

Daily Digest

HIGHLIGHTS

Senate agreed to the motion to concur in the amendments of the House of Representatives to S. 1182, National Flood Insurance Program Extension Act.

Senate

Chamber Action

Routine Proceedings, pages S5463–S5526

Measures Introduced: Sixteen bills and one resolution were introduced, as follows: S. 3300–3315, and S. Res. 600. **Pages S5517–18**

Measures Reported:

Report to accompany S. 930, to require the Administrator of the Western Area Power Administration to establish a pilot project to provide increased transparency for customers. (S. Rept. No. 115–309)

Report to accompany S. 1030, to require the Federal Energy Regulatory Commission to submit to Congress a report on certain hydropower projects. (S. Rept. No. 115–310)

Report to accompany S. 1142, to extend the deadline for commencement of construction of certain hydroelectric projects. (S. Rept. No. 115–311)

Report to accompany H.R. 2582, to authorize the State of Utah to select certain lands that are available for disposal under the Pony Express Resource Management Plan to be used for the support and benefit of State institutions. (S. Rept. No. 115–312)

S. 2554, to ensure that health insurance issuers and group health plans do not prohibit pharmacy providers from providing certain information to enrollees, with an amendment in the nature of a substitute. **Page S5516**

Measures Passed:

Animal Drug and Animal Generic Drug User Fee Amendments: Senate passed H.R. 5554, to amend the Federal Food, Drug, and Cosmetic Act to reauthorize user fee programs relating to new animal drugs and generic new animal drugs. **Page S5474**

Measures Considered:

Department of the Interior, Environment, and Related Agencies Appropriations Act—Agreement: Senate resumed consideration of H.R. 6147,

making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2019, taking action on the following amendments proposed thereto:

Pages S5469–72, S5474–91, S5493–S5503

Adopted:

Moran (for Schatz/Hirono) Amendment No. 3406 (to Amendment No. 3399), to authorize the Secretary of Agriculture to provide technical assistance relating to a disaster caused by a volcanic eruption.

Pages S5499–S5503

Moran (for Heller) Amendment No. 3428 (to Amendment No. 3399), to require a report on engagement with local interests relating to intelligent transportation systems technologies and smart cities solutions.

Pages S5499–S5503

Moran (for Johnson) Amendment No. 3436 (to Amendment No. 3399), to require the Administrator of the Federal Aviation Administration to submit a report on implementation of NexGen at commercial service airports in the United States.

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Moran (for Gardner) Amendment No. 3437 (to Amendment No. 3399), to provide a set-aside for the dryland agriculture research program.

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Moran (for Risch) Amendment No. 3438 (to Amendment No. 3399), to strike section 531.

Pages S5499–S5503

Moran (for Jones) Amendment No. 3447 (to Amendment No. 3399), to provide additional funds for grants from the Historic Preservation Fund for historically Black colleges and university, with an offset.

Pages S5499–S5503

Moran (for Whitehouse) Amendment No. 3454 (to Amendment No. 3399), to require the Secretary of Agriculture to establish a working group to conduct research relating to ocean agriculture.

Pages S5499–S5503

Moran (for Murphy/Blumenthal) Amendment No. 3468 (to Amendment No. 3399), to set aside funds for the development of a map depicting pyrrhotite occurrences throughout the United States.

Pages S5499–S5503

Moran (for Shaheen) Amendment No. 3476 (to Amendment No. 3399), to provide for the use of funds to ensure that survivors of domestic violence and sexual assault do not face housing discrimination.

Pages S5499–S5503

Moran (for Inhofe) Amendment No. 3480 (to Amendment No. 3399), to encourage the Department of Transportation and the Corps of Engineers to cooperate to develop a path forward in allowing freight funding eligibility for inland waterways improvements.

Pages S5499–S5503

Moran (for Cassidy) Amendment No. 3482 (to Amendment No. 3399), to set aside funds for the conduct of certain wood utilization research.

