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PROCEEDINGS AND DEBATES OF THE 113<sup>th</sup> CONGRESS, SECOND SESSION

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WASHINGTON, MONDAY, MARCH 3, 2014

No. 35

## House of Representatives

The House was not in session today. Its next meeting will be held on Tuesday, March 4, 2014, at 2 p.m.

## Senate

MONDAY, MARCH 3, 2014

The Senate met at 2 p.m. and was called to order by the President pro tempore (Mr. LEAHY).

### PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Spirit of God, as the snow falls gently to the Earth, descend on our hearts. We praise You for Your tender mercies, for they are new every morning.

Infuse our Senators with confidence in the ultimate triumph of Your providence. May they continue to trust You even in the face of daunting opposition. Lord, make them so just and fair that falsehood may be banished by the truth that sets them free. Supply their needs from the reservoir of Your great bounty, so that they will come behind in no good thing. Thank You for the strength and vitality You provide us each day.

We pray in Your sacred Name. Amen.

### PLEDGE OF ALLEGIANCE

The President pro tempore led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### RECOGNITION OF THE MAJORITY LEADER

The PRESIDENT pro tempore. The majority leader is recognized.

### MORNING BUSINESS

Mr. REID. Mr. President, I ask unanimous consent to proceed to a period of

morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDENT pro tempore. Without objection, it is so ordered.

### ORDER OF PROCEDURE

Mr. REID. Mr. President, I ask unanimous consent that the order with respect to Executive Calendar No. 659 be modified so that following leader remarks on Wednesday, March 5, the time until 11:45 a.m. be equally divided between the chairman and the ranking member of the Judiciary Committee or their designees prior to a vote on the motion to invoke cloture on the nomination, with all other provisions of the previous order remaining in effect; that if cloture is invoked, there be 4 minutes equally divided between the chairman and the ranking member of the Judiciary Committee or their designees prior to the vote on confirmation of the nomination; that following the disposition of the Adebile nomination, the Senate proceed to vote on confirmation of the motion to invoke cloture on the Hernandez nomination; that if cloture is not invoked on the Adebile nomination, the Senate proceed to vote on the motion to invoke cloture on the Hernandez nomination; further, that the remaining cloture motions filed on Thursday, February 27, 2014, not ripen prior to 2:15 p.m., Wednesday, March 5.

The PRESIDENT pro tempore. Without objection, it is so ordered.

### AUTHORITY TO REPORT NOMINATION

Mr. REID. Mr. President, as if in executive session, I ask unanimous consent that the Senate Select Committee on Intelligence have until Thursday, March 6, 2014, to report P.N. 1243, the nomination of John P. Carlin to be Assistant Attorney General for National Security.

The PRESIDENT pro tempore. Hearing no objection, so ordered.

### MEASURES PLACED ON THE CALENDAR—S. 2062, S. 2066, S. 2067, and H.R. 3865

Mr. REID. Mr. President, I understand there are four bills due for a second reading.

The PRESIDENT pro tempore. The leader is correct.

The clerk will read the bills by title for the second time.

The legislative clerk read as follows:

A bill (S. 2062) to authorize Members of Congress to bring an action for declaratory and injunctive relief in response to a written statement by the President or any other official in the executive branch directing officials of the executive branch to not enforce a provision of law.

A bill (S. 2066) to amend title 18, United States Code, to prohibit the intentional discrimination of a person or organization by an employee of the Internal Revenue Service.

A bill (S. 2067) to prohibit the Department of the Treasury from assigning tax statuses to organizations based on their political beliefs and activities.

An act (H.R. 3865) to prohibit the Internal Revenue Service from modifying the standard for determining whether an organization

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S1255

is operated exclusively for the promotion of social welfare for purposes of section 501(c)(4) of the Internal Revenue Code of 1986.

Mr. REID. I would object to any further proceedings with respect to these bills en bloc.

The PRESIDENT pro tempore. Objection is heard.

The bills will be placed on the calendar.

#### AUTHORITY TO PRINT RECORD

Mr. REID. Mr. President, I ask unanimous consent that today's proceedings be printed in the CONGRESSIONAL RECORD dated March 4.

The PRESIDENT pro tempore. Without objection, it is so ordered.

#### INCLEMENT WEATHER

Mr. REID. Mr. President, because of inclement weather, we have had to change things around significantly. But this is a message to all Senators. We will do our utmost to get everything done on Wednesday and Thursday. There will be some debate tomorrow, but I am talking about the voting. If we can't, we will have to be here on Friday. I know that shouldn't be too hard since we haven't done anything in the first part of the week. So no one is surprised, we may have to be here Fri-

day. We have work that needs to be done, and the weather has really harmed our ability to go forward.

