

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S7127–S7278

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 3647–3650, and S. Res. 603–604. **Page S7215**

Measures Reported:

H.R. 2471, to amend section 2710 of title 18, United States Code, to clarify that a video tape service provider may obtain a consumer's informed, written consent on an ongoing basis and that consent may be obtained through the Internet, with an amendment in the nature of a substitute. **Page S7214**

Measures Passed:

No-Hassle Flying Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of S. 3542, to authorize the Assistant Secretary of Homeland Security (Transportation Security Administration) to modify screening requirements for checked baggage arriving from preclearance airports, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S7275–76**

Levin (for Klobuchar) Amendment No. 3286, to include the Committee on Homeland Security and Governmental Affairs of the Senate in the committees to which the report on re-screening of baggage is required to be submitted. **Page S7276**

American Diabetes Month: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 600, supporting the goals and ideals of American Diabetes Month, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page S7276**

Levin (for Shaheen) Amendment No. 3287, to make minor changes. **Page S7276**

National Nurse-Managed Health Clinic Week: Senate agreed to S. Res. 603, designating the week of November 26 through November 30, 2012, as National Nurse-Managed Health Clinic Week. **Page S7277**

Death of Former Senator Warren B. Rudman: Senate agreed to S. Res. 604, relative to the death of the Honorable Warren B. Rudman, former United States Senator for the State of New Hampshire. **Page S7277**

Measures Considered:

National Defense Authorization Act—Agreement: Senate continued 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, taking action on the following amendments proposed thereto: **Pages S7136–46, S7148–S7206**

Adopted:

Levin (for Kohl/Boozman) Amendment No. 2888, to provide for the payment of a benefit for the non-participation of eligible members in the Post-Deployment/Mobilization Respite Absence program due to Government error. **Pages S7136–37**

Levin (for Manchin) Amendment No. 2924, to require an additional element in the report on the accuracy of the Defense Enrollment Eligibility Reporting System. **Pages S7136–37**

Levin (for Webb) Amendment No. 2949, to extend the temporary increase in accumulated leave carryover for members of the Armed Forces. **Pages S7136–37**

Levin (for Wyden) Amendment No. 2960, to require a report on mechanisms to ease the reintegration into civilian life of members of the National Guard and the Reserves following a deployment on active duty. **Pages S7136–37**

Levin (for Sessions) Amendment No. 2963, to authorize the posthumous honorary promotion of Sergeant Paschal Conley to second lieutenant in the Army. **Pages S7136–37**

Levin (for Heller) Amendment No. 2969, to require a report on the future availability of TRICARE Prime throughout the United States. **Pages S7136–38**

Levin (for Hoeven) Amendment No. 2991, to express the sense of the Senate on the maintenance by the United States of a triad of strategic nuclear delivery systems. **Pages S7136–38**

Levin (for Barrasso) Amendment No. 3083, to authorize the Secretary of Defense to maintain the readiness and flexibility of the intercontinental ballistic missile force. **Pages S7136–38**

By a unanimous vote of 95 yeas (Vote No. 208), Cornyn Amendment No. 3158, to require the Secretary of Veterans Affairs to submit to Congress a plan to reduce the current backlog of veterans claims. **Pages S7143–44, S7145**

By 54 yeas to 41 nays (Vote No. 209), Hagan Amendment No. 3095, to strike the prohibition on biofuel refinery construction. **Pages S7144–45, S7145–46**

Portman Amendment No. 2995, to enhance authorities relating to the admission of defense industry civilians to certain Department of Defense educational institutions and programs. **Page S7149**

Levin (for Webb) Amendment No. 2948, to extend the authority to provide a temporary increase in rates of basic allowance for housing under certain circumstances. **Page S7149**

Levin (for Sessions) Amendment No. 2962, to express the sense of Congress on the submittal to Congress of the homeland defense hedging policy and strategy of the Secretary of Defense. **Pages S7149–50**

Levin (for Inhofe) Amendment No. 2971, to express the sense of the Senate on the protection of Department of Defense airfields, training airspace, and air training routes. **Pages S7149–50**

