

Daily Digest

HIGHLIGHTS

Senate passed S. 1390, National Defense Authorization Act.

The House passed H.R. 3288, Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2010

Senate

Chamber Action

Routine Proceedings, pages S7945–S8065

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 1505–1512, and S. Res. 222. **Pages S8038–39**

Measures Reported:

S.J. Res. 17, approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003. **Page S8038**

Measures Passed:

National Defense Authorization Act: By 87 yeas to 7 nays (Vote No. 242), Senate passed S. 1390, to authorize appropriations for fiscal year 2010 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, after taking action on the following amendments proposed thereto: **Pages S7947–S8025**

Adopted:

Lieberman Amendment No. 1627, to require the Secretary of Defense to make certain certifications with respect to the development of an alternative propulsion system for the F-35 Joint Strike Fighter program before funds may be obligated or expended for such system and to provide, with offsets, an additional \$282,900,000 for the procurement of UH-1Y/AH-1Z rotary wing aircraft and an additional \$156,000,000 for management reserves for the F-35 Joint Strike Fighter program. **Pages S7949–52, S7964–65**

Schumer Amendment No. 1764, to ensure that absent uniformed services voters and overseas voters are aware of their voting rights and have a genuine opportunity to register to vote and have their absentee ballots cast and counted. **Pages S7965–67**

Burr Amendment No. 1554, to guarantee the equity of spouses of military personnel with regard to matters of residency. **Pages S7973–74**

Lieberman Amendment No. 1744, to express the sense of the Senate on and reserve funds for the development and deployment of missile defense systems to Europe. **Pages S7976–85**

Levin Amendment No. 1710, to provide for classified information procedures for military commissions, and to provide for interlocutory appeals by the United States of certain orders and rulings of military judges. **Pages S7987–99**

Lincoln Amendment No. 1487, to amend title 32, United States Code, to modify the Department of Defense share of expenses under the National Guard Youth Challenge Program. **Pages S7999–S8000**

Kyl Amendment No. 1807 (to Amendment No. 1760), to require a report on the plan for the United States nuclear weapons stockpile, nuclear weapons complex, and delivery platforms, and to express the sense of the Senate on follow-on negotiations to the START Treaty. **Page S8003**

Kyl Amendment No. 1760, to pursue United States objectives in bilateral arms control with the Russian Federation. **Pages S7965, S7947, S8002–03**

Lieberman/Graham Modified Amendment No. 1650, to express the sense of Congress that military commissions are the preferred forum for the trial of alien unprivileged belligerents for violations of the law of war and other offenses triable by military commission. **Pages S8003–05**

Levin (for Reid) Amendment No. 1481, to require the Director of National Intelligence to submit a report to Congress on retirement benefits for former employees of Air America. **Pages S8005–06**

Levin (for Shaheen) Modified Amendment No. 1621, to improve and expand suicide prevention and

community healing and response training under the Yellow Ribbon Reintegration Program.

Pages S8005–06

Levin (for Feingold/Murkowski) Amendment No. 1675, to ensure that members of the reserve components of the Armed Forces who are injured while on active duty are advised of programs to assist in their transition back to civilian life. **Pages S8005, S8006–07**

McCain Amendment No. 1700, to ensure the security of Iraq through defense cooperation between the United States and Iraq. **Pages S8005, S8007**

McCain (for Voinovich) Amendment No. 1680, to authorize the availability of appropriated funds for certain activities conducted under the State Partnership Program of the National Guard. **Pages S8005, S8007**

McCain (for Brownback) Amendment No. 1697, to require a biennial report on the military power of Iran. **Pages S8005, S8007**

McCain (for Hutchison) Amendment No. 1494, to require a report on criteria for the selection of strategic embarkation ports and ships layberth locations. **Pages S8005, S8007–08**

Levin Amendment No. 1718, to provide authority to transfer covered defense articles no longer needed in Iraq and to provide defense services to the security forces of Iraq and Afghanistan. **Pages S8005, S8008**

