

waive the point of order that the conference report to accompany H.R. 2918 violates Senate Rule XXVIII of the Standing Rules of the Senate. Thus, the point of order fell. **Page S9968**

By 61 yeas to 39 nays (Vote No. 301), three-fifths of the Senators duly chosen and sworn having voted in the affirmative, Senate agreed to the motion to waive the point of order under section 311(a)(2) that the conference report to accompany H.R. 2918 violates the Congressional Budget Act of 1974. Thus, the point of order raised fell. **Page S9968**

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

Louis B. Butler, Jr., of Wisconsin, to be United States District Judge for the Western District of Wisconsin.

Sanford C. Coats, of Oklahoma, to be United States Attorney for the Western District of Oklahoma for the term of four years.

Mary Elizabeth Phillips, of Missouri, to be United States Attorney for the Western District of Missouri for the term of four years.

Stephanie Villafuerte, of Colorado, to be United States Attorney for the District of Colorado for the term of four years.

John Leroy Kammerzell, of Colorado, to be United States Marshal for the District of Colorado for the term of four years.

Mark Anthony Martinez, of Nebraska, to be United States Marshal for the District of Nebraska for the term of four years.

Stephen James Smith, of Georgia, to be United States Marshal for the Southern District of Georgia for the term of four years.

John F. Tefft, of Virginia, to be Ambassador to Ukraine.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

1 Marine Corps nomination in the rank of general.

Routine lists in the Army, Coast Guard, and Navy. **Pages S9991–92**

**Messages from the House:** **Page S9981**

**Measures Referred:** **Page S9981**

**Measures Placed on the Calendar:** **Page S9981**

**Executive Reports of Committees:** **Page S9981**

**Additional Cosponsors:** **Pages S9982–83**

**Statements on Introduced Bills/Resolutions:** **Pages S9983–89**

**Additional Statements:** **Pages S9978–81**

**Amendments Submitted:** **Pages S9989–90**

**Authorities for Committees to Meet:** **Pages S9990–91**

**Record Votes:** Four record votes were taken today. (Total—303) **Pages S9968, S9969, S9971**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 8:02 p.m., until 9:30 a.m. on Thursday, October 1, 2009. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9991.)

## Committee Meetings

(Committees not listed did not meet)

### NOMINATIONS

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded a hearing to examine the nominations of Bartholomew Chilton, of Maryland, Jill Sommers, of Kansas, and Scott D. O'Malia, of Michigan, who was introduced by Senators Bennett and Cochran, all to be a Commissioner of the Commodity Futures Trading Commission, Edward M. Avalos, of New Mexico, to be Under Secretary for Marketing and Regulatory Programs, and Harris D. Sherman, of Colorado, to be Under Secretary for Natural Resources and Environment, who was introduced by Senator Bennet, both to be a Member of the Board of Directors of the Commodity Credit Corporation, both of the Department of Agriculture, and Kenneth Albert Spearman, of Florida, to be a Member of the Farm Credit Administration Board, Farm Credit Administration, who was introduced by Senator Nelson (FL), after the nominees testified and answered questions in their own behalf.

### FINANCIAL REGULATION

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Security and International Trade and Finance concluded a hearing to examine international cooperation to modernize financial regulation, after receiving testimony from Kathleen L. Casey, United States Securities and Exchange Commission; Mark Sobel, Acting Assistant Secretary of the Treasury for International Affairs; and Daniel K. Tarullo, Member, Board of Governors of the Federal Reserve System.

### BUSINESS MEETING

*Committee on Finance:* Committee continued consideration of an original bill entitled, "America's Healthy Future Act of 2009", but did not complete action thereon, and recessed subject to the call and will meet again on Thursday, October 1, 2009.