Pages S5499–S5503

Moran (for Fischer) Amendment No. 3492 (to Amendment No. 3399), to ensure safe and timely completion of the flexible sleeper berth pilot program.

Pages S5499–S5503

Moran (for Cornyn) Amendment No. 3493 (to Amendment No. 3399), to require the Secretary of Agriculture to submit a report on conservation programs administered by the Natural Resources Conservation Service relating to ocelots.

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Moran (for Heller/Feinstein) Amendment No. 3517 (to Amendment No. 3399), to set aside funds for the Colorado River Basin salinity control program.

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Moran (for Heller) Amendment No. 3540 (to Amendment No. 3399), to set aside additional funds for grants for the conduct of certain hazardous fuels management activities.

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Moran (for Smith/Shahen) Amendment No. 3546 (to Amendment No. 3399), to require the Rural Housing Service to submit a report on certain properties.

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Moran (for Rubio) Amendment No. 3551 (to Amendment No. 3399), to provide funding to study and combat harmful algal blooms.

Pages S5499–S5503

Moran (for Rubio) Amendment No. 3560 (to Amendment No. 3399), to require FinCEN to submit to Congress a report on Geographic Targeting Orders.

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Moran (for Rubio/Ernst) Amendment No. 3562 (to Amendment No. 3399), to prohibit certain companies from receiving assistance.

Pages S5499–S5503

Moran (for Barrasso) Amendment No. 3563 (to Amendment No. 3399), to provide for the use of funds from the Indian Irrigation Fund.

Pages S5499–S5503

Moran (for Murkowski) Amendment No. 3566 (to Amendment No. 3399), of a perfecting nature.

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Moran (for Murray/Cantwell) Amendment No. 3578 (to Amendment No. 3399), to add a provision to clarify eligibility and establish an eligibility appeal mechanism under the rural broadband loan and grant pilot program.

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Moran (for Brown) Amendment No. 3582 (to Amendment No. 3399), to increase funding for 1890 land-grant colleges, with an offset.

Pages S5499–S5503

Moran (for Murkowski/Heitkamp) Modified Amendment No. 3585 (to Amendment No. 3399), to set aside funds for the Alyce Spotted Bear and Walter Soboleff Commission on Native Children.

Pages S5499–S5503

Moran (for Collins) Amendment No. 3595 (to Amendment No. 3399), to prohibit the use of funds to enforce certain requirements with respect to added sugars in the rules issued by the Food and Drug Administration on nutrition labels.

Pages S5499–S5503

Moran (for Stabenow) Amendment No. 3607 (to Amendment No. 3399), to require the use of Environmental Protection Agency funds to implement recommendations relating to clean and safe water compliance.

Pages S5499–S5503

Moran (for Reed) Amendment No. 3608 (to Amendment No. 3399), to prohibit the use of funds to implement certain new policies of the Federal Transit Administration relating to the Capital Investment Grant program.

Pages S5499–S5503

Moran (for Toomey) Amendment No. 3613 (to Amendment No. 3399), to set aside funds for the United States Semiquincentennial Commission.

Pages S5499–S5503

Moran (for Jones) Amendment No. 3615 (to Amendment No. 3399), to require the Small Business Administration to conduct a study on match-making programs for veteran entrepreneurs.

Pages S5499–S5503

Moran (for Peters/Young) Amendment No. 3621 (to Amendment No. 3399), to require the Comptroller General of the United States to issue a report on the removal of lead-based paint and other hazardous materials.

Pages S5499–S5503

Moran (for Cardin) Amendment No. 3633 (to Amendment No. 3399), to require a report on Federal agency compliance with respect to establishing an Office of Small and Disadvantaged Business Utilization.

Pages S5499–S5503

Moran (for McConnell) Amendment No. 3645 (to Amendment No. 3399), to prohibit the use of funds for the enforcement of certain requirements with respect to certain roads.

