reid Amendment No. 2876, Reid Amendment No. 2877, Reid Amendment No. 2878, and Reid Amendment No. 2879 be withdrawn, en bloc; Reid (for Tester) Amendment No. 2875 be agreed to; that no further amendments or motions be in order prior to a vote on passage of the bill; and Senate vote on passage of S. 3525, as amended, with no intervening action or debate; and if the motion to waive is not successful, the Majority Leader be recognized. **Page S6841**

A unanimous-consent agreement was reached providing that all post-cloture time on the bill be considered expired at 5:30 p.m., on Monday, November 26, 2012, and Senate proceed under the previous order. **Page S6873**

**Pro Forma Sessions—Agreement:** A unanimous-consent agreement was reached providing that the Senate convene for pro forma sessions only, with no business conducted, on the following dates and times, and that following each pro forma session, Senate adjourn until the next pro forma session: Friday, November 16, 2012, at 9:30 a.m.; Tuesday,

November 20, 2012, at 12 p.m.; and Friday, November 23, 2012, at 3 p.m.; and that the Senate adjourn on Friday, November 23, 2012, until 2 p.m., on Monday, November 26, 2012, unless the Senate has received a message from the House of Representatives that it has adopted S. Con. Res. 60, which is the adjournment resolution, and if the Senate has received such a message, Senate adjourn until Monday, November 26, 2012, at 2 p.m., under the provisions of S. Con. Res. 60; and that the Majority Leader be recognized. **Page S6873**

**Nominations Confirmed:** Senate confirmed the following nominations:

Martin J. Gruenberg, of Maryland, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation for a term of five years.

Thomas Hoenig, of Missouri, to be Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation. **Pages S6868, S6873**

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

Robert F. Cohen, Jr., of West Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2018.

Timothy J. Feighery, of New York, to be Chairman of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 2015.

William S. Greenberg, of New Jersey, to be a Judge of the United States Court of Appeals for Veterans Claims for the term of fifteen years. **Page S6873**

**Messages from the House:** **Page S6852**

**Measures Referred:** **Page S6852**

**Executive Communications:** **Pages S6852–55**

**Additional Cosponsors:** **Pages S6855–56**

**Statements on Introduced Bills/Resolutions:** **Pages S6856–59**

**Additional Statements:** **Pages S6850–52**

**Amendments Submitted:** **Pages S6859–61**

**Authorities for Committees to Meet:** **Page S6861**

**Record Votes:** One record vote was taken today. (Total—203) **Pages S6830–31**

**Adjournment:** Senate convened at 9 a.m. and adjourned, pursuant to the provisions of S. Con. Res. 60, at 6:01 p.m., until 9:30 a.m. on Friday, November 16, 2012 (Unless the Senate has received a message from the House of Representatives that the House has adopted S. Con. Res. 60, Adjournment Resolution. And if the Senate has received such a message, the Senate stand adjourned until 2 p.m., on

Monday, November 26, 2012). (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S6873.)

## Committee Meetings

(Committees not listed did not meet)

### NOMINATION

*Committee on Armed Services:* Committee concluded a hearing to examine the nomination of General Joseph F. Dunford, Jr., USMC for reappointment to the grade of general and to be Commander, International Security Assistance Force, and to be Commander, U.S. Forces, Afghanistan, after the nominee testified and answered questions in his own behalf.

### WATER RESOURCES DEVELOPMENT ACT

*Committee on Environment and Public Works:* Committee concluded a hearing to examine an original bill entitled, "Water Resources Development Act of 2012", after receiving testimony from Stephen Curtis, American Society of Civil Engineers, Washington, D.C.; Terrence Sullivan, The Nature Conservancy, Providence, Rhode Island; Amy W. Larson, National Waterways Conference, Inc., Arlington, Virginia; and Dusty Williams, National Association of Flood and Stormwater Management Agencies (NAFSMA), Riverside, California.

### PHARMACY COMPOUNDING AND MENINGITIS OUTBREAK

*Committee on Health, Education, Labor, and Pensions:* Committee concluded a hearing to examine pharmacy compounding, focusing on implications of the 2012 meningitis outbreak, after receiving testimony

from Beth Bell, Director, National Center for Emerging and Zoonotic Diseases, Centers for Disease Control and Prevention, and Margaret A. Hamburg, Commissioner of Food and Drugs, Food and Drug Administration, both of the Department of Health and Human Services; Lauren Smith, Massachusetts Department of Public Health Interim Commissioner, Boston; Marion Kainer, Tennessee Department of Health Healthcare Associated Infections and Antimicrobial Resistance Program Director, Nashville; David Miller, International Academy of Compounding Pharmacists, Missouri City, Texas; and Kasey Thompson, American Society of Health-System Pharmacists, Bethesda, Maryland.

### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

### PREVENTING ELDER FINANCIAL ABUSE

*Special Committee on Aging:* Committee concluded a hearing to examine preventing elder financial abuse, including strengthening efforts to combat elder financial exploitation, after receiving testimony from Kay E. Brown, Director, Education, Workforce, and Income Security, Government Accountability Office; Hubert H. Humphrey III, Assistant Director, Office for Older Americans, Consumer Financial Protection Bureau; Frank W. Abagnale, Frank W. Abagnale and Associates, and Paul Smocer, BITS, on behalf of the Financial Services Roundtable, both of Washington, D.C.; and Paul R. Greenwood, San Diego District Attorney's Office Elder Abuse Prosecution Unit, San Diego, California.

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# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 3 public bills, H.R. 6590–6592; and 4 resolutions, H. Res. 809–812 were introduced. **Pages H6396–97**

**Additional Cosponsors:** **Page H6397**

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

H.R. 1206, to amend title XXVII of the Public Health Service Act to preserve consumer and employer access to licensed independent insurance producers (H. Rept. 112–694) and S. 285, for the relief of Sopuruchi Chukwueke, with an amendment (H. Rept. 112–695). **Page H6396**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Farenthold to act as Speaker pro tempore for today. **Page H6371**

**Recess:** The House recessed at 10:50 a.m. and reconvened at 12 noon. **Page H6377**

**Chaplain:** The prayer was offered by the guest chaplain, Reverend Dr. Alan Keiran, Office of the United States Senate. **Page H6377**

**Russia and Moldova Jackson-Vanik Repeal Act of 2012—Rule for Consideration:** The House agreed to H. Res. 808, the rule that is providing for

consideration of H.R. 6156, to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to products of the Russian Federation and Moldova and to require reports on the compliance of the Russian Federation with its obligations as a member of the World Trade Organization, by a recorded vote of 253 yeas to 150 nays, Roll No. 606, after the previous question was ordered by a yeas-and-nays vote of 243 yeas to 164 nays, Roll No. 605.

Pages H6380–88, H6389–90

**Recess:** The House recessed at 1:26 p.m. and reconvened at 5:05 p.m.

Page H6387

**Oath of Office—Tenth Congressional District of New Jersey:** Representative-elect Donald M. Payne, Jr. presented himself in the well of the House and was administered the Oath of Office by the Speaker. Earlier, the Clerk of the House transmitted a scanned copy of a letter from the Honorable Kimberly M. Guadagno, Lieutenant Governor/Secretary of State, State of New Jersey, indicating that, according to the unofficial returns of the Special Election held November 6, 2012, the Honorable Donald M. Payne, Jr. was elected Representative to Congress for the Tenth Congressional District, State of New Jersey.

Pages H6388–89, H6395

**Whole Number of the House:** The Speaker announced to the House that, in light of the administration of the oath to the gentleman from New Jersey, the whole number of the House is 434.

Page H6389

**Moment of Silence:** The House observed a moment of silence in honor of the victims of Hurricane Sandy.

Page H6390

**Suspension—Proceedings Resumed:** The House agreed to suspend the rules and pass the following measure which was debated yesterday, November 14th:

*Mark Twain Commemorative Coin Act:* Concur in the Senate amendments to H.R. 2453, to require the Secretary of the Treasury to mint coins in commemoration of Mark Twain, by a  $\frac{2}{3}$  yeas-and-nays vote of 370 yeas to 19 nays, Roll No. 607.

Pages H6390–91

**Senate Message:** Message received from the Senate today appears on page H6371.

**Quorum Calls—Votes:** Two yeas-and-nays votes and one recorded vote developed during the proceedings of today and appear on pages H6388, H6389–90, H6391. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 6:51 p.m.