Levin (for Casey) Amendment No. 2986, to require contractors to notify small business concerns that they have been included in offers relating to contracts let by Federal agencies. **Pages S7149–50**

Levin (for Murray/Burr) Amendment No. 2989, to extend the authority of the Secretary of Veterans Affairs and the Secretary of Labor to carry out a program of referral and counseling services to veterans at risk of homelessness who are transitioning from certain institutions. **Pages S7149–50**

Levin (for Vitter) Amendment No. 3085, to require additional elements in the plan on the rationalization of cyber networks and cyber personnel of the Department of Defense. **Pages S7149–50**

Levin (for Coburn) Amendment No. 3110, to require a report on the balances carried forward by the Department of Defense at the end of fiscal year 2012. **Pages S7149–50**

Levin (for Manchin) Amendment No. 3166, to require a report on the future of family support programs of the Department of Defense. **Pages S7149–50**

Levin (for Boxer) Amendment No. 2981, to prohibit the issuance of a waiver for commissioning or enlistment in the Armed Forces for any individual convicted of a felony sexual offense. **Pages S7149–51**

By 62 yeas to 33 nays (Vote No. 210), Merkley Modified Amendment No. 3096, to express the sense of Congress on the accelerated transition of

United States combat and military and security operations to the Government of Afghanistan.

Pages S7148–49, S7151–52

Blumenthal Modified Amendment No. 3124, to prevent human trafficking in government contracting. **Pages S7152–54**

Inhofe Amendment No. 2972, to express the sense of Congress that the bugle call commonly known as “Taps” should be designated as the National Song of Military Remembrance. **Page S7154**

By 66 yeas to 29 nays (Vote No. 211), Gillibrand Modified Amendment No. 3058, to provide for certain treatment of autism under the TRICARE program. **Pages S7156–58**

Portman/Akaka Amendment No. 2956, to require a report on Department of Defense efforts to standardize educational transcripts issued to separating members of the Armed Forces. **Page S7159**

Whitehouse Amendment No. 3180, to provide for scientific frameworks with respect to recalcitrant cancers. **Pages S7162–64**

Levin (for Lieberman) Modified Amendment No. 3090, to improve the provision of assistance to fire departments and to reauthorize the United States Fire Administration. **Pages S7169–74**

Levin (for McCaskill) Amendment No. 2929, to improve authorities and limitations relating to wartime contracting and other acquisition-related provisions. **Pages S7174–75**

Levin (for McCaskill) Amendment No. 2942, to expand whistleblower protections to non-Defense contractor and grantee employees. **Pages S7174–76**

Levin (for Boxer/Coburn) Amendment No. 3230, to reauthorize and modify the responsibilities of the United States Advisory Commission on Public Diplomacy through fiscal year 2014. **Pages S7174–76**

Levin (for Hatch/Lee) Amendment No. 2966, to reauthorize and expand the multi-trades demonstration project. **Pages S7174–76**

Levin (for Inhofe) Amendment No. 2973, to express the sense of the Senate on training of mental health counselors for members of the Armed Forces, veterans, and their families. **Pages S7174–76**

Levin (for Boxer) Amendment No. 2980, to require an Inspector General of the Department of Defense report on allowable costs of compensation of employees of Department of Defense contractors. **Pages S7174–77**

Levin (for Casey/Begich) Amendment No. 2994, to require a report on a program on the return of rare earth phosphors from Department of Defense fluorescent lighting waste to the domestic rare earth supply chain. **Pages S7174–77**

Levin (for Toomey) Amendment No. 3059, to require a report on the establishment of a joint Armed Forces historical storage and preservation facility.

Pages S7174–77

Levin (for Inhofe) Amendment No. 3072, to express the sense of the Senate on increasing the cost-effectiveness of training exercises for members of the Armed Forces.

Pages S7174–77

Levin (for Vitter) Amendment No. 3086, to require assessments by the Air Force of the effects of proposed movements of airframes on joint readiness training.

Pages S7174–77

Levin (for Shaheen) Amendment No. 3098, to require a report by the suspension and debarment officials of the military departments and the Defense Logistics Agency.

Pages S7174–78

Levin (for Coburn) Amendment No. 3186, to require a study on small arms and ammunition acquisition.

