

CORRECTION

Daily Digest

HIGHLIGHTS

First Session of the One Hundred and Thirteenth Congress convened as prescribed by the Constitution of the United States.

Senate agreed to S. Con. Res. 3, Adjournment Resolution.

See Résumé of Congressional Activity.

The Honorable John A. Boehner was elected Speaker of the House of Representatives.

Senate

Chamber Action

Routine Proceedings, pages S1–S18

Measures Introduced: Ten resolutions were introduced, as follows: S. Res. 1–7, and S. Con. Res. 1–3.

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Measures Passed:

Notification to the President: Senate agreed to S. Res. 1, informing the President of the United States that a quorum of each House is assembled. **Page S6**

Notification to the House of Representatives: Senate agreed to S. Res. 2, informing the House of Representatives that a quorum of the Senate is assembled. **Page S6**

Counting of Electoral Votes: Senate agreed to S. Con. Res. 1, to provide for the counting on January 4, 2013, of the electoral votes for President and Vice President of the United States. **Page S6**

Joint Congressional Committee on Inaugural Ceremonies: Senate agreed to S. Con. Res. 2, extending the life of the Joint Congressional Committee on Inaugural Ceremonies. **Page S7**

Fixing the Hour of Daily Meeting: Senate agreed to S. Res. 3, fixing the hour of daily meeting of the Senate. **Page S7**

Adjournment Resolution: Senate agreed to S. Con. Res. 3, providing for a conditional adjournment or recess of the Senate and an adjournment of the House of Representatives. **Pages S7–8**

Appointments:

Notifying the President of an Assembled Quorum: Pursuant to S. Res. 1, the Chair appointed the Senator from Nevada, Mr. Reid, and the Senator from Kentucky, Mr. McConnell, as a committee to join the committee on the part of the House of Representatives to wait upon the President of the United States and inform him that a quorum is assembled and that the Congress is ready to receive any communication he may be pleased to make. **Page S6**

113th Congress—Unanimous Consent Agreements:

Authority for Select Committee on Ethics: A unanimous-consent agreement was reached providing that for the duration of the 113th Congress, the Ethics Committee be authorized to meet during the session of the Senate. **Page S7**

Time for Roll Call Votes: A unanimous-consent agreement was reached providing that for the duration of the 113th Congress, there be a limitation of 15 minutes each upon any roll call vote, with the warning signal to be sounded at the midway point, beginning at the last 7½ minutes, and when roll call votes are of 10 minute duration, the warning signal be sounded at the beginning of the last 7½ minutes. **Page S7**

Authority to Receive Reports: A unanimous-consent agreement was reached providing that during the 113th Congress, it be in order for the Secretary of the Senate to receive reports at the desk when presented by a Senator at any time during the day of the session of the Senate. **Page S7**

Recognition of Leadership: A unanimous-consent agreement was reached providing that the Majority and Minority Leaders may daily have up to 10 minutes each on each calendar day following the prayer and disposition of the reading of, or the approval of, the Journal.

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House Parliamentarian Floor Privileges: A unanimous-consent agreement was reached providing that the Parliamentarian of the House of Representatives and his five assistants be given the privileges of the floor during the 113th Congress.

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Printing of Conference Reports: A unanimous-consent agreement was reached providing that, notwithstanding the provisions of Rule XXVIII, conference reports and statements accompanying them not be printed as Senate reports when such conference reports and statements have been printed as a House report unless specific request is made in the Senate in each instance to have such a report printed.

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Authority for Appropriations Committee: A unanimous-consent agreement was reached providing that the Committee on Appropriations be authorized during the 113th Congress to file reports during adjournments or recesses of the Senate on appropriations bills, including joint resolutions, together with any accompanying notices of motions to suspend Rule XVI, pursuant to Rule V, for the purpose of offering certain amendments to such bills or joint resolutions, which proposed amendments shall be printed.