#### MEASURES PLACED ON THE CALENDAR

The following bills were read the second time, and placed on the calendar:

S. 2062. A bill to authorize Members of Congress to bring an action for declaratory and injunctive relief in response to a written statement by the President or any other official in the executive branch directing officials of the executive branch to not enforce a provision of law.

S. 2066. A bill to amend title 18, United States Code, to prohibit the intentional discrimination of a person or organization by an employee of the Internal Revenue Service.

S. 2067. A bill to prohibit the Department of the Treasury from assigning tax statuses to organizations based on their political beliefs and activities.

H.R. 3865. An act to prohibit the Internal Revenue Service from modifying the standard for determining whether an organization is operated exclusively for the promotion of social welfare for purposes of section 501(c)(4) of the Internal Revenue Code of 1986.

#### ORDERS FOR TUESDAY, MARCH 4, 2014

Mr. REID. Mr. President, I ask unanimous consent that when the Senate

completes its business today, it adjourn until 2 p.m. on Tuesday, March 4, 2014; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate be in a period of morning business for debate only, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER (Ms. HIRONO). Without objection, it is so ordered.

#### PROGRAM

Mr. REID. The next rollcall vote will be at 11:45 a.m. on Wednesday, March 5.

#### ADJOURNMENT UNTIL 2 P.M. TOMORROW

Mr. REID. Madam President, if there is no further business to come before the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 2:06 p.m., adjourned until Tuesday, March 4, 2014, at 2 p.m.

# EXTENSIONS OF REMARKS

## SENATE COMMITTEE MEETINGS

Title IV of Senate Resolution 4, agreed to by the Senate of February 4, 1977, calls for establishment of a system for a computerized schedule of all meetings and hearings of Senate committees, subcommittees, joint committees, and committees of conference. This title requires all such committees to notify the Office of the Senate Daily Digest—designated by the Rules Committee—of the time, place and purpose of the meetings, when scheduled and any cancellations or changes in the meetings as they occur.

As an additional procedure along with the computerization of this information, the Office of the Senate Daily Digest will prepare this information for printing in the Extensions of Remarks section of the CONGRESSIONAL RECORD on Monday and Wednesday of each week.

Meetings scheduled for Tuesday, March 4, 2014 may be found in the Daily Digest of today's record.

## MEETINGS SCHEDULED

### MARCH 5

9:30 a.m.

Committee on Armed Services

To hold hearings to examine the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SH-216

Committee on Homeland Security and Governmental Affairs

To hold hearings to examine the nominations of L. Reginald Brothers, Jr., of Massachusetts, to be Under Secretary for Science and Technology, and Francis Xavier Taylor, of Maryland, to be Under Secretary for Intelligence and Analysis, both of the Department of Homeland Security.

SD-342

10 a.m.

Committee on Appropriations

Subcommittee on Department of Defense

To hold hearings to examine national security space launch programs.

SD-192

Committee on Veterans' Affairs

To hold a joint hearing with the House Committee on Veterans' Affairs to examine the legislative presentation of Veterans of Foreign Wars.

SD-G50

Commission on Security and Cooperation in Europe

To hold hearings to examine developments in the Western Balkans and policy responses, focusing on policy approaches of the United States toward the countries of the Western Balkans.

SD-106

10:30 a.m.

Committee on the Budget

To hold hearings to examine the President's proposed budget request for fiscal year 2015.

SD-608

Committee on Finance

To hold hearings to examine the President's proposed budget request for fiscal year 2015.

SD-215

Committee on Small Business and Entrepreneurship

Business meeting to consider the nomination of Maria Contreras-Sweet, of California, to be Administrator of the Small Business Administration.

SR-428A

2:15 p.m.

Special Committee on Aging

To hold hearings to examine income security and the elderly, focusing on securing gains made in the war on poverty.

SD-562

2:30 p.m.

Committee on Armed Services

Subcommittee on Strategic Forces

To hold hearings to examine nuclear forces and policies in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SR-222

Committee on Commerce, Science, and Transportation

Business meeting to consider S. 1014, to reduce sports-related concussions in youth, S. 1406, to amend the Horse Protection Act to designate additional unlawful acts under the Act, strengthen penalties for violations of the Act, improve Department of Agriculture enforcement of the Act, S. 1468, to require the Secretary of Commerce to establish the Network for Manufacturing Innovation and for other purposes, S. 2022, to establish scientific standards and protocols across forensic disciplines, S. 2028, to amend the law relating to sport fish restoration and recreational boating safety, S. 2049, to curb unfair and deceptive practices during assertion of patents, H.R. 2052, to direct the Secretary of Commerce, in coordination with the heads of other relevant Federal departments and agencies, to conduct an interagency review of and report to Congress on ways to increase the global competitiveness of the United States in attracting foreign direct investment, an original bill entitled, "U.S. Merchant Marine Academy of Visitors Enhancement Act", and the nominations of Kelly R. Welsh, of Illinois, to be General Counsel of the Department of Commerce, Kathryn B. Thomson, of Virginia, to be General Counsel of the Department of Transportation, David J. Arroyo, of New York, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, and nominations for promotion in the United States Coast Guard.