Pages S5499–S5503

Moran (for Boozman) Amendment No. 3646 (to Amendment No. 3399), to provide funding to the Secretary of Agriculture to conduct an inventory and evaluation of certain land for inclusion in the National Wilderness Preservation System.

Pages S5499–S5503

Moran (for Shaheen) Amendment No. 3650 (to Amendment No. 3399), to provide for the conduct of a study to identify underlying contributing factors for pediatric cancer that are unique to certain States and to provide assistance to support States with a high incidence of such cancer.

Pages S5499–S5503

Moran (for Murphy) Amendment No. 3651 (to Amendment No. 3399), to require a study on the financial impact of the mineral pyrrhotite in concrete home foundations.

Pages S5499–S5503

Moran (for Coons) Amendment No. 3661 (to Amendment No. 3399), to designate a rest area on the Mount Vernon Trail as the “Peter B. Webster III Memorial Area”.

Pages S5499–S5503

Moran Amendment No. 3665 (to Amendment No. 3399), to ensure continued passenger rail operations on long-distance routes.

Pages S5499–S5503

Moran (for Coons/Carper) Amendment No. 3684 (to Amendment No. 3666), of a perfecting nature.

Pages S5499–S5503

Moran (for Coons/Carper) Amendment No. 3666 (to Amendment No. 3399), to extend by 1 year the deadline for expenditure for transportation projects awarded funding from the Transportation Investment Generating Economic Recovery (TIGER) 2012 and 2013 discretionary grant programs of the Department of Transportation.

Pages S5499–S5503

Moran (for Casey) Amendment No. 3668 (to Amendment No. 3399), to increase the amount set aside for the breastfeeding peer counselors program.

Pages S5499–S5503

Moran (for Fischer) Amendment No. 3669 (to Amendment No. 3399), to prohibit the use of funds to carry out requirements relating to electronic logging devices.

Pages S5499–S5503

Moran (for Cornyn) Modified Amendment No. 3670 (to Amendment No. 3399), to prohibit funds made available to the Federal Transit Administration from being used for the procurement of rolling stock from manufacturers supported by certain foreign governments.

Pages S5499–S5503

Moran (for Heller) Amendment No. 3671 (to Amendment No. 3399), to prohibit funds from being used to provide housing assistance benefits to individuals convicted of certain criminal offenses.

Pages S5499–S5503

Moran (for Donnelly) Amendment No. 3675 (to Amendment No. 3399), to provide for rural health and safety education programs to address and combat the opioid abuse epidemic.

Pages S5499–S5503

Moran (for Heitkamp) Amendment No. 3676 (to Amendment No. 3399), to provide an additional \$2,000,000 for hiring staff for tribal detention facilities by reducing the amounts made available through the Working Capital Fund of the Department of the Interior.

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Moran (for Blumenthal) Amendment No. 3677 (to Amendment No. 3399), to require the National Railroad Passenger Corporation to grant a discount to members of the public benefit corporation Veterans Advantage.

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Moran (for Warner) Amendment No. 3679 (to Amendment No. 3399), to provide that up to \$6,000,000 be used for UAS integration activities.

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Pending:

Shelby Amendment No. 3399, in the nature of a substitute.

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Murkowski Amendment No. 3400 (to Amendment No. 3399), of a perfecting nature.

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

By 94 yeas to 4 nays (Vote No. 175), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on Shelby Amendment No. 3399 (listed above).

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A unanimous-consent agreement was reached providing that notwithstanding Rule XXII, the motion to invoke cloture on the bill be withdrawn; that the only remaining amendments in order be the following: Leahy Amendment No. 3464, Lee Amendment No. 3522, Baldwin Amendment No. 3524, and Cruz Amendment No. 3402; and that at 11 a.m., on Wednesday, August 1, 2018, all post-cloture time be yielded back and Senate vote on or in relation to the amendments in the order listed, that Leahy Amendment No. 3464, Lee Amendment No. 3522, and Baldwin Amendment No. 3524, be subject to a 60 affirmative vote threshold, and that following the disposition of Cruz Amendment No. 3402, Murkowski Amendment No. 3400 be withdrawn, Shelby Amendment No. 3399, as amended, be agreed to, and Senate vote on passage of the bill, with two minutes of debate prior to each vote in the series.