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Authority for Corrections in Engrossment: A unanimous-consent agreement was reached providing that, for the duration of the 113th Congress, the Secretary of the Senate be authorized to make technical and clerical corrections in the engrossments of all Senate-passed bills and joint resolutions, Senate amendments to House bills and resolutions, Senate amendments to House amendments to Senate bills or resolutions, and Senate amendments to House amendments to Senate amendments to House bills or resolutions.

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Authority to Receive Messages and Sign Enrolled Measures: A unanimous-consent agreement was reached providing that for the duration of the 113th Congress, when the Senate is in recess or adjournment, the Secretary of the Senate is authorized to receive messages from the President of the United States, and—with the exception of House bills, joint resolutions and concurrent resolutions—messages from the House of Representatives; and that they be appropriately referred; and that the President of the Senate, the President pro tempore, and the Acting

President pro tempore be authorized to sign duly enrolled bills and joint resolutions.

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Privileges of the Floor: A unanimous-consent agreement was reached providing that for the duration of the 113th Congress, Senators be allowed to leave at the desk with the Journal Clerk the names of two staff members who will be granted the privilege of the floor during the consideration of the specific matter noted, and that the Sergeant-at-Arms be instructed to rotate staff members as space allows.

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Referral of Treaties and Nominations: A unanimous-consent agreement was reached providing that for the duration of the 113th Congress, it be in order to refer treaties and nominations on the day when they are received from the President, even when the Senate has no executive session that day.

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Authority to Introduce Measures: A unanimous-consent agreement was reached providing that for the duration of the 113th Congress, Senators may be allowed to bring to the desk, bills, joint resolutions, concurrent resolutions and simple resolutions, for referral to appropriate committees.

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Authority to Introduce Measures: A unanimous-consent agreement was reached providing that the first day for the introduction of bills and joint resolutions in the 113th Congress be Tuesday, January 22, 2013.

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Final Ascertainment of the Electors for President and Vice President: The Chair lays before the Senate communications from the Director of the National Archives, transmitting pursuant to the law, certified copies of the final ascertainment of the electors for President and Vice President, which are ordered to lie on the table.

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Nominations Returned to the President: The following nominations were returned to the President failing of confirmation under Senate Rule XXXI at the time of the adjournment of the 112th Congress:

Kevin A. Ohlson, of Virginia, to be a Judge of the United States Court of Appeals for the Armed Forces for the term of fifteen years to expire on the date prescribed by law.

Eric Kenneth Fanning, of the District of Columbia, to be Under Secretary of the Air Force.

Lafe E. Solomon, of Maryland, to be General Counsel of the National Labor Relations Board.

Agnes Gund, of New York, to be a Member of the National Council on the Arts for a term expiring September 3, 2016.

Harry R. Hoglander, of Massachusetts, to be a Member of the National Mediation Board for a term expiring July 1, 2014.

Sharon Block, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2014.

Richard F. Griffin, Jr., of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2016.

Sharon Block, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2014 (Recess Appointment).

Richard F. Griffin, Jr., of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2016 (Recess Appointment).

Arthur Bienenstock, of California, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2016.

Suravi Gangopadhyay, of Michigan, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2016.

Luis Herrera, of California, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2014.

Suzanne E. Thorin, of New York, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2015.

Donna Mary Murphy, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Henry J. Aaron, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2014.

Ben S. Bernanke, of New Jersey, to be United States Alternate Governor of the International Monetary Fund for a term of five years.

Kenneth J. Kopocis, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

Patty Shwartz, of New Jersey, to be United States Circuit Judge for the Third Circuit.

Richard Gary Taranto, of Maryland, to be United States Circuit Judge for the Federal Circuit.

David Medine, of Maryland, to be Chairman and Member of the Privacy and Civil Liberties Oversight Board for a term expiring January 29, 2012.

David Medine, of Maryland, to be Chairman and Member of the Privacy and Civil Liberties Oversight Board for a term expiring January 29, 2018.