Levin (for Nelson (NE)/Graham) Amendment No. 1601, to require a report on simplifying defense travel. **Pages S8005, S8008–09**

Levin (for Casey/Bayh) Amendment No. 1738, to provide for an annual comprehensive report on the status of United States efforts and the level of progress achieved to counter and defeat Al Qaeda and its related affiliates and undermine long-term support for the violent extremism that helps sustain Al Qaeda's recruitment efforts. **Pages S8005, S8009**

Levin (for Landrieu/Snowe) Amendment No. 1703, to reauthorize the SBIR program and the STTR program. **Pages S8005, S8009**

Levin (for Conrad) Amendment No. 1656, to require a report on the recruitment and retention of members of the Air Force in nuclear career fields. **Pages S8005, S8009–10, S8017**

McCain (for Collins) Amendment No. 1523, to amend provisions relating to Federal civilian employee retirement. **Pages S8005, S8010**

Levin (for Lautenberg) Amendment No. 1647, to express the sense of the Senate on costs for health care for members of the Armed Forces and their families. **Pages S8005, S8010**

Levin (for Durbin/Nelson (NE)) Amendment No. 1662, to expand the provision authorizing special compensation for members of the uniformed services

with certain injuries or illnesses incurred in the line of duty. **Pages S8005, S8010**

McCain (for Risch/Crapo) Amendment No. 1741, to require the Secretary of Defense to report on the status of the Air National Guard and the Air Force Reserve. **Pages S8005, S8010**

Levin (for Bingaman) Amendment No. 1746, to require reports on the service life and replacement of AC–130 gunships of the Air Force. **Pages S8005, S8011**

McCain (for Risch/Crapo) Amendment No. 1543, to authorize the service Secretaries to increase the end strength of the Selected Reserve by two percent. **Pages S8005, S8011**

McCain (for Hatch/Bennett) Amendment No. 1740, to require a plan for sustaining the land-based solid rocket motor industrial base. **Pages S8005, S8011**

Levin (for Menendez/Corker) Amendment No. 1687, to require a national security interest certification for Coalition Support Fund reimbursements provided to the Government of Pakistan. **Pages S8005, S8011**

Levin (for Landrieu) Amendment No. 1702, to require the Secretary of Defense and the Secretary of Veterans Affairs to submit to Congress a report on the use of alternative therapies in the treatment of post-traumatic stress disorder, including the therapeutic use of animals. **Pages S8005, S8011**

Levin (for Franken) Amendment No. 1717, to carry out a pilot program to assess the feasibility and advisability of using service dogs for the treatment or rehabilitation of veterans with physical or mental injuries or disabilities. **Pages S8005, S8011–12**

McCain (for Ensign/Brown) Amendment No. 1521, to enable State homes to furnish nursing home care to parents any of whose children died while serving in the Armed Forces. **Pages S8005, S8012**

McCain (for Graham) Amendment No. 1768, to authorize the Secretary of Defense to carry out a pilot program for providing cognitive rehabilitative therapy services under the TRICARE program. **Pages S8005, S8012**

Levin (for Boxer/Bond) Amendment No. 1752, to reduce the minimum distance of travel necessary for reimbursement of covered beneficiaries of the military health care system for travel for specialty health care and to provide an offset. **Pages S8005, S8012**

McCain (for Hatch) Modified Amendment No. 1739, to provide for an increase in the maximum age limit for an original appointment to certain Federal employee positions for retirees of the Armed Forces and eligibility for an annuity under Federal Employees Retirement System for such retirees. **Pages S8005, S8012–13**

McCain Amendment No. 1775, to support freedom of the press, freedom of speech, freedom of expression, and freedom of assembly in Iran, to support the Iranian people as they seek, receive, and impart information and promote ideas in writing, in print, or through any media without interference.

Pages S8005, S8013

McCain (for Brownback) Amendment No. 1735, to express the sense of Congress regarding the development of manned airborne irregular warfare platforms.

