

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S2981–S3061

Measures Introduced: Forty-five bills and fourteen resolutions were introduced, as follows: S. 810–854, S.J. Res. 14, and S. Res. 115–127. **Pages S3028–30**

Measures Reported:

S. 607, to improve the provisions relating to the privacy of electronic communications, with an amendment. **Page S3028**

Measures Passed:

Honoring the Victims of the Boston Bombings: Senate agreed to S. Res. 115, commending the heroism, courage, and sacrifice of Sean Collier, an officer in the Massachusetts Institute of Technology Police Department, Martin Richard, an 8-year-old resident of Dorchester, Massachusetts, Krystle Campbell, a native of Medford, Massachusetts, Lu Lingzi, a student at Boston University, and all the victims who are recovering from injuries caused by the attacks in Boston, Massachusetts, including Richard Donohue, Jr., an officer in the Massachusetts Bay Transportation Authority Transit Police Department. **Pages S2982–83**

National Pediatric Brain Cancer Awareness Day: Senate agreed to S. Res. 116, designating September 26, 2013 as “National Pediatric Brain Cancer Awareness Day”. **Pages S2991–92**

Federal Aviation Administration: Senate passed S. 853, to provide the Secretary of Transportation with the flexibility to transfer certain funds to prevent reduced operations and staffing of the Federal Aviation Administration. **Page S3059**

Parkinson’s Awareness Month: Senate agreed to S. Res. 118, supporting the designation of April as Parkinson’s Awareness Month. **Page S3060**

World Malaria Day: Senate agreed to S. Res. 119, supporting the goals and ideals of World Malaria Day. **Page S3060**

National Crime Victims’ Rights Week: Senate agreed to S. Res. 120, supporting the mission and goals of 2013 National Crime Victims’ Rights Week to increase public awareness of the rights, needs, and

concerns of, and services available to assist, victims and survivors of crime in the United States. **Page S3060**

Silver Star Service Banner Day: Senate agreed to S. Res. 121, expressing support for the designation of May 1, 2013, as “Silver Star Service Banner Day”. **Page S3060**

Cinco de Mayo: Senate agreed to S. Res. 122, recognizing the historic significance of the Mexican holiday of Cinco de Mayo. **Page S3060**

Congratulating the University of Minnesota Women’s Ice Hockey Team: Senate agreed to S. Res. 123, congratulating the University of Minnesota women’s ice hockey team on winning its second straight National Collegiate Athletic Association Women’s Ice Hockey Championship. **Page S3060**

Authorize Testimony: Senate agreed to S. Res. 124, to authorize testimony in writing, documents, and representation in *Whitnum v. Town of Greenwich*, et al. **Page S3060**

Dia de los Ninos: Celebrating Young Americans: Senate agreed to S. Res. 125, designating April 30, 2013, as “Dia de los Ninos: Celebrating Young Americans”. **Page S3060**

Measures Considered:

Marketplace Fairness Act—Agreement: Senate continued consideration of S. 743, to restore States’ sovereign rights to enforce State and local sales and use tax laws, taking action on the following amendments proposed thereto: **Pages S2985–91, S2992–S3014**

Pending:

Reid (for Enzi) Amendment No. 741, of a perfecting nature. **Page S2985**

Durbin Amendment No. 745 (to Amendment No. 741), to change the enactment date. **Page S2985**

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

By 63 yeas to 30 nays (Vote No. 111), 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 bill. **Page S3013**

A unanimous-consent agreement was reached providing that all post-cloture time be considered expired at 5:30 p.m., on Monday, May 6, 2013; Durbin Amendment No. 745 (to Amendment No. 741) (listed above), be withdrawn; that no other second-degree amendments be in order; that the Senate vote on or in relation to Reid (for Enzi) Amendment No. 741 (listed above); that upon disposition of the amendment, Senate vote on passage of the bill, as amended, if amended; and that the filing deadline for second-degree amendments be 4 p.m., on Monday, May 6, 2013. **Page S3013**

A unanimous-consent agreement was reached providing that at 5:30 p.m., on Monday, May 6, 2013, Senate resume consideration of the bill. **Page S3060**

Water Resources Development Act—Cloture: Senate began consideration of the motion to proceed to consideration of S. 601, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States. **Page S3020**

A motion was entered to close further debate on the motion to proceed to consideration of the bill, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Thursday, April 25, 2013, a vote on cloture will occur on Monday, May 6, 2013, upon disposition of S. 743, to restore States' sovereign rights to enforce State and local sales and use tax laws. **Page S3020**

Appointments:

Advisory Committee on the Records of Congress: The Chair announced, on behalf of the Majority Leader, pursuant to Public Law 101-509, the reappointment of Steve Zink, of Nevada, to the Advisory Committee on the Records of Congress. **Page S3060**

Congressional Advisory Panel on the Governance of the Nuclear Security Enterprise: The Chair announced, on behalf of the Republican Leader, pursuant to the provisions of Section 3166 of Public Law 112-239, the appointment of the following individual to be a member of the Congressional Advisory Panel on the Governance of the Nuclear Security Enterprise: Michael