Robert E. Bacharach, of Oklahoma, to be United States Circuit Judge for the Tenth Circuit.

William J. Kayatta, Jr., of Maine, to be United States Circuit Judge for the First Circuit.

Marcilynn A. Burke, of North Carolina, to be an Assistant Secretary of the Interior.

Carlos Pascual, of the District of Columbia, to be an Assistant Secretary of State (Energy Resources).

Brian J. Davis, of Florida, to be United States District Judge for the Middle District of Florida.

Charles P. Rose, of Illinois, to be a Member of the Board of Trustees of the Morris K. Udall and Stewart L. Udall Foundation for a term expiring April 16, 2017.

Charles R. Breyer, of California, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2015.

William H. Orrick, III, of the District of Columbia, to be United States District Judge for the Northern District of California.

Katherine Polk Failla, of New York, to be United States District Judge for the Southern District of New York.

Troy L. Nunley, of California, to be United States District Judge for the Eastern District of California.

Sheri Polster Chappell, of Florida, to be United States District Judge for the Middle District of Florida.

Mark A. Barnett, of Virginia, to be a Judge of the United States Court of International Trade.

Pamela Ki Mai Chen, of New York, to be United States District Judge for the Eastern District of New York.

Katherine C. Tobin, of New York, to be a Governor of the United States Postal Service for a term expiring December 8, 2016.

Charles Benton, of Illinois, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2013.

Christie Pearson Brandau, of Iowa, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2016.

Norberto Jesus Castro, of Arizona, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2016.

Fernando Torres-Gil, of California, to be a Member of the National Council on Disability for a term expiring September 17, 2014.

Eric J. Jolly, of Minnesota, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2016.

Susana Torruella Leval, of New York, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2015.

Jenny R. Yang, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2017.

Robert F. Cohen, Jr., of West Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2018.

Nicholas Christopher Geale, of Virginia, to be a Member of the National Mediation Board for a term expiring July 1, 2013.

Linda A. Puchala, of Maryland, to be a Member of the National Mediation Board for a term expiring July 1, 2015.

Marilyn B. Tavenner, of Virginia, to be Administrator of the Centers for Medicare and Medicaid Services.

Marietta S. Robinson, of Michigan, to be a Commissioner of the Consumer Product Safety Commission for a term of seven years from October 27, 2010.

James J. Jones, of the District of Columbia, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency.

Richard A. Lidinsky, Jr., of Maryland, to be a Federal Maritime Commissioner for the term expiring June 30, 2017.

William B. Shultz, of the District of Columbia, to be General Counsel of the Department of Health and Human Services.

Christopher J. Meade, of New York, to be General Counsel for the Department of the Treasury.

F. Scott Kieff, of Illinois, to be a Member of the United States International Trade Commission for the term expiring June 16, 2020.

Rose Eilene Gottemoeller, of Virginia, to be Under Secretary of State for Arms Control and International Security.

Joan M. Prince, of Wisconsin, to be an Alternate Representative of the United States of America to the Sixty-seventh Session of the General Assembly of the United Nations.

Ted R. Dintersmith, of Virginia, to be an Alternate Representative of the United States of America to the Sixty-seventh Session of the General Assembly of the United Nations.

Jeffrey Shell, of California, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2015.

Jeffrey Shell, of California, to be Chairman of the Broadcasting Board of Governors.

Bibiana Boerio, of Pennsylvania, to be Director of the Mint for a term of five years.

Cheryl Saban, of California, to be Representative of the United States of America to the Sixty-seventh Session of the General Assembly of the United Nations.

Frederick Vollrath, of Virginia, to be an Assistant Secretary of Defense.

Marilyn A. Brown, of Georgia, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2017.

Alan F. Estevez, of the District of Columbia, to be a Principal Deputy Under Secretary of Defense.

Richard J. Engler, of New Jersey, to be a Member of the Chemical Safety and Hazard Investigation Board for a term of five years.

