

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S3473–S3597

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 3025–3029, and S.J. Res. 34. Pages S3539–40

Measures Reported:

S. 795, to enhance whistleblower protection for contractor and grantee employees, with an amendment in the nature of a substitute. (S. Rept. No. 114–270)

S. 1411, to amend the Act of August 25, 1958, commonly known as the “Former Presidents Act of 1958”, with respect to the monetary allowance payable to a former President, with an amendment in the nature of a substitute. (S. Rept. No. 114–271) Page S3539

Measures Passed:

Female Veteran Suicide Prevention Act: Committee on Veterans Affairs was discharged from further consideration of S. 2487, to direct the Secretary of Veterans Affairs to identify mental health care and suicide prevention programs and metrics that are effective in treating women veterans as part of the evaluation of such programs by the Secretary, and the bill was then passed. Page S3597


Measures Considered:

National Defense Authorization Act—Agreement: Senate continued consideration of S. 2943, to authorize appropriations for fiscal year 2017 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 S3474–92, S3492–S3511, S3525–34

Adopted:

McCain (for Peters) Amendment No. 4138, to provide for the treatment by discharge review boards of claims asserting post-traumatic stress disorder or traumatic brain injury in connection with combat or sexual trauma as a basis for review of discharge. Pages S3488–90

McCain (for Baldwin) Amendment No. 4293, to require a National Academy of Sciences study on alternative technologies for conventional munitions demilitarization. Page S3488–90

McCain (for Gillibrand) Amendment No. 4112, to expand protections against wrongful discharge to sexual assault survivors. Page S3488–90

McCain (for Schumer) Amendment No. 4177, to require a report on the replacement of the security forces and communications training facility at Frances S. Gabreski Air National Guard Base, New York. Page S3488–90

McCain (for Leahy) Amendment No. 4354, to clarify that the National Guard’s mission is both Federal and non-Federal for purposes of a report on the cost of conversion of military technicians to active Guard and Reserve. Page S3488–90

McCain (for Heitkamp) Amendment No. 4079, to ensure continued operational capability for long-range bomber missions in the event of termination of the B–21 bomber program. Page S3488–90

McCain (for Hirono) Amendment No. 4317, to fulfill the commitment of the United States to the Republic of Palau. Page S3488–90

McCain (for Cardin/McCain) Amendment No. 4031, to impose sanctions with respect to foreign persons responsible for gross violations of internationally recognized human rights. Page S3488–90

McCain (for Coats) Amendment No. 4169, to require a report on the discharge by warrant officers of pilot and other flight officer positions in the Navy, Marine Corps, and Air Force currently discharged by commissioned officers. Page S3488–90

McCain (for Portman/Brown) Amendment No. 4236, to require a report on priorities for bed downs, basing criteria, and special mission units for C–130J aircraft of the Air Force. Page S3488–90

McCain (for Roberts) Amendment No. 4119, to prohibit reprogramming requests of the Department of Defense for funds for the transfer or release, or construction for the transfer or release, of individuals
detained at United States Naval Station, Guantánamo Bay, Cuba.

McCain (for Ernst) Amendment No. 4095, to improve Federal program and project management.

McCain (for Murkowski) Amendment No. 4086, to authorize a lease of real property at Joint Base Elmendorf-Richardson, Alaska.

McCain (for Hatch) Amendment No. 4071, to redesignate the Assistant Secretary of the Air Force for Acquisition as the Assistant Secretary of the Air Force for Acquisition, Technology, and Logistics.

McCain (for Daines) Amendment No. 4247, to require an expedited decision with respect to securing land-based missile fields.

McCain (for Sullivan) Amendment No. 4344, to authorize military-to-military exchanges with India.

By 66 yeas to 32 nays (Vote No. 90), Durbin Amendment No. 4369, to provide that certain provisions in this Act relating to limitations, transparency, and oversight regarding medical research conducted by the Department of Defense shall have no force or effect.

By 70 yeas to 28 nays (Vote No. 91), Inhofe Amendment No. 4204, to strike the provision relating to the pilot program on privatization of the Defense Commissary System.

House Messages:


Messages from the House:

Additional Cosponsors:

Statements on Introduced Bills/Resolutions:

Additional Statements:

Amendments Submitted:

Authorities for Committees to Meet:

Privileges of the Floor:

Record Votes: Two record votes were taken today. (Total—91)

Adjournment: Senate convened at 10 a.m. and adjourned at 8:43 p.m., until 9:30 a.m. on Wednesday, June 8, 2016. (For Senate’s program, see the remarks of the Majority Leader in today’s Record on page S3597.)