Pages S8005, S8013

Levin (for Tester) Amendment No. 1564, to enhance travel and transportation benefits for survivors of deceased members of the uniformed services for purposes of attending memorial ceremonies.

Pages S7967-73, S8005, S8013

McCain (for Kyl) Amendment No. 1773, to require the Comptroller General to conduct a study on the stockpile stewardship program.

Pages S8005, S8013

McCain (for Kyl) Amendment No. 1774, to extend the sunset for the Congressional Commission on the Strategic Posture of the United States and to require an additional report.

Pages S8005, S8013-14

McCain (for Martinez) Amendment No. 1795, to express the sense of Congress on continued support by the United States for a stable and democratic Republic of Iraq.

Pages S8005, S8014

Levin (for Boxer) Amendment No. 1788, to express the sense of Congress that flexible spending arrangements should be established for members of the uniformed services.

Pages S8005, S8014

Levin (for Shaheen) Amendment No. 1780, to require a Yellow Ribbon Reintegration Program and plans for further implementation.

Pages S8005, S8014, S8017-18

Levin (for Casey) Amendment No. 1782, to require a report on the feasibility of requiring post-deployment health assessments of Guard and Reserve members deployed in connection with contingency operations at their home stations or counties of residence.

Pages S8005, S8014

Levin (for Baucus) Amendment No. 1779, to provide for the notification of certain individuals regarding options for enrollment under Medicare part B.

Pages S8005, S8014

Levin (for Warner/Nelson (FL)) Amendment No. 1785, to require a report on the defense modeling and simulation industrial base.

Pages S8005, S8014-15

McCain (for Thune) Amendment No. 1806, to include additional members and additional duties for the independent panel assessing the 2009 quadrennial defense review.

Pages S8005, S8015

McCain (for Inhofe) Amendment No. 1803, to require the Secretary of the Army to conduct a com-

parative evaluation of extended range modular sniper rifle systems.

Pages S8005, S8015

McCain (for DeMint/Shahen) Amendment No. 1727, to require the report on the global defense posture realignment to include information relating to the effect of comprehensive master plans for overseas military main operating bases, forward operating sites, and cooperative security locations on United States security commitments under international security treaties and the current security environments in the combatant commands.

Pages S8005, S8015

Levin (for Dorgan/Conrad) Amendment No. 1706, to require the Secretary of Defense and the Secretary of Transportation to develop a plan for providing access to the national airspace for unmanned aircraft.

Pages S8005, S8015-16

McCain (for Leahy/Bond) Modified Amendment No. 1749, to reestablish the position of Vice Chief of the National Guard Bureau.

Pages S8005, S8016

Levin (for Klobuchar) Modified Amendment No. 1799, (to Amendment No. 1753), to require the Department of Defense to improve access to mental health care for family members of members of the National Guard and Reserve who are deployed overseas.

Pages S8005, S8016, S8018-23

Levin (for Landrieu) Amendment No. 1620, to amend the Small Business Act to create parity among certain small business contracting programs.

Pages S8005, S8016

McCain (for Snowe) Amendment No. 1688, to create parity among small business contracting programs.

Pages S8005, S8016

McCain (for Chambliss) Amendment No. 1765, to require a report on the re-engining of E-8C Joint Surveillance and Target Attack Radar System (Joint STARS) aircraft.

Pages S8005, S8016-17

Graham (for Sessions) Further Modified Amendment No. 1657, to preempt requirements that Al Qaeda terrorists who are captured by the United States military or intelligence services be given Miranda warnings.

Pages S8000, S8002, S8023

Levin (for Begich) Amendment No. 1572, to provide for the treatment of service as a member of the Alaska Territorial Guard during World War II as active service for purposes of retired pay for members of the Armed Forces.

Page S8025

Levin (for Dodd) Amendment No. 1802, to extend the monthly special pay benefit for members of the reserve components of the Armed Forces to include time spent performing pre-deployment and reintegration duty.

