

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S1273–S1319

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 3089–3093, and S. Res. 448–450. **Page S1311**

Measures Reported:

S. 649, to require an inventory of radio spectrum bands managed by the National Telecommunications and Information Administration and the Federal Communications Commission, with an amendment in the nature of a substitute. (S. Rept. No. 111–159)

S. 592, to implement the recommendations of the Federal Communications Commission report to the Congress regarding low-power FM service, with an amendment in the nature of a substitute. (S. Rept. No. 111–160) **Page S1311**

Measures Passed:

Majority Party Membership: Senate agreed to S. Res. 450, to constitute the majority party's membership on certain committees for the One Hundred Eleventh Congress, or until their successors are chosen. **Page S1318**

North American Wetlands Conservation Act: Senate passed H.R. 3433, to amend the North American Wetlands Conservation Act to establish requirements regarding payment of the non-Federal share of the costs of wetlands conservation projects in Canada that are funded under that Act, clearing the measure for the President. **Page S1318**

Volunteers in Service to America 45th Anniversary: Senate agreed to S. Res. 449, celebrating Volunteers in Service to America on its 45th anniversary and recognizing its contribution to the fight against poverty. **Pages S1318–19**

Measures Considered:

Tax Extenders Act—Agreement: Senate continued consideration of H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, taking action on the following amendments proposed thereto: **Pages S1284–86, S1288–S1303**

Adopted:

Baucus Amendment No. 3429 (to Amendment No. 3336), to provide an explanation of the budgetary effects of legislation considered by the Senate. **Page S1285**

By a unanimous vote of 100 yeas (Vote No. 44), Coburn Amendment No. 3358 (to Amendment No. 3336), to require the Senate to be transparent with taxpayers about spending. **Pages S1284, S1285**

Lincoln Modified Amendment No. 3401 (to Amendment No. 3336), to improve a provision relating to emergency disaster assistance. **Pages S1285, S1288–91**

Reid Amendment No. 3417 (to Amendment No. 3336), to temporarily modify the allocation of geothermal receipts. **Pages S1285, S1288–91**

Baucus (for Isakson/Cardin) Further Modified Amendment No. 3430 (to Amendment No. 3336), to modify the pension funding provisions. **Pages S1285, S1288–91, S1302–03**

Baucus (for Merkley) Modified Amendment No. 3372 (to Amendment No. 3336), to authorize the Secretary of the Interior to grant market-related contract extensions of certain timber contracts between the Secretary of the Interior and timber purchasers. **Pages S1288–91**

Baucus (for Warner/Crapo) Modified Amendment No. 3442 (to Amendment No. 3336), to ensure adequate planning and reporting relating to the use of funds made available under the American Recovery and Reinvestment Act of 2009. **Pages S1288–91**

Baucus (for Whitehouse) Modified Amendment No. 3365 (to Amendment No. 3336), to require the Comptroller General to report to Congress on the causes of job losses in New England and the Midwest over the past 20 years and to suggest possible remedies. **Pages S1288–92**

Baucus (for Rockefeller) Modified Amendment No. 3371 (to Amendment No. 3336), to amend the Internal Revenue Code of 1986 to extend certain expiring provisions. **Pages S1288–92**

Baucus Amendment No. 3451 (to Amendment No. 3336), to make technical changes. **Pages S1288–92**

Withdrawn:

Lieberman Amendment No. 3381 (to Amendment No. 3336), to reauthorize the DC opportunity scholarship program. **Pages S1292–93**

Pending:

Baucus Amendment No. 3336, in the nature of a substitute. **Pages S1284–86, S1288–S1303**

Baucus (for Webb/Boxer) Modified Amendment No. 3342 to (Amendment No. 3336), to amend the Internal Revenue Code of 1986 to impose an excise tax on excessive 2009 bonuses received from certain major recipients of Federal emergency economic assistance, to limit the deduction allowable for such bonuses. **Page S1285**

Feingold/Coburn Amendment No. 3368 (to Amendment No. 3336), to provide for the rescission of unused transportation earmarks and to establish a general reporting requirement for any unused earmarks. **Page S1285**

McCain/Graham Amendment No. 3427 (to Amendment No. 3336), to prohibit the use of reconciliation to consider changes in Medicare. **Page S1285**

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

By 55 yeas to 45 nays (Vote No. 45), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 201 of S. Con. Res. 21, FY08 Congressional Budget Resolution, with respect to Reid (for Murray/Kerry) Further Modified Amendment No. 3356 (to Amendment No. 3336), to extend the TANF Emergency Fund through fiscal year 2011 and to provide funding for summer employment for youth. Subsequently, the pay-as-you-go point of order that the amendment would cause or increase an on-budget deficit for either of the applicable time periods set out in S. Con. Res. 21, was sustained, and the amendment thus fell. **Pages S1284, S1285–86**

By 66 yeas to 34 nays (Vote No. 46), 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 Baucus Amendment No. 3336, in the nature of a substitute. **Page S1292**

A unanimous-consent agreement was reached providing for further consideration of the bill at 2 p.m., on Wednesday, March 10, 2010, and all post-cloture time be considered expired, and upon disposition of the pending amendments, no further amendments or motions be in order; the substitute amendment, as amended, be agreed to; Senate then vote on the motion to invoke cloture on the bill, as amended; that if cloture is invoked, then all post-cloture time be yielded back, and Senate vote on passage of the bill. **Page S1303**

Harding Nomination Referral—Agreement: A unanimous-consent agreement was reached providing that the nomination of Robert A. Harding, to be Assistant Secretary of Homeland Security, received by the Senate on Monday, March 8, 2010, be referred to the Senate Committee on Commerce, Science, and Transportation; that upon the reporting out or discharge of the nomination, it then be referred to the Committee on Homeland Security and Governmental Affairs for a period not to exceed 30 calendar days; that if the Committee on Homeland Security and Governmental Affairs has not reported the nomination at that time, then the Committee be discharged and the nomination be placed on the Executive Calendar. **Page S1318**

Nominations Received: Senate received the following nominations:

Cheryl A. LaFleur, of Massachusetts, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2014.