Andrew L. Traver, of Illinois, to be Director, Bureau of Alcohol, Tobacco, Firearms, and Explosives.

Rosemary Marquez, of Arizona, to be United States District Judge for the District of Arizona.

Michael A. Botticelli, of Massachusetts, to be Deputy Director of National Drug Control Policy.

Jill A. Pryor, of Georgia, to be United States Circuit Judge for the Eleventh Circuit.

Rainey Ransom Brandt, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

James C. Miller, III, of Virginia, to be a Governor of the United States Postal Service for the term expiring December 8, 2017.

Stephen Crawford, of Maryland, to be a Governor of the United States Postal Service for the remainder of the term expiring December 8, 2015.

Bidtah N. Becker, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2018.

Robert D. Okun, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Vincent G. Logan, of New York, to be Special Trustee, Office of Special Trustee for American Indians, Department of the Interior.

Ernest W. Dubester, of Virginia, to be a Member of the Federal Labor Relations Authority for a term of five years expiring July 29, 2017.

Carol Waller Pope, of the District of Columbia, to be a Member of the Federal Labor Relations Authority for a term of five years expiring July 1, 2014.

Elissa F. Cadish, of Nevada, to be United States District Judge for the District of Nevada.

Shelly Deckert Dick, of Louisiana, to be United States District Judge for the Middle District of Louisiana.

Gary Blankinship, of Texas, to be United States Marshal for the Southern District of Texas for the term of four years.

Srikanth Srinivasan, of Virginia, to be United States Circuit Judge for the District of Columbia Circuit.

Caitlin Joan Halligan, of New York, to be United States Circuit Judge for the District of Columbia Circuit.

Jennifer A. Dorsey, of Nevada, to be United States District Judge for the District of Nevada.

Andrew Patrick Gordon, of Nevada, to be United States District Judge for the District of Nevada.

Michael J. McShane, of Oregon, to be United States District Judge for the District of Oregon.

Derek Anthony West, of California, to be Associate Attorney General.

Ketanji Brown Jackson, of Maryland, to be United States District Judge for the District of Columbia.

Nelson Stephen Roman, of New York, to be United States District Judge for the Southern District of New York.

Valerie E. Caproni, of the District of Columbia, to be United States District Judge for the Southern District of New York.

Kenneth John Gonzales, of New Mexico, to be United States District Judge for the District of New Mexico.

Raymond P. Moore, of Colorado, to be United States District Judge for the District of Colorado.

Myrna Perez, of Texas, to be a Member of the Election Assistance Commission for the remainder of the term expiring December 12, 2011.

Myrna Perez, of Texas, to be a Member of the Election Assistance Commission for a term expiring December 12, 2015.

Thomas Hicks, of Virginia, to be a Member of the Election Assistance Commission for a term expiring December 12, 2013.

Constance B. Tobias, of Maryland, to be Chairman of the Board of Veterans' Appeals for a term of six years.

Beverly Reid O'Connell, of California, to be United States District Judge for the Central District of California.

William L. Thomas, of Florida, to be United States District Judge for the Southern District of Florida.

Analisa Torres, of New York, to be United States District Judge for the Southern District of New York.

Derrick Kahala Watson, of Hawaii, to be United States District Judge for the District of Hawaii.

Claire R. Kelly, of New York, to be a Judge of the United States Court of International Trade.

Nitza I. Quinones Alejandro, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Luis Felipe Restrepo, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Jeffrey L. Schmehl, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Alfredo J. Balsera, of Florida, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2014.

Marie F. Smith, of Hawaii, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2016.

Robert James Grey, Jr., of Virginia, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014.

John Gerson Levi, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014.

Laurie I. Mikva, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2013.

Martha L. Minow, of Massachusetts, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014.

Gloria Valencia-Weber, of New Mexico, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014.

Vicki Miles-LaGrange, of Oklahoma, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2015.

Mark D. Gearan, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring December 1, 2015.