Committee Meetings

(Approved—91)

APPROPRIATIONS: LABOR, HEALTH AND HUMAN SERVICES, EDUCATION

Committee on Appropriations: Subcommittee on Departments of Labor, Health and Human Services, and Education, and Related Agencies approved for full committee consideration an original bill entitled, “Labor, Health and Human Services, Education, and Related Agencies Appropriations Act, 2017”.

BANK CAPITAL AND LIQUIDITY REGULATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine bank capital and liquidity regulation, after receiving testimony from Hal S. Scott, Harvard Law School, Cambridge, Massachusetts; Marvin Goodfriend, Carnegie Mellon University Tepper School of Business, Pittsburgh, Pennsylvania; and Heidi Mandanis Schooner, The Catholic University of America Columbus School of Law, and Paul H. Kupiec, American Enterprise Institute for Public Policy Research, both of Washington, D.C.

EPA OVERSIGHT

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Management, and
Regulatory Oversight concluded an oversight hearing to examine Environmental Protection Agency’s unfunded mandates on state, local, and tribal governments, after receiving testimony from Mark Norris, Tennessee State Senate Majority Leader, Nashville, on behalf of the Council of State Governments; George S. Hawkins, District of Columbia Water and Sewer Authority, and Robert L. Glicksman, The George Washington University Law School, both of Washington, D.C.; Christian Y. Leinbach, Berks County, Reading, Pennsylvania, on behalf of the National Association of Counties; and John L. Berrey, Quapaw Tribe of Oklahoma, Quapaw.

RUSSIAN VIOLATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine Russian violations of borders, treaties, and human rights, after receiving testimony from Victoria Nuland, Assistant Secretary of State, Bureau of European and Eurasian Affairs; Michael R. Carpenter, Deputy Assistant Secretary of Defense; David Satter, Hudson Institute, Washington, D.C.; and Vladimir V. Kara-Murza, Open Russia Movement, Russian Federation.

TSA OPERATIONS AND PASSENGER SCREENING

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine frustrated travelers, focusing on rethinking Transportation Security Administration operations to improve passenger screening and address threats to aviation, after receiving testimony from Peter Neffenger, Administrator, Transportation Security Administration, and John Roth, Inspector General, both of the Department of Homeland Security; and Jennifer A. Grover, Director, Homeland Security and Justice, Government Accountability Office.

DEADLY SYNTHETIC DRUGS

Committee on the Judiciary: Committee concluded a hearing to examine deadly synthetic drugs, after receiving testimony from Chuck Rosenberg, Acting Administrator, Drug Enforcement Administration, and Richard Hartunian, United States Attorney for the Northern District of New York, both of the Department of Justice; Michael Botticelli, Director of National Drug Control Policy; Douglas C. Throckmorton, Deputy Director, Regulatory Programs, Center for Drug Evaluation and Research, Food and Drug Administration, Department of Health and Human Services; Chief Cathy L. Lanier, Metropolitan Police Department, Washington, D.C.; Joseph D. Coronato, National District Attorneys Association, Toms River, New Jersey; Sullivan K. Smith, Cookeville Regional Medical Center, Cookeville, Tennessee; James N. Hall, Nova Southeastern University Center for Applied Research on Substance Use and Health Disparities, Miami, Florida; and Mike Rozga, Indianola, Iowa.

HOLOCAUST EXPROPRIATED ART RECOVERY ACT

Committee on the Judiciary: Subcommittee on the Constitution with the Subcommittee on Oversight, Agency Action, Federal Rights and Federal Courts concluded a hearing to examine S. 2763, to provide the victims of Holocaust-era persecution and their heirs a fair opportunity to recover works of art confiscated or misappropriated by the Nazis, after receiving testimony from Ronald S. Lauder, World Jewish Restitution Organization, Monica Dugot, Christie’s, Agnes Peresztegi, Commission for Art Recovery, and Helen Mirren, all of New York, New York; and Simon Goodman, Beverly Hills, California.

NOMINATION

Select Committee on Intelligence: Committee concluded a hearing to examine the nomination of Susan S. Gibson, of Virginia, to be Inspector General of the National Reconnaissance Office, after the nominee testified and answered questions in her own behalf.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 16 public bills, H.R. 5385–5392, 5395–5402; and 2 resolutions, H. Res. 766, 768, were introduced.