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A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 10 a.m., on Wednesday, August 1, 2018.

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House Messages:

National Flood Insurance Program Extension Act: By 86 yeas to 12 nays (Vote No. 173), Senate agreed to the motion to concur in the amendments

of the House of Representatives to S. 1182, to require the Secretary of the Treasury to mint commemorative coins in recognition of the 100th anniversary of The American Legion, after taking action on the following motions and amendments proposed thereto: **Page S5468**

Withdrawn:

McConnell motion to refer the message of the House on the bill to the Committee on Banking, Housing, and Urban Affairs, with instructions, McConnell Amendment No. 3630, to change the enactment date. **Page S5468**

McConnell motion to concur in the amendment of the House to the bill, with McConnell Amendment No. 3628 (to the House Amendment to the bill), to change the enactment date. **Page S5468**

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

A unanimous-consent agreement was reached providing that the motion to invoke cloture on McConnell motion to concur in the amendments of the House to the bill, be withdrawn. **Page S5468**

McConnell Amendment No. 3631 (to (the instructions) Amendment No. 3630), of a perfecting nature, fell when McConnell motion to refer the message of the House on the bill to the Committee on Banking, Housing, and Urban Affairs, with instructions, McConnell Amendment No. 3630 (listed above), was withdrawn. **Page S5468**

McConnell Amendment No. 3632 (to Amendment No. 3631), of a perfecting nature, fell when McConnell Amendment No. 3631 (to (the instructions) Amendment No. 3630) (listed above), fell. **Page S5468**

McConnell Amendment No. 3629 (to Amendment No. 3628), of a perfecting nature, fell when McConnell motion to concur in the amendment of the House to the bill, with McConnell Amendment No. 3628 (to the House Amendment to the bill) (listed above), was withdrawn. **Page S5468**

Agriculture and Nutrition Act: Senate insisted on its amendment to H.R. 2, to provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2023, agreed to the request of the House for a conference, and authorized the Chair to appoint conferees on the part of the Senate at a ratio of 5 to 4. **Page S5503**

Nominations Confirmed: Senate confirmed the following nominations:

By 52 yeas to 46 nays (Vote No. EX. 174), Britt Cagle Grant, of Georgia, to be United States Circuit Judge for the Eleventh Circuit. **Page S5468**

8 Air Force nominations in the rank of general.
42 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.
Routine lists in the Air Force, Army, and Navy.

Pages S5525–26

Nominations Received: Senate received the following nominations:

Thomas F. Gilman, of Arizona, to be an Assistant Secretary of Commerce.

Thomas F. Gilman, of Arizona, to be Chief Financial Officer, Department of Commerce.

William Cooper, of Maryland, to be General Counsel of the Department of Energy.

Harold B. Parker, of New Hampshire, to be Federal Cochairperson of the Northern Border Regional Commission.

Richard C. Parker, of North Carolina, to be an Assistant Administrator of the United States Agency for International Development.

Judy Rising Reinke, of Virginia, to be Ambassador to Montenegro.

Lucy Tamlyn, of New York, to be Ambassador to Central African Republic.

Adrian Zuckerman, of New Jersey, to be Ambassador to Romania.

Erhard R. Chorle, of Illinois, to be a Member of the Railroad Retirement Board for a term expiring August 28, 2022.

James Paul Gfrerer, of Virginia, to be an Assistant Secretary of Veterans Affairs (Information and Technology).