### UNITED STATES POLICY TOWARD BURMA

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs concluded a hearing to examine United States policy toward Burma, focusing

on its impact and effectiveness, after receiving testimony from Kurt Campbell, Assistant Secretary of State for East Asia and Pacific Affairs; Thant Myint-U, Institution for Southeast Asian Studies, Bangkok, Thailand; David I. Steinberg, Georgetown University School of Foreign Service, Washington, DC; and David C. Williams, Indiana University Maurer School of Law, Bloomington.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee announced the following subcommittee assignments:

*Subcommittee on Western Hemisphere, Peace Corps, and Global Narcotics Affairs:* Senators Dodd (Chair), Menendez, Cardin, Webb, Gillibrand, Barrasso, Isakson, Risch, and Inhofe.

*Subcommittee on African Affairs:* Senators Feingold (Chair), Cardin, Webb, Kaufman, Shaheen, Isakson, DeMint, Corker, and Inhofe.

*Subcommittee on International Operations and Organizations, Human Rights, Democracy, and Global Women's Issues:* Senators Boxer (Chair), Feingold, Menendez, Kaufman, Shaheen, Gillibrand, Wicker, DeMint, Barrasso, and Inhofe.

*Subcommittee on International Development and Foreign Assistance, Economic Affairs, and International Environmental Protection:* Senators Menendez (Chair), Boxer, Cardin, Casey, Shaheen, Gillibrand, Corker, Wicker, DeMint, and Risch.

*Subcommittee on Near Eastern and South and Central Asian Affairs:* Senators Casey (Chair), Dodd, Feingold, Boxer, Cardin, Kaufman, Risch, Corker, Barrasso, and Isakson.

*Subcommittee on East Asian and Pacific Affairs:* Senators Webb (Chair), Dodd, Feingold, Boxer, Casey, Gillibrand, Inhofe, Isakson, Barrasso, and Wicker.

*Subcommittee on European Affairs:* Senators Shaheen (Chair), Dodd, Menendez, Casey, Webb, Kaufman, DeMint, Risch, Corker, and Wicker.

## UNITED STATES POLICY TOWARD ZIMBABWE

*Committee on Foreign Relations:* Subcommittee on African Affairs concluded a hearing to examine exploring United States policy options toward Zimbabwe's transition, after receiving testimony from Johnnie Carson, Assistant Secretary of State for African Affairs; Earl Gast, Acting Assistant Administrator for Africa, United States Agency for International Development; Andy Baukol, Acting Assistant Secretary of the Treasury for International Affairs; Donald Steinberg, International Crisis Group, Brussels, Belgium; and Nancy Lindborg, Mercy Corps, and Todd J. Moss, Center for Global Development, both of Washington, DC

## CONFRONTING TERRORIST THREATS

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine confronting the terrorist threat to the homeland eight years after 9/11, after receiving testimony from Janet Napolitano, Secretary of Homeland Security; Robert S. Mueller III, Director, Federal Bureau of Investigation, Department of Justice; and Mike Leiter, Director, National Counter Terrorism Center, Office of the Director of National Intelligence.

## CONTROLLED SUBSTANCE ABUSE IN MEDICAID

*Committee on Homeland Security and Governmental Affairs:* Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security concluded a hearing to examine controlled substance abuse in Medicaid, after receiving testimony from Gregory D. Kutz, Managing Director, Forensic Audits and Special Investigations, Government Accountability Office; Penny Thompson, Deputy Director, Center for Medicaid and State Operations, Centers for Medicare and Medicaid Services, Department of Health and Human Services; Joseph T. Rannazzisi, Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Department of Justice; and Ann Clemency Kohler, National Association of State Medicaid Directors, Baltimore, Maryland, on behalf of the American Public Human Services Association.

## BUSINESS MEETING

*Committee on Health, Education, Labor, and Pensions:* Committee ordered favorably reported the following business items:

An original bill entitled "Ryan White HIV/AIDS Treatment Extension Act of 2009", with an amendment in the nature of a substitute; and

The nominations of Brenda Dann-Messier, of Rhode Island, to be Assistant Secretary for Vocational and Adult Education, and Alexa E. Posny, of Kansas, to be Assistant Secretary for Special Education and Rehabilitative Services, both of the Department of Education, and George H. Cohen, of Virginia, to be Federal Mediation and Conciliation Director, Federal Mediation and Conciliation Service.