Additional Cosponsors:

Reports Filed: Reports were filed today as follows: Supplemental report on H.R. 4775, to facilitate efficient State implementation of ground-level ozone standards, and for other purposes (H. Rept. 114–598, Part 2); H.R. 5273, to amend title XVIII of the Social Security Act to provide for regulatory relief under the Medicare program for certain providers of services...
and suppliers and increased transparency in hospital coding and enrollment data, and for other purposes, with an amendment (H. Rept. 114–604, Part 1);

H.R. 5393, making appropriations for the Department of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2017, and for other purposes (H. Rept. 114–605);

H.R. 5394, making appropriations for the Departments of Transportation, Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2017, and for other purposes (H. Rept. 114–606); and

H. Res. 767, providing for consideration of the bill (H.R. 4775) to facilitate efficient State implementation of ground-level ozone standards, and for other purposes; providing for consideration of the concurrent resolution (H. Con. Res. 89) expressing the sense of Congress that a carbon tax would be detrimental to the United States economy; and providing for the consideration of the concurrent resolution (H. Con. Res. 112) expressing the sense of Congress opposing the President’s proposed $10 tax on every barrel of oil (H. Rept. 114–607).

Speaker: Read a letter from the Speaker wherein he appointed Representative Womack to act as Speaker pro tempore for today.

Recess: The House recessed at 12:08 p.m. and reconvened at 2 p.m.

Recess: The House recessed at 2:10 p.m. and reconvened at 3:45 p.m.

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

Checkpoint Optimization and Efficiency Act of 2016: H.R. 5338, amended, to reduce passenger wait times at airports;

Pages H3467–70

Helping Hospitals Improve Patient Care Act of 2016: H.R. 5273, amended, to amend title XVIII of the Social Security Act to provide for regulatory relief under the Medicare program for certain providers of services and suppliers and increased transparency in hospital coding and enrollment data;

Pages H3470–75

Expressing support for the goal of ensuring that all Holocaust victims live with dignity, comfort, and security in their remaining years, and urging the Federal Republic of Germany to reaffirm its commitment to this goal through a financial commitment to comprehensively address the unique health and welfare needs of vulnerable Holocaust victims, including home care and other medically prescribed needs: H. Con. Res. 129, amended, expressing support for the goal of ensuring that all Holocaust victims live with dignity, comfort, and security in their remaining years, and urging the Federal Republic of Germany to reaffirm its commitment to this goal through a financial commitment to comprehensively address the unique health and welfare needs of vulnerable Holocaust victims, including home care and other medically prescribed needs, by a 2/3 yea-and-nay vote of 365 yea with none voting “nay”, Roll No. 269;

Pages H3475–78, H3490–91

Agreed to amend the title so as to read: “Expressing support for the goal of ensuring that all Holocaust victims live with dignity, comfort, and security in their remaining years, and urging the Federal Republic of Germany to continue to reaffirm its commitment to this goal through a financial commitment to comprehensively address the unique health and welfare needs of vulnerable Holocaust victims, including home care and other medically prescribed needs.”.

Amending title 5, United States Code, to clarify the eligibility of employees of a land management agency in a time-limited appointment to compete for a permanent appointment at any Federal agency: H.R. 4906, to amend title 5, United States Code, to clarify the eligibility of employees of a land management agency in a time-limited appointment to compete for a permanent appointment at any Federal agency, by a 2/3 yea-and-nay vote of 363 yea with none voting “nay”, Roll No. 270;

Pages H3479–80, H3491–92


Pages H3480–82, H3492

Eastern Nevada Land Implementation Improvement Act: H.R. 1815, amended, to facilitate certain pinyon-juniper related projects in Lincoln County, Nevada, to modify the boundaries of certain wilderness areas in the State of Nevada, and to provide for the implementation of a conservation plan for the Virgin River, Nevada, by a 2/3 yea-and-nay vote of 360 yea to 7 nays, Roll No. 272;

Pages H3482–84, H3492–93

Shiloh National Military Park Boundary Adjustment and Parker’s Crossroads Battlefield Designation Act: H.R. 87, amended, to modify the boundary of the Shiloh National Military Park located in Tennessee and Mississippi, to establish Parker’s Crossroads Battlefield as an affiliated area of the National Park System;
Nevada Native Nations Land Act: H.R. 2733, amended, to require the Secretary of the Interior to take land into trust for certain Indian tribes; Pages H3485–86

EEZ Transit Zone Clarification and Access Act: H.R. 3070, amended, to clarify that for purposes of all Federal laws governing marine fisheries management, the landward boundary of the exclusive economic zone between areas south of Montauk, New York, and Point Judith, Rhode Island; and Pages H3486–87

Agreed to amend the title so as to read: “To authorize the Secretary of Commerce to permit striped bass fishing in the Exclusive Economic Zone transit zone between Montauk, New York, and Point Judith, Rhode Island, and for other purposes.”. Page H3487