1 Air Force nomination in the rank of general.

3 Army nominations in the rank of general.

Routine lists in the Army, Foreign Service, and Navy. **Pages S5522–25**

Messages from the House: **Page S5516**

Enrolled Bills Presented: **Page S5516**

Executive Communications: **Page S5516**

Executive Reports of Committees: **Pages S5516–17**

Additional Cosponsors: **Pages S5518–20**

Statements on Introduced Bills/Resolutions: **Pages S5520–21**

Additional Statements: **Pages S5514–16**

Amendments Submitted: **Pages S5521–22**

Authorities for Committees to Meet: **Page S5522**

Privileges of the Floor: **Page S5522**

Record Votes: Three record votes were taken today. (Total—175) **Pages S5468–69**

Adjournment: Senate convened at 10 a.m. and adjourned at 8:14 p.m., until 10 a.m. on Wednesday, August 1, 2018. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5522.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Dan Michael Berkovitz, of Maryland, to be a Commissioner of the Commodity Futures Trading Commission, and James E. Hubbard, of Colorado, to be Under Secretary of Agriculture for Natural Resources and Environment.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported 646 nominations in the Army, Navy, and Air Force.

GLOBAL INTERNET GOVERNANCE

Committee on Commerce, Science, and Transportation: Subcommittee on Communications, Technology, Innovation, and the Internet concluded a hearing to examine the internet and digital communications, focusing on the impact of global internet governance, after receiving testimony from Michael Chertoff, The Chertoff Group, Roslyn Layton, American Enterprise Institute, Denise E. Zheng, Business Roundtable, and Christopher M.E. Painter, Global Commission for the Stability of Cyberspace, all of Washington, D.C.; and James Bladel, GoDaddy, Scottsdale, Arizona.

NOMINATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine the nominations of Michael A. Hammer, of Maryland, to be Ambassador to the Democratic Republic of the Congo, Kyle McCarter, of Illinois, to be Ambassador to the Republic of Kenya, who was introduced by Senator Inhofe, Stephanie Sanders Sullivan, of Maryland, to be Ambassador to the Republic of Ghana, and Donald R. Tapia, of Arizona, to be Ambassador to Jamaica, who was introduced by Senator Gardner, all of the Department of State, after the nominees testified and answered questions in their own behalf.

REDUCING HEALTH CARE COSTS

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine reducing health care costs, focusing on decreasing administrative spending, after receiving testimony from Becky

Hultberg, Alaska State Hospital and Nursing Home Association, Anchorage; Matt Eyles, America's Health Insurance Plans, and Robert A. Book, Libris Research, LLC, on behalf of the American Action Forum, both of Washington, D.C.; and David M. Cutler, Harvard University, Cambridge, Massachusetts.

FAMILY REUNIFICATION EFFORTS

Committee on the Judiciary: Committee concluded an oversight hearing to examine immigration enforcement and family reunification efforts, after receiving testimony from Carla L. Provost, Acting Chief, Border Patrol, Customs and Border Protection, Matthew T. Albence, Executive Associate Director, Enforcement and Removal Operations, Immigration and Customs Enforcement, and Jennifer B. Higgins, Associate Director, Refugee, Asylum and International Operations Directorate, Citizenship and Immigration Services, all of Department of Homeland Security; Jonathan White, Commander, Public Health Service Commissioned Corps, Department of Health and Human Services; and James McHenry, Director, Executive Office for Immigration Review, Department of Justice.

FEDERAL COURTS

Committee on the Judiciary: Subcommittee on Oversight, Agency Action, Federal Rights and Federal Courts concluded a hearing to examine the structure of the Federal courts, after receiving testimony from Diarmuid F. O'Scannlain, Circuit Judge, United States Court of Appeals for the Ninth Circuit; Brian T. Fitzpatrick, Vanderbilt Law School, Nashville, Tennessee; Lori A. Ringhand, University of Georgia School of Law, Athens.

BUSINESS MEETING

Select Committee on Intelligence: Committee ordered favorably reported the nominations of Joseph Maguire, of Florida, to be Director of the National Counterterrorism Center, Office of the Director of National Intelligence, and Ellen E. McCarthy, of Virginia, to be an Assistant Secretary of State (Intelligence and Research).

INTELLIGENCE

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