Page S8025

Levin (for Gillibrand) Amendment No. 1801, to require the Secretary of the Navy to solicit competing bids for the procurement of steam turbines for the ships service turbine generators and main

propulsion turbines for the Ohio-class submarine replacement program. **Pages S8025, S8026**

Levin (for McCaskill) Modified Amendment No. 1606, to express the sense of the Senate on the need for domestic production of molybdenum-99.

Pages S8025, S8026

Levin (for Nelson (FL)) Amendment No. 1808, to provide to members of the Armed Forces and their families comprehensive information on benefits for members of the Armed Forces and their families.

Pages S8025, S8026

Levin (for Nelson (FL)) Amendment No. 1705, to extend the deadline for the completion of the independent study of concepts and systems for boostphase missile defense.

Pages S8025, S8027

Levin (for Lautenberg) Modified Amendment No. 1797, to reauthorize the Maritime Administration.

Pages S8025, S8027

Levin (for Feingold) Amendment No. 1732, to provide for an additional duty for the advisory panel on Department of Defense capabilities for support of civil authorities after certain incidents.

Pages S8025, S8027

Levin (for Klobuchar) Amendment No. 1753, to require the Department of Defense to ensure full access to mental health care for family members of members of the National Guard and Reserve who are deployed overseas.

Pages S8025, S8027

Levin (for Reed/Wicker) Amendment No. 1758, to require a report on enabling capabilities for Special Operations forces.

Pages S8025, S8027

Levin (for Warner/Webb) Amendment No. 1751, to authorize a study on the suitability and feasibility of designating the National D-Day Memorial in Bedford, Virginia, as a unit of the National Park System.

Pages S8025, S8027

Levin (for Kerry/Chambliss) Amendment No. 1661, to include service after September 11, 2001, as service qualifying for the determination of a reduced eligibility age for receipt of non-regular service retired pay.

Pages S8025, S8028

McCain (for Cornyn) Amendment No. 1653, to require a report on Taiwan's Air Force.

Pages S8025, S8028

McCain (for Coburn/Kerry) Amendment No. 1811, to extend and enhance reporting requirements related to United States contributions to the United Nations.

Pages S8025, S8028

Levin (for Casey) Modified Amendment No. 1516, to provide certain requirements with respect to public-private competitions.

Pages S8025, S8028

Levin (for Leahy) Amendment No. 1812, relative to feasibility and desirability of establishing general uniform procedures and guidelines for the provision of monetary assistance by the United States to civil-

ian foreign nationals for losses incident to combat activities of the Armed Forces. **Pages S8025, S8028–29**

Levin (for Sanders) Amendment No. 1658, to require the Comptroller General of the United States to report to Congress on financial assistance for child care available to deployed members of the reserve components of the Armed Forces. **Pages S8025, S8029**

McCain (for Chambliss) Modified Amendment No. 1796, to modify the provision requiring a report on potential foreign military sales of the F-22A fighter aircraft to have the report developed by a federally funded research and development center.

Pages S8025, S8029

McCain (for Sessions) Modified Amendment No. 1533, to clarify that the definition of unprivileged enemy belligerent includes members of al Qaeda.

Pages S8025, S8029

Rejected:

By 38 yeas to 59 nays (Vote No. 240), Bayh Amendment No. 1767, to provide for the continued development of a competitive propulsion system for the Joint Strike Fighter program and additional amounts, with an offset, for UH-1Y/AH-1Z rotary wing aircraft and Joint Strike Fighter program management reserves.

Pages S7952–64

Burr/Hagan Amendment No. 1519, to prohibit the establishment of an outlying landing field at Sandbanks or Hale's Lake, North Carolina.

Pages S7985–87

By 40 yeas to 54 nays (Vote No. 241), Isakson Amendment No. 1525, to repeal the sunset of authority to procure fire resistant rayon fiber for the production of uniforms from foreign sources.

Pages S8000–02

Withdrawn:

Akaka Amendment No. 1522, to amend provisions relating to Federal civilian employee retirement.