Recess: The House recessed at 6:03 p.m. and reconvened at 6:30 p.m. Page H3490

Meeting Hour: Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 10 a.m. tomorrow, June 8. Page H3493

Commission on Evidence-Based Policymaking—Appointment: The Chair announced the Speaker’s appointment of the following individuals on the part of the House to the Commission on Evidence-Based Policymaking: Mr. Ron Haskins of Rockville, Maryland, Co-Chairman; Mr. Bruce Meyer of Chicago, Illinois, and Mr. Robert Hahn of Hillsboro Beach, Florida. Pages H3494–95

Suspension—Proceedings Postponed: The House debated the following measure under suspension of the rules. Further proceedings were postponed. Page H3497


Senate Message: Message received from the Senate today appears on page H3498.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of today and appear on pages H3490–91, H3491–92, H3492, and H3492–93. There were no quorum calls.

Adjournment: The House met at 12 noon and adjourned at 8:15 p.m.

Committee Meetings

MISCELLANEOUS MEASURES


INTERNATIONAL ANTITRUST ENFORCEMENT: CHINA AND BEYOND

Committee on the Judiciary: Subcommittee on Regulatory Reform, Commercial and Antitrust Law held a hearing entitled “International Antitrust Enforcement: China and Beyond”. Testimony was heard from Maureen Ohlhausen, Commissioner, Federal Trade Commission; Mark Cohen, Senior Counsel, Patent and Trademark Office; and public witnesses.

OZONE STANDARDS IMPLEMENTATION ACT OF 2016; CONCURRENT RESOLUTION EXPRESSING THE SENSE OF CONGRESS THAT A CARBON TAX WOULD BE DETRIMENTAL TO THE UNITED STATES ECONOMY; CONCURRENT RESOLUTION EXPRESSING THE SENSE OF CONGRESS OPPOSING THE PRESIDENT’S PROPOSED $10 TAX ON EVERY BARREL OF OIL

Committee on Rules: Full Committee held a hearing on H.R. 4775, the “Ozone Standards Implementation Act of 2016”; H. Con. Res. 89, expressing the sense of Congress that a carbon tax would be detrimental to the United States economy; and H. Con. Res. 112, expressing the sense of Congress opposing the President’s proposed $10 tax on every barrel of oil.

The committee granted, by record vote of 7–4, a structured rule for H.R. 4775. The rule provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The rule waives all points of order against consideration of the bill. The rule makes in order only those further amendments printed in the Rules Committee report. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent
and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The rule waives all points of order against the amendments printed in the report. The rule provides one motion to recommit with or without instructions. The rule also grants closed rules for H. Con. Res. 89 and H. Con. Res. 112. The rule provides one hour of debate on each concurrent resolution equally divided and controlled by the chair and ranking minority member of the Committee on Ways and Means. The rule waives all points of order against consideration of each concurrent resolution. The rule provides that each concurrent resolution shall be considered as read and shall not be subject to a demand for division of the question. The rule waives all points of order against provisions in each concurrent resolution. Testimony was heard from Representatives Boustany, Levin, Whitfield, Castor of Florida, and Polis.

**VA AND ACADEMIC AFFILIATIONS: WHO BENEFITS?**

**Committee on Veterans’ Affairs:** Subcommittee on Oversight and Investigations held a hearing entitled “VA and Academic Affiliations: Who Benefits?”. Testimony was heard from Robert L. Jesse, M.D., Chief Academic Affiliations Officer, Department of Veterans Affairs; Randall Williamson, Director, Health Care Issues, Government Accountability Office; and public witnesses.

**Joint Meetings**

No joint committee meetings were held.

**NEW PUBLIC LAWS**

(For last listing of Public Laws, see DAILY DIGEST, p. D577)

H.R. 2814, to name the Department of Veterans Affairs community-based outpatient clinic in Sevierville, Tennessee, the Dannie A. Carr Veterans Outpatient Clinic. Signed on June 3, 2016. (Public Law 114–164)

S. 184, to amend the Indian Child Protection and Family Violence Prevention Act to require background checks before foster care placements are ordered in tribal court proceedings. Signed on June 3, 2016. (Public Law 114–165)

**COMMITTEE MEETINGS FOR WEDNESDAY, JUNE 8, 2016**

(Committee meetings are open unless otherwise indicated)

**Senate**

**Committee on Commerce, Science, and Transportation:** to hold hearings to examine implementation of the FAST Act, 2:30 p.m., SR–253.

**Committee on Finance:** business meeting to consider the nominations of Charles P. Blahous III, and Robert D. Reischauer, both of Maryland, both to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years, a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund, and a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years, 9:30 a.m., SD–215.