Pages S7174–78

Inhofe (for Coons/Inhofe) Amendment No. 3201, to express the sense of the Senate on ongoing efforts to apprehend or remove Joseph Kony and his top commanders from the battlefield and end atrocities perpetuated by his Lord's Resistance Army.

Pages S7180–81

Levin (for Durbin) Modified Amendment No. 3199, to impose sanctions with respect to persons that provide significant financial, material, or technological support to the rebel group known as M23 operating in the Democratic Republic of the Congo.

Pages S7189–91, S7203–06

By 54 yeas to 41 nays (Vote No. 212), Ayotte Amendment No. 3245, to prohibit the use of funds for the transfer or release of certain individuals from United States Naval Station, Guantanamo Bay, Cuba.

Pages S7178–80, S7191–92

By 67 yeas to 29 nays (Vote No. 213), Feinstein Amendment No. 3018, to clarify that an authorization to use military force, a declaration of war, or any similar authority shall not authorize the detention without charge or trial of a citizen or lawful permanent resident of the United States.

Pages S7181–88, S7193

Levin (for Blumenthal) Amendment No. 2940, to provide certain requirements relating to the retirement, adoption, care, and recognition of military working dogs.

Page S7196

Levin (for Brown (MA)) Amendment No. 3036, to require reports on the potential security threat posed by Boko Haram.

Page S7196

Levin (for Toomey/Casey) Amendment No. 3064, to require a study on the Bradley Fighting Vehicle industrial base.

Page S7196

Levin Amendment No. 3114, to authorize the repair, overhaul, and refurbishment of defense articles

for sale or transfer to eligible foreign countries and entities.

Pages S7196–97

Levin (for Casey) Amendment No. 3193, to require the Department of Defense to develop a plan to promote the security of Afghan women and girls during the security transition process.

Pages S7196–97

Levin (for Risch) Amendment No. 3213, to add the Select Committee on Intelligence and the Committee on Foreign Relations of the Senate and the Permanent Select Committee on Intelligence and the Committee on Foreign Affairs of the House of Representatives to the list of congressional committees to receive the submission of reports on the program for scientific engagement for nonproliferation.

Pages S7196–98

Levin (for Wicker) Amendment No. 3220, to express the sense of Congress in support of the Israeli Iron Dome defensive weapon system.

Pages S7196–98

Levin (for Johanns) Amendment No. 3222, to express the expectation of Congress to be consulted by the Secretary of Defense before the Secretary pursues a change in the command status of the United States Cyber Command.

Pages S7196–98

Levin (for Coburn) Amendment No. 3237, to set forth consequences for the failure of the Department of Defense to obtain audits with an unqualified opinion on its financial statements by fiscal year 2017.

Pages S7196–99

Levin Amendment No. 3243, to commend the Enduring Strategic Partnership Agreement between the United States of America and the Islamic Republic of Afghanistan.

Pages S7196–S7200

Levin (for Lieberman) Amendment No. 3256, to require reports from the Comptroller General of the United States on certain aspects of joint professional military education.

Pages S7196–S7200

Levin (for Cornyn) Amendment No. 3260, to prohibit the use of funds to enter into contracts or agreements with Rosoboronexport.

Pages S7196–S7200

Levin (for McCain) Amendment No. 3261, to require the submittal to Congress of risk assessments on changes in United States troop levels in Afghanistan.

Pages S7196–S7200

Levin (for Kyl) Amendment No. 3271, to promote the development of an adequate, reliable, and stable supply of critical and essential minerals in the United States in order to strengthen and sustain the military readiness, national security, and critical infrastructure of the United States.

Pages S7196–S7201

Levin (for Webb) Amendment No. 3275, to express the sense of the Senate on the situation in the Senkaku Islands.

Pages S7196–S7201

Levin (for Nelson (NE)/Kirk) Amendment No. 3279, to express the sense of Congress that external and independent oversight of the National Nuclear

Security Administration by the Department of Energy is critical to the mission of protecting the United States nuclear security enterprise.