Dorothy Kosinski, of the District of Columbia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Ranee Ramaswamy, of Minnesota, to be a Member of the National Council on the Arts for a term expiring September 3, 2018.

John Unsworth, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Martin O'Malley, of Maryland, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 5, 2018.

Martin O'Malley, of Maryland, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for the remainder of the term expiring November 5, 2012.

Walter G. Secada, of Florida, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring March 3, 2016.

Anne J. Udall, of Oregon, to be a Member of the Board of Trustees of the Morris K. Udall and Stewart L. Udall Foundation for a term expiring October 6, 2016.

Sylvia M. Becker, of the District of Columbia, to be a Member of the Foreign Claims Settlement Commission of the United States for the term expiring September 30, 2013.

Olga Viso, of Minnesota, to be a Member of the National Council on the Arts for a term expiring September 3, 2018.

Timothy J. Feighery, of New York, to be Chairman of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 2015.

Timothy Hyungrock Haahs, of Pennsylvania, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2014.

Michael Wayne Hail, of Kentucky, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2017.

10 Air Force nominations in the rank of general.

8 Army nominations in the rank of general.

1 Coast Guard nomination in the rank of admiral.

2 Navy nominations in the rank of admiral.

Routine lists in the Army and Foreign Service.

Pages S16–18

Messages from the House: **Pages S12–13**

Measures Held Over/Under Rule: **Page S13**

Enrolled Bills Presented: **Page S13**

Executive Communications: **Page S13**

Statements on Introduced Bills/Resolutions:
Pages S13–16

Quorum Calls: One quorum call was taken today.
(Total—1) **Page S5**

Recess: Senate convened at 12:01 p.m. and recessed at 4:09 p.m., until 12:30 p.m. on Friday, January 4, 2013. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S16.)

Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 131 public bills, H.R. 21–151; and 32 resolutions, H.J. Res. 1–11; H. Con. Res. 1–5; and H. Res. 1–16, were introduced. **Pages H27–33**

Reports Filed: There were no reports filed today.

Certification of Election: The Clerk announced that Certificates of Election covering 435 seats in the One Hundred Thirteenth Congress had been received and the names of those persons whose credentials show that they were regularly elected as Representatives in accordance with the laws of their respective States would be called. Without objection, the Representatives-elect were directed to record their presence by electronic device in order to determine whether a quorum was present. **Pages H1–2**

Call of the States: On the Call of the States, 429 Members reported their presence, Roll No. 1. **Pages H1–2**

Election Credentials for the Resident Commissioner and Delegates: The Clerk announced that credentials have been received showing the elections of the following: Honorable Pedro R. Pierluisi, Resident Commissioner from the Commonwealth of Puerto Rico; Honorable Eleanor Holmes Norton, Delegate from the District of Columbia; Honorable

Madeleine Z. Bordallo, Delegate from Guam; Honorable Donna M. Christensen, Delegate from the Virgin Islands; Honorable Eni F.H. Faleomavaega, Delegate from American Samoa; and Honorable Gregorio Sablan, Delegate from the Commonwealth of the Northern Mariana Islands. **Page H2**

Member Resignations: The Clerk announced that she was in receipt of letters from the Honorable Jesse L. Jackson, Jr. of Illinois and the Honorable Tim Scott of South Carolina indicating that they will not serve in the House in the 113th Congress. Without objection, the letters will be placed in the Congressional Record. **Page H2**

Election of Speaker: The Honorable John A. Boehner of Ohio was elected Speaker of the House of Representatives and received 220 votes. The Honorable Nancy Pelosi received 192 votes, The Honorable Eric Cantor received 3 votes, The Honorable Allen West received 2 votes, The Honorable Jim Cooper (TN) received 2 votes, The Honorable John Lewis received 1 vote, The Honorable Colin Powell received 1 vote, The Honorable Raúl Labrador received 1 vote, The Honorable Jim Jordan received 1 vote, The Honorable David Walker received 1 vote, The