**Committee on Foreign Relations:** Subcommittee on Africa and Global Health Policy, to hold hearings to examine U.S. sanctions policy in Sub-Saharan Africa; to be immediately followed by a hearing to examine the nominations of Geeta Pasi, of New York, to be Ambassador to the Republic of Chad, Anne S. Casper, of Nevada, to be Ambassador to the Republic of Burundi, and Mary Beth Leonard, of Massachusetts, to be Representative of the United States of America to the African Union, with the rank and status of Ambassador, 2:15 p.m., SD–419.

**Committee on Indian Affairs:** business meeting to consider S. 2417, to amend the Indian Health Care Improvement Act to allow the Indian Health Service to cover the cost of a copayment of an Indian or Alaska Native veteran receiving medical care or services from the Department of Veterans Affairs, and S. 2916, to provide that the pueblo of Santa Clara may lease for 99 years certain restricted land; to be immediately followed by an oversight hearing to examine improving interagency forest management to strengthen tribal capabilities for responding to and preventing wildfires, including S. 3014, to improve the management of Indian forest land, 2:15 p.m., SD–628.

**Committee on Indian Affairs:** business meeting to consider S. 2417, to amend the Indian Health Care Improvement Act to allow the Indian Health Service to cover the cost of a copayment of an Indian or Alaska Native veteran receiving medical care or services from the Department of Veterans Affairs, and S. 2916, to provide that the pueblo of Santa Clara may lease for 99 years certain restricted land; to be immediately followed by an oversight hearing to examine improving interagency forest management to strengthen tribal capabilities for responding to and preventing wildfires, including S. 3014, to improve the management of Indian forest land, 2:15 p.m., SD–628.

**Committee on Judiciary:** Subcommittee on Immigration and the National Interest, to hold hearings to examine the H–2B Temporary Foreign Worker Program, focusing on examining the effects on Americans’ job opportunities and wages, 2:30 p.m., SD–226.

**Committee on Small Business and Entrepreneurship:** business meeting to consider S. 2992, to amend the Small Business Act to strengthen the Office of Credit Risk Management of the Small Business Administration, S. 3009, to support entrepreneurs serving in the National Guard and Reserve, and S. 3024, to improve cyber security for small businesses, Time to be announced, Room to be announced.

**House**

**Committee on Energy and Commerce:** Subcommittee on Health, markup on H.R. 3299, the “Strengthening Public Health Emergency Response Act of 2015”; and H.R. 921, the “Sports Medicine Licensure Clarity Act of 2015” (continued), 2 p.m., 2123 Rayburn.
Subcommittee on Commerce, Manufacturing, and Trade, markup on the “FTC Process and Transparency Reform Act of 2016”; H.R. 5111, the “Consumer Review Fairness Act”; H.R. 5092, the “Reinforcing American Made Products Act”; and H.R. 5104, the “Better Online Ticket Sales Act”, 5 p.m., 2123 Rayburn.

Committee on Financial Services, Task Force to Investigate Terrorism Financing, hearing entitled “The Enemy in Our Backyard: Examining Terror Funding Streams from South America”, 9 a.m., 2128 Rayburn.


Committee on the Judiciary, Full Committee, markup on H.R. 4768, the “Separation of Powers Restoration Act of 2016”, 10 a.m., 2141 Rayburn.

Committee on Rules, Full Committee, hearing on H.R. 5278, the “Puerto Rico Oversight, Management, and Economic Stability Act”; and H.R. 5325, the “Legislative Branch Appropriations Act, 2017”, 3 p.m., H–313 Capitol.

Committee on Science, Space, and Technology, Subcommittee on Environment, hearing entitled “Private Sector Weather Forecasting: Assessing Products and Technologies”, 9:30 a.m., 2318 Rayburn.

Committee on Ways and Means, Subcommittee on Health, hearing on Member proposals to improve and sustain the Medicare program, 2 p.m., 1100 Longworth.
Next Meeting of the SENATE
9:30 a.m., Wednesday, June 8

Senate Chamber


At 10:30 a.m., Senate will recess subject to the call of the Chair for the 11 a.m. joint meeting with His Excellency Narendra Modi in the Hall of the House of Representatives.

Next Meeting of the HOUSE OF REPRESENTATIVES
10 a.m., Wednesday, June 8

House Chamber

Program for Wednesday: Joint Meeting with the Senate to receive His Excellency Narendra Modi, Prime Minister of India. Consideration of H.R. 4775—Ozone Standards Implementation Act of 2016 (Subject to a Rule). Consideration of the following measure under suspension of the rules: House Amendment to S. 2276—PIPES Act of 2016.

Extensions of Remarks, as inserted in this issue

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