Pages S7196–S7201

Pending:

Kyl Amendment No. 3123, to require regular updates of Congress on the military implications of proposals of the United States and Russia under consideration in negotiations on nuclear arms, missile defense, and long-range conventional strike system matters.

Page S7136

Menendez Amendment No. 3232, to enhance sanctions imposed with respect to Iran.

Pages S7201–03

A unanimous-consent-time agreement was reached providing for further consideration of the bill at approximately 9:15 a.m., on Friday, November 30, 2012; and that at approximately 9:30 a.m., Senate vote on or in relation to the following amendments in the order listed: Sessions Amendment No. 3009; Cardin Amendment No. 3025; Menendez Amendment No. 3232; and Nelson (FL) Amendment No. 3073; that there be two minutes equally divided prior to each vote; and that there be no amendments in order to the amendments prior to the votes.

Pages S7195–96

Retiring Senators Statements—Agreement: A unanimous-consent agreement was reached providing that the following blocks of time be set aside for the purpose of statements from retiring Senators: 11:30 a.m.–12:30 p.m., on Tuesday, December 4, 2012; 10 a.m.–11 a.m., on Thursday, December 6, 2012; and 12 noon–1 p.m., on Wednesday, December 12, 2012.

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Messages from the House:

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Measures Referred:

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Executive Communications:

Pages S7210–14

Executive Reports of Committees:

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Additional Cosponsors:

Pages S7215–19

Statements on Introduced Bills/Resolutions:

Pages S7219–20

Additional Statements:

Pages S7209–10

Amendments Submitted:

Pages S7220–75

Authorities for Committees to Meet:

Page S7275

Privileges of the Floor:

Page S7275

Record Votes: Six record votes were taken today. (Total—213) Pages S7145–46, S7152, S7158, S7192–93

Adjournment: Senate convened at 9:30 a.m. and adjourned, as a further mark of respect to the memory of the late former Senator Warren B. Rudman, in accordance with S. Res. 604 at 11:37 p.m., until 9:15 a.m. on Friday, November 30, 2012. (For Sen-

ate's program, see the remarks of the Acting Majority Leader in today's Record on page S7278.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported 285 nominations in the Army, Navy, Air Force, and Marine Corps.

SANDY AND ITS IMPACTS

Committee on Environment and Public Works: Committee concluded a hearing to examine Sandy and its impacts, focusing on a local perspective, after receiving testimony from Senators Carper, Lautenberg, Cardin, Whitehouse, Gillibrand, Reed, Schumer, Menendez, Blumenthal; and Representatives Pallone, Engel, Pascrell, Langevin, Timothy H. Bishop, Courtney, Cicilline, Grimm, Harris, Holt, and Christopher H. Smith.

ATTACK ON THE UNITED STATES MISSION IN BENGHAZI

Committee on Homeland Security and Governmental Affairs: Committee received a closed briefing on the attack on the United States mission in Benghazi from Patrick Kennedy, Undersecretary for Management, and Eric Boswell, Assistant Secretary for Diplomatic Security, both of the Department of State; Michael Sheehan, Assistant Secretary for Special Operations and Low Intensity Conflict, and Major General Darryl Roberson, Vice Director, Operations (J–3), Joint Staff, both of the Department of Defense; Nicholas Rasmussen, Principal Deputy Director, National Counterterrorism Center (NCTC); Linda Weissgold, Director, Office of Terrorism Analysis, Central Intelligence Agency; and Andrew McCabe, Assistant Director of Counterterrorism Division, Federal Bureau of Investigation, Department of Justice.

IMAGE AND IDENTITY

Committee on Indian Affairs: Committee concluded an oversight hearing to examine “reclaiming our image and identity for the next seven generations”, after receiving testimony from Andrew J. Lee, Aetna Inc., and Trustee, National Museum of the American Indian, Smithsonian Institution; Lynn Valbuena, Tribal Alliance of Sovereign Indian Nations, Patton, California; Mary Kim Titla, San Carlos Unified School District, San Carlos, Arizona, on behalf of the National Indian Education Association; Sam McCracken, NIKE N7, Beaverton, Oregon; Tonantzin Carmelo, Los Angeles, California; and Marjorie Linne Tungwenuk Tahbone, Nome, Alaska.