SR-253

### MARCH 6

9:30 a.m.

Committee on Armed Services

To hold hearings to examine United States Central Command and United States Africa Command in review of the Defense Authorization Request for

fiscal year 2015 and the Future Years Defense Program.

SD-G50

Committee on Veterans' Affairs

To hold a joint hearing with the House Committee on Veterans' Affairs to examine the legislative presentation of the American Veterans (AMVETS), Blinded Veterans Association, Jewish War Veterans, Military Officers Association of America, Military Order of the Purple Heart, National Association of State Directors of Veterans Affairs, National Guard Association of the United States, The Retired Enlisted Association, Vietnam Veterans of America.

CHOB-345

10 a.m.

Committee on Agriculture, Nutrition, and Forestry

To hold hearings to examine the nominations of Timothy G. Massad, of Connecticut, to be Chairman, Sharon Y. Bowen, of New York, and J. Christopher Giancarlo, of New Jersey, all to be a Commissioner, all of the Commodity Futures Trading Commission.

SR-328A

Committee on Banking, Housing, and Urban Affairs

To hold hearings to examine Moving Ahead for Progress in the 21st Century Act (MAP-21) reauthorization, focusing on the Federal role and current challenges to public transportation.

SD-538

Committee on the Judiciary

Business meeting to consider S. 1675, to reduce recidivism and increase public safety, and the nominations of Robin S. Rosenbaum, of Florida, to be United States Circuit Judge for the Eleventh Circuit, Bruce Howe Hendricks, to be United States District Judge for the District of South Carolina, Mark G. Mastroianni, to be United States District Judge for the District of Massachusetts, and Leslie Ragon Caldwell, of New York, to be an Assistant Attorney General, Department of Justice.

SD-226

10:30 a.m.

Committee on Homeland Security and Governmental Affairs

Subcommittee on Financial and Contracting Oversight

To hold an oversight hearing to examine contractor performance information.

SD-342

11 a.m.

Committee on Commerce, Science, and Transportation

Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety, and Security

To hold hearings to examine enhancing our rail safety, focusing on current challenges for passenger and freight rail.

SR-253

Committee on Foreign Relations

To hold hearings to examine Syria spillover, focusing on the growing threat of terrorism and sectarianism in the Middle East.

SD-419

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

2 p.m.

## Committee on Foreign Relations

To hold hearings to examine the nominations of Deborah L. Birx, of Maryland, to be Ambassador at Large and Coordinator of United States Government Activities to Combat HIV/AIDS Globally, Suzan G. LeVine, of Washington, to be Ambassador to the Swiss Confederation, and to serve concurrently and without additional compensation as Ambassador to the Principality of Liechtenstein, Maureen Elizabeth Cormack, of Virginia, to be Ambassador to Bosnia and Herzegovina, and Peter A. Selfridge, of Minnesota, to be Chief of Protocol, and to have the rank of Ambassador during his tenure of service, all of the Department of State.

SD-419

MARCH 11

2:15 p.m.

## Committee on Armed Services

## Subcommittee on Emerging Threats and Capabilities

To hold closed hearings to examine United States Special Operations Command in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program; with the possibility of a closed session in SVC-217 following the open session.

SR-222

MARCH 12

9:30 a.m.

## Committee on Armed Services

To hold hearings to examine the situation in Afghanistan.

SH-216

10 a.m.

## Committee on Veterans' Affairs

To hold a joint hearing with the House Committee on Veterans' Affairs to examine the legislative presentation of multiple veterans service organizations.

SD-G50

2:30 p.m.

## Committee on Armed Services

## Subcommittee on Strategic Forces

To hold hearings to examine military space programs in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SR-222

MARCH 13

9:30 a.m.

## Committee on Armed Services

To hold hearings to examine United States Northern Command and United States Southern Command in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SD-G50

MARCH 25

9:30 a.m.

## Committee on Armed Services

To hold hearings to examine U.S. Pacific Command and U.S. Forces Korea in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SD-G50

MARCH 26

10 a.m.