Pages S7974–76, S7997–99

Department of Defense Authorization Act: Senate passed S. 1391, to authorize appropriations for fiscal year 2010 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, after striking all after the enacting clause and inserting in lieu thereof Division A of S. 1390, National Defense Authorization, as passed.

Page S8024

Military Construction Authorization Act: Senate passed S. 1392, to authorize appropriations for fiscal year 2010 for military construction, after striking all after the enacting clause and inserting in lieu thereof Division B of S. 1390, National Defense Authorization, as passed.

Page S8024

Department of Energy National Security Act: Senate passed S. 1393, to authorize appropriations

for fiscal year 2010 for defense activities of the Department of Energy, after striking all after the enacting clause and inserting in lieu thereof Division C of S. 1390, National Defense Authorization, as passed. **Page S8024**

National Defense Authorization: Senate passed H.R. 2647, to authorize appropriations for fiscal year 2010 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, to provide special pays and allowances to certain members of the Armed Forces, expand concurrent receipt of military retirement and VA disability benefits to disabled military retirees, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1390, Senate companion measure, as passed by the Senate. **Page S8024**

Senate insisted on its amendment, requested a conference with the House on the disagreeing votes of the two Houses, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Levin, Kennedy, Byrd, Lieberman, Reed, Akaka, Nelson (FL), Nelson (NE), Bayh, Webb, McCaskill, Udall (CO), Hagan, Begich, Burris, McCain, Inhofe, Sessions, Chambliss, Graham, Thune, Martinez, Wicker, Burr, Vitter, and Collins. **Page S8024**

Burmese Freedom and Democracy Act: Senate passed H.J. Res. 56, approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, clearing the measure for the President. **Pages S8060–61**

Nominations Received: Senate received the following nominations:

Ketanji Brown Jackson, of Maryland, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2013.

4 Army nominations in the rank of general.

Routine lists in the Army. **Pages S8061–65**

Messages from the House: **Page S8034**

Measures Referred: **Page S8034**

Executive Communications: **Pages S8034–35**

Petitions and Memorials: **Pages S8035–38**

Executive Reports of Committees: **Page S8038**

Additional Cosponsors: **Pages S8039–41**

Statements on Introduced Bills/Resolutions: **Pages S8041–44**

Additional Statements: **Pages S8032–34**

Amendments Submitted: **Pages S8044–60**

Authorities for Committees to Meet: **Page S8060**

Privileges of the Floor: **Page S8060**

Record Votes: Three record votes were taken today. (Total—242) **Pages S7964, S8002, S8024**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 11:10 p.m., until 9:30 a.m. on Friday, July 24, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8061.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill entitled, "The Public Transportation Extension Act of 2009".

SYSTEMIC RISK REGULATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine establishing a framework for systemic risk regulation, after receiving testimony from Sheila C. Bair, Chairman, Federal Deposit Insurance Corporation; Mary L. Schapiro, Chairman, United States Securities and Exchange Commission; Daniel K. Tarullo, Member, Board of Governors of the Federal Reserve System; Alice M. Rivlin, The Brookings Institution, Vincent Reinhart, American Enterprise Institute, and Paul Schott Stevens, Investment Company Institute, all of Washington D.C.; and Allan H. Meltzer, Carnegie Mellon University Tepper School of Business, Pittsburgh, Pennsylvania.

WATER AND POWER LEGISLATION

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded a hearing to examine S. 637, to authorize the construction of the Dry-Redwater Regional Water Authority System in the State of Montana and a portion of McKenzie County, North Dakota, S. 789, to require the Secretary of the Interior to conduct a study on the feasibility and suitability of constructing a storage reservoir, outlet works, and a delivery system for the Tule River Indian Tribe of the Tule River Reservation in the State of California to provide a water supply for domestic, municipal, industrial, and agricultural purposes, S. 1080, to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and S. 1453, to amend Public Law 106–392 to maintain annual base funding for the Bureau of Reclamation for the Upper Colorado River and San Juan fish recovery programs through fiscal year 2023, after receiving testimony from Michale L. Connor, Commissioner, Bureau of