

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S5911–S5984*

**Measures Introduced:** Five bills and three resolutions were introduced, as follows: S. 1161–1165, and S. Res. 164–166. **Page S5943**

#### Measures Passed:

**Great Smoky Mountains National Park 75th Anniversary:** Committee on the Judiciary was discharged from further consideration of S. Res. 137, recognizing and commending the people of the Great Smoky Mountains National Park on the 75th anniversary of the establishment of the park, and the resolution was then agreed to. **Pages S5980–81**

**End of Communist Rule in Poland 20th Anniversary:** Committee on Foreign Relations was discharged from further consideration of S. Res. 139, commemorating the 20th anniversary of the end of communist rule in Poland, and the resolution was then agreed to. **Page S5981**

**Bread for the World 35th Anniversary:** Committee on the Judiciary was discharged from further consideration of S. Res. 157, recognizing Bread for the World, on the 35th anniversary of its founding, for its faithful advocacy on behalf of poor and hungry people in our country and around the world, and the resolution was then agreed to. **Pages S5981–82**

**Printing Authorization:** Senate agreed to S. Res. 166, to authorize the printing of a collection of the rules of the committees of the Senate. **Page S5982**

**Year of the Military Family:** Senate agreed to S. Res. 165, to encourage recognition of 2009 as the “Year of the Military Family”. **Pages S5982–83**

#### Measures Considered:

**Family Smoking Prevention and Tobacco Control Act:**

Senate resumed consideration of the motion to proceed to consideration of H.R. 1256, to protect the public health by providing the Food and Drug Administration with certain authority to regulate tobacco products, to amend title 5, United States Code, to make certain modifications in the Thrift

Savings Plan, the Civil Service Retirement System, and the Federal Employees’ Retirement System.

**Pages S5918–22, S5922–41**

During consideration of this measure today, Senate also took the following action: By 84 yeas to 11 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 motion to proceed to consideration of the bill. **Page S5918**

A unanimous-consent agreement was reached providing for further consideration of the motion to proceed to consideration of the bill at approximately 10:30 a.m., on Wednesday, June 3, 2009, and that all time during any adjournment, recess, or period of morning business count post-cloture. **Page S5983**

**Excessive Pay Capped Deduction Act—Referral Agreement:** A unanimous-consent agreement was reached providing that the Committee on Banking, Housing, and Urban Affairs be discharged from further consideration of S. 1007, to amend the Internal Revenue Code of 1986 to deny a deduction for excessive compensation of any employee of an employer, and the bill then be referred to the Committee on Finance. **Page S5983**

**Nomination Confirmed:** Senate confirmed the following nomination:

Regina McCarthy, of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency. **Pages S5917–18, S5984**

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

Daniel Ginsberg, of the District of Columbia, to be an Assistant Secretary of the Air Force.

Louis B. Susman, of Illinois, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland. **Page S5984**

**Executive Communications:** **Pages S5942–43**

**Additional Cosponsors:** **Pages S5943–45**

**Statements on Introduced Bills/Resolutions:** **Pages S5945–51**

**Additional Statements:** **Pages S5941–42**

**Amendments Submitted:** **Pages S5951–67**

Notices of Hearings/Meetings: Page S5967

Authorities for Committees to Meet: Page S5967

Text of H.R. 2346 as Previously Passed:  
Pages S5967–80

Record Votes: One record vote was taken today.  
(Total—203) Page S5918

Adjournment: Senate convened at 10 a.m. and adjourned at 7:15 p.m., until 9:30 a.m. on Wednesday, June 3, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages S5983–84.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS: NATIONAL NUCLEAR SECURITY ADMINISTRATION

*Committee on Appropriations:* Subcommittee on Energy and Water Development concluded a hearing to examine proposed budget estimates for fiscal year 2010 for the National Nuclear Security Administration, after receiving testimony from Thomas P. D'Agostino, Under Secretary for Nuclear Security and Administrator of the National Nuclear Security Administration, Department of Energy.

### APPROPRIATIONS: THE U.S. SECURITIES AND EXCHANGE COMMISSION AND THE COMMODITIES FUTURES TRADING COMMISSION

*Committee on Appropriations:* Subcommittee on Financial Services and General Government concluded a hearing to examine proposed budget estimates for fiscal year 2010 for the Securities and Exchange Commission, and the Commodity Futures Trading Commission, after receiving testimony from Mary L. Schapiro, Chairman, United States Securities and Exchange Commission; and Gary Gensler, Chairman, United States Commodity Futures Trading Commission.

### APPROPRIATIONS: DEPARTMENT OF THE NAVY

*Committee on Appropriations:* Subcommittee on Defense concluded a hearing to examine proposed budget estimate for fiscal year 2010 for the Department of the Navy, after receiving testimony from Ray Mabus, Secretary of the Navy, Admiral Gary Roughead, Chief of Naval Operations, and General James T.

Conway, Commandant of the Marine Corps, all of the Department of Defense.

### NOMINATIONS

*Committee on Armed Services:* Committee concluded a hearing to examine the nominations of Admiral James G. Starvidis, USN for reappointment to the grade of admiral and to be Commander, United States European Command and Supreme Allied Commander, Europe, Lieutenant General Douglas M. Fraser, USAF to be general and Commander, United States Southern Command, who was introduced by Senator Murkowski, and Lieutenant General Stanley A. McChrystal, USA to be general and Commander, International Security Assistance Force and Commander, United States Forces Afghanistan, all of the Department of Defense, after the nominees testified and answered questions in their own behalf.

### NOMINATIONS

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the nominations of Catherine Radford Zoi, of California, to be Assistant Secretary for Energy, Efficiency, and Renewable Energy, and William F. Brinkman, of New Jersey, to be Director of the Office of Science, both of the Department of Energy, and Anne Castle, of Colorado, to be Assistant Secretary of the Interior, who was introduced by Senator Udall (CO), after the nominees testified and answered questions in their own behalf.

### NOMINATION

*Committee on Environment and Public Works:* Committee concluded a hearing to examine the nomination of Victor M. Mendez, of Arizona, to be Administrator of the Federal Highway Administration, after the nominee, who was introduced by Senator Kyl, testified and answered questions in his own behalf.

### NOMINATION

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nomination of Rand Beers, of the District of Columbia, to be Under Secretary of Homeland Security for National Protection and Programs, after the nominee testified and answered questions in his own behalf.

### 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.