Philip D. Moeller, of Washington, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2015.

Lawrence J. Pijaux, Jr., of Alabama, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2014.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, and Navy.

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Measures Read the First Time: **Page S1309**

Executive Communications: **Pages S1309–11**

Additional Cosponsors: **Pages S1311–12**

Statements on Introduced Bills/Resolutions: **Pages S1312–16**

Additional Statements: **Pages S1308–09**

Amendments Submitted: **Pages S1316–17**

Notices of Hearings/Meetings: **Page S1317**

Authorities for Committees to Meet: **Pages S1317–18**

Record Votes: Three record votes were taken today. (Total—46) **Page S1285, S1286, S1292**

Adjournment: Senate convened at 10 a.m. and adjourned at 7:46 p.m., until 9:30 a.m. on Wednesday, March 10, 2010. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S1319.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: DEPARTMENT OF THE INTERIOR

Committee on Appropriations: Subcommittee on Interior, Environment, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2011 for the Department of the Interior, after receiving testimony from Ken Salazar, Secretary, and David Hayes, Deputy Secretary, both of the Department of the Interior.

APPROPRIATIONS: FOOD AND DRUG ADMINISTRATION

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2011 for the Food and Drug Administration, after receiving testimony from Margaret Hamburg, Commissioner, Food and Drug Administration, Department of Health and Human Services.

DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

Committee on Armed Services: Committee concluded a hearing to examine United States European Command, United States Africa Command, and United States Joint Forces Command in review of the Defense Authorization request for fiscal year 2011 and the Future Years Defense Program, after receiving testimony from Admiral James G. Stavridis, USN, Commander, United States European Command/Supreme Allied Commander, Europe, General William E. Ward, USA, Commander, United States Africa Command, and General James N. Mattis, USMC, Commander, United States Joint Forces Command, all of the Department of Defense.

FINANCIAL TRANSMISSION RIGHTS

Committee on Energy and Natural Resources: Committee concluded a hearing to examine financial transmission rights and other electricity market mechanisms, after receiving testimony from Jon Wellinghoff, Chairman, Federal Energy Regulatory Commission; Gary Gensler, Chairman, Commodity Futures Trading Commission; Garry Brown, New York Public Service Commission, Albany, on behalf of the National Association of Regulatory Utility Commissioners; Vincent P. Duane, PJM Interconnection, L.L.C., Norristown, Pennsylvania; Joseph T. Kelliher, FPL Group, Inc., Washington, D.C., on behalf of the Edison Electric Institute and the Electric Power Supply Association; and Michael W.

Henderson, Arkansas Electric Cooperatives, Inc., Little Rock.

U.S. CHEMICAL SAFETY LAWS

Committee on Environment and Public Works: Subcommittee on Superfund, Toxics and Environmental Health concluded a hearing to examine business perspectives on reforming U.S. chemical safety laws, after receiving testimony from Kathy Gerwig, Kaiser Permanente, Oakland, California; Charlie Drevna, National Petrochemical & Refiners Association (NPRA), Washington, D.C.; Neil C. Hawkins, The Dow Chemical Company, Midland, Michigan; Beth D. Bosley, Boron Specialties, Valencia, Pennsylvania, on behalf of the Society of Chemical Manufacturers & Affiliates (SOCMA); Howard Williams, Construction Specialties, Inc., Muncy, Pennsylvania; and Linda J. Fisher, DuPont, Wilmington, Delaware.

U.S. PREFERENCE PROGRAMS

Committee on Finance: Committee concluded a hearing to examine United States preference programs, focusing on options for reform, after receiving testimony from Eric Norris, FMC Corporation, Charlotte, North Carolina; and Edward Gresser, Democratic Leadership Council, Jeffrey S. Vogt, AFL-CIO, and Gregory Simpkins, Leon H. Sullivan Foundation, all of Washington, D.C.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine Elementary and Secondary Education Act (ESEA) reauthorization, focusing on K-12 education for economic success, after receiving testimony from Andreas Schleicher, Organization for Economic Co-Operation and Development (OECD), Paris, France; Dennis Van Roekel, National Education Association, and John Castellani, Business Roundtable, both of Washington, D.C.; and Charles Butt, H-E-B, San Antonio, Texas.

LEGISLATIVE PRESENTATION VETERANS OF FOREIGN WARS

Committee on Veterans' Affairs: Committee concluded a joint hearing with the House of Representatives Committee on Veterans' Affairs to examine a legislative presentation from Veterans of Foreign Wars, after receiving testimony from Thomas J. Tradewell Sr., Sussex, Wisconsin, and Robert E. Wallace and Eric Hilleman, both of Washington, D.C., all of Veterans of Foreign Wars of the United States.