## Committee Meetings

### BENGHAZI AND BEYOND

*Committee on Foreign Affairs:* Full Committee held a hearing entitled “Benghazi and Beyond: What Went Wrong on September 11, 2012 and How to Prevent it from Happening at other Frontline Posts”. Testimony was heard from Michael Courts, Acting Director, International Affairs and Trade, Government Accountability Office; and public witnesses.

### WMD TERRORISM: ASSESSING THE CONTINUED HOMELAND THREAT

*Committee on Homeland Security:* Subcommittee on Counterterrorism and Intelligence held a hearing entitled “WMD Terrorism: Assessing the Continued Homeland Threat”. Testimony was heard from public witnesses.

### TSA’S RECENT SCANNER SHUFFLE

*Committee on Homeland Security:* Subcommittee on Transportation Security held a hearing entitled “TSA’s Recent Scanner Shuffle: Real Strategy or Wasteful Smokescreen?”. Testimony was heard from Jonathan Cantor, Acting Chief Privacy, Department of Homeland Security; and John Sanders, Assistant Administrator, Office of Security Capabilities, Transportation Security Administration.

### U.S. ANTARCTIC PROGRAM: ACHIEVING FISCAL AND LOGISTICAL EFFICIENCY WHILE SUPPORTING SOUND SCIENCE

*Committee on Science, Space, and Technology:* Full Committee held a hearing entitled “The U.S. Antarctic Program: Achieving Fiscal and Logistical Efficiency While Supporting Sound Science”. Testimony was heard from Norman R. Augustine, Chair, U.S. Antarctic Program Blue Ribbon Panel; Subra Suresh, Director, National Science Foundation; Duncan J. McNabb, Member, U.S. Antarctic Program Blue Ribbon Panel; and Warren M. Zapol, Chair, Committee on Future Science Opportunities in Antarctica and the Southern Ocean, National Research Council.

### REVIEW OF VETERANS EMPLOYMENT CHALLENGES AND INITIATIVES OF THE 112TH CONGRESS

*Committee on Veterans’ Affairs:* Subcommittee on Economic Opportunity held a hearing entitled “Review of Veterans Employment Challenges and Initiatives of the 112th Congress”. Testimony was heard from John K. Moran, Deputy Assistant Secretary for Operations & Management, Veterans’ Employment and Training Service, Department of Labor; Curtis L. Coy, Deputy Under Secretary for Economic Opportunity, Veterans Benefits Administration, Department of Veterans Affairs; Eliseo “Al” Cantu, Jr.,

Chair, Texas Veterans Commission; and Abraham J. Turner, Chair, Veterans Affairs Committee, National Association of State Workforce Agencies, Executive Director, South Carolina Department of Employment and Workforce.

#### ONGOING INTELLIGENCE ACTIVITIES

*House Permanent Select Committee on Intelligence:* Full Committee held a hearing on ongoing intelligence activities. This was a closed hearing.

### *Joint Meetings*

No joint committee meetings were held.

#### House Committees

*Committee on Homeland Security,* Subcommittee on Oversight, Investigations, and Management, hearing entitled “A Line in the Sand: Assessing Dangerous Threats to Our Nation’s Borders”, 9 a.m., 311 Cannon.

*Committee on Transportation and Infrastructure,* Full Committee, hearing entitled “Metropolitan Washington Air-

ports Authority (MWAA): A Review of the Department of Transportation Inspector General’s Findings and Recommendations”, 9 a.m., 2167 Rayburn.

*House Permanent Select Committee on Intelligence,* Full Committee, hearing on ongoing intelligence activities, 7:30 a.m., HVC-304. This is a closed hearing.

#### Joint Meetings

*Commission on Security and Cooperation in Europe:* to receive a briefing on assessing Ukraine’s parliamentary elections, focusing on the lack of a level playing field, 10 a.m., B318, Rayburn Building.

#### COMMITTEE MEETINGS FOR FRIDAY, NOVEMBER 16, 2012

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Select Committee on Intelligence:* to hold closed hearings to examine certain intelligence matters, 9 a.m., Room to be announced.

*Next Meeting of the SENATE*

9:30 a.m., Friday, November 16

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Friday, November 16

## Senate Chamber

**Program for Friday:** Senate will meet in a pro forma session.

## House Chamber

**Program for Friday:** Consideration of H.R. 6156—Russia and Moldova Jackson-Vanik Repeal Act of 2012 (Subject to a Rule).

## Extensions of Remarks, as inserted in this issue

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