## Committee on Veterans' Affairs

To hold a joint hearing with the House Committee on Veterans' Affairs to ex-

amine the legislative presentation of The American Legion.

SD-G50

2:30 p.m.

## Committee on Armed Services

## Subcommittee on Readiness and Management Support

To hold hearings to examine the the current readiness of United States forces in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SR-232A

MARCH 27

9:30 a.m.

## Committee on Armed Services

To hold hearings to examine the posture of the Department of the Navy in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SD-G50

APRIL 3

9:30 a.m.

## Committee on Armed Services

To hold hearings to examine the posture of the Department of the Army in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SD-G50

APRIL 10

9:30 a.m.

## Committee on Armed Services

To hold hearings to examine the posture of the Department of the Air Force in review of the Defense Authorization Request for fiscal year 2015 and the Future Years Defense Program.

SD-106

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S1255–S1256*

**Printing of Senate Proceedings—Agreement:** A unanimous-consent agreement was reached providing that the proceedings of Monday, March 3, 2014 be printed in the Congressional Record dated March 4, 2014.

**Page S1256**

**Nominations—Agreement:** A unanimous-consent-time agreement was reached providing that the order with respect to the nomination of Debo P. Adegbile, of New York, to be an Assistant Attorney General, be modified so that following Leader remarks on Wednesday, March 5, 2014, the time until 11:45 a.m. be equally divided between the Chairman and Ranking Member of the Judiciary Committee, or their designees, prior to a vote on the motion to invoke cloture on the nomination, with all other provisions of the previous order remaining in effect; that if cloture is invoked, there be four minutes equally divided between the Chairman and Ranking Member of the Judiciary Committee, or their designees prior to the vote on confirmation of the nomination; that following disposition of the nomination of Debo P. Adegbile, of New York, to be an Assistant Attorney General, Senate vote on the motion to invoke cloture on the nomination of Pedro A. Delgado Hernandez, of Puerto Rico, to be United States District Judge

for the District of Puerto Rico; if cloture is not invoked on the nomination of Debo P. Adegbile, of New York, to be an Assistant Attorney General, Senate vote on the motion to invoke cloture on the nomination of Pedro A. Delgado Hernandez, of Puerto Rico, to be United States District Judge for the District of Puerto Rico; provided further, the remaining cloture motions filed on Thursday, February 27, 2014, not ripen prior to 2:15 p.m., on Wednesday, March 5, 2014.

**Page S1255**

**Carlin Nomination—Agreement:** A unanimous-consent agreement was reached providing that the Senate Intelligence Committee have until Thursday, March 6, 2014, to report the nomination of John P. Carlin, of New York, to be an Assistant Attorney General.

**Page S1255**

**Measures Placed on the Calendar: Pages S1255–56**

**Adjournment:** Senate convened at 2:00 p.m. and adjourned at 2:06 p.m., until 2:00 p.m. on Tuesday, March 4, 2014. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S1256.)

### Committee Meetings

*(Committees not listed did not meet)*

No committee meetings were held.

# House of Representatives

## *Chamber Action*

The House was not in session today. The House is scheduled to meet at 2 p.m. on Tuesday, March 4, 2014.

## *Committee Meetings*

No hearings were held.

## *Joint Meetings*

No joint committee meetings were held.

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### COMMITTEE MEETINGS FOR TUESDAY, MARCH 4, 2014

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Committee on Banking, Housing, and Urban Affairs:* to hold hearings to examine the nominations of Stanley

Fischer, of New York, Jerome H. Powell, of Maryland, and Lael Brainard, of the District of Columbia, all to be a Member of the Board of Governors of the Federal Reserve System, Gustavo Velasquez Aguilar, of the District of Columbia, to be Assistant Secretary of Housing and Urban Development, and J. Mark McWatters, of Texas, to be a Member of the National Credit Union Administration, 10 a.m., SD-538.

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs, to hold hearings to examine strengthening United States alliances in Northeast Asia, 3 p.m., SD-419.

*Select Committee on Intelligence:* to hold closed hearings to examine certain intelligence matters; to be immediately followed by a business meeting to consider certain nominations, 2:30 p.m., SH-219.

#### House

No hearings are scheduled.

*Next Meeting of the SENATE*

2 p.m., Tuesday, March 4

*Next Meeting of the HOUSE OF REPRESENTATIVES*

2 p.m., Tuesday, March 4

Senate Chamber

**Program for Tuesday:** Senate will be in a period of morning business.

House Chamber

**Program for Tuesday:** The House is scheduled to meet at 2 p.m. on Tuesday, March 4, 2014.



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