## FREEDOM OF INFORMATION

*Committee on the Judiciary:* Committee concluded a hearing to examine advancing freedom of information in the New Era of Responsibility, after receiving testimony from Thomas J. Perrelli, Associate Attorney General, Department of Justice; Miriam Nisbet, Director, Office of Government Information Services, National Archives and Records Administration; Tom Curley, Associated Press, New York, New

York; and Meredith Fuchs, National Security Archive, Washington, DC.

### FEDERAL JUDGESHIPS

*Committee on the Judiciary:* Subcommittee on Administrative Oversight and the Courts concluded a hearing to examine responding to the growing need for federal judgeships, focusing on the Federal Judgeship Act of 2009, after receiving testimony from George Z. Singal, United States District Judge for the District of Maine; Lawrence J. O'Neill, United States District Judge for the Eastern District of California; and Gerald Bard Tjoflat, Circuit Judge, United States Court of Appeals for the Eleventh Circuit.

### VA HEALTH SERVICE CONTRACTS

*Committee on Veterans' Affairs:* Committee concluded a hearing to examine Veterans Affairs contracts for health services, after receiving testimony from Joseph A. Williams, Jr., Acting Deputy Under Secretary for Operations and Management, and Mary A. Curtis, Psychiatric Clinical Application Coordinator, Boise

VA Medical Center, Boise, Idaho, on behalf of the American Federation of Government Employees, both of the Veterans Health Administration, Department of Veterans Affairs; Tim S. McClain, Humana Veterans Health Care Services, Inc., Louisville, Kentucky; John L. Earnest, Ambulatory Care Solutions, LLC, Marion, Indiana; and Marjie Shahani, QTC Medical Services, Inc., Diamond Bar, California.

### SUCCESSFUL HEALTH SYSTEMS

*Special Committee on Aging:* Committee concluded a hearing to examine how successful health systems keep costs low and quality high, after receiving testimony from Mark Pearson, Organization for Economic Co-operation and Development, Paris, France; Carolyn Bennett, Member of Parliament, Ottawa, Ontario, Canada; Cathy Schoen, The Commonwealth Fund, New York, New York; Arnold M. Epstein, Harvard School of Public Health Department of Health Policy and Management, Boston, Massachusetts; and Michael Tanner, Cato Institute, Washington, DC.

---

## House of Representatives

### *Chamber Action*

**Public Bills and Resolutions Introduced:** 12 public bills, H.R. 3675–3686; and 2 resolutions, H. Res. 785–787, were introduced. **Pages H10407–08**

**Additional Cosponsors:** **Pages H10408–09**

**Reports Filed:** Reports were filed today as follows:

H.R. 3224, to authorize the Board of Regents of the Smithsonian Institution to plan, design, and construct a vehicle maintenance building at the vehicle maintenance branch of the Smithsonian Institution located in Suitland, Maryland (H. Rept. 111–276, Pt. 1);

H.R. 3045, to reform the housing choice voucher program under section 8 of the United States Housing Act of 1937, with an amendment (H. Rept. 111–277);

Conference report on H.R. 3183, making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2010 (H. Rept. 111–278);

Conference report on H.R. 2997, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2010 (H. Rept. 111–279); and

H. Res. 788, providing for consideration of the conference report to accompany the bill (H.R. 3183) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2010 (H. Rept. 111–280).

**Pages H10150–H10402, H10406, H10407**

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

*Recognizing the benefits of service-learning as a teaching strategy to effectively engage youth in the community and classroom, and expressing support for the goals of the National Learn and Serve Challenge:* H. Res. 769, to recognize the benefits of

service-learning as a teaching strategy to effectively engage youth in the community and classroom, and to express support for the goals of the National Learn and Serve Challenge; **Pages H10082–83**

*Supporting the goals and ideals of National Campus Safety Awareness Month:* H. Res. 90, to support the goals and ideals of National Campus Safety Awareness Month; **Pages H10084–85**

*Providing for the acceptance of a statue of Helen Keller, presented by the people of Alabama:* S. Con. Res. 41, amended, to provide for the acceptance of a statue of Helen Keller, presented by the people of Alabama; **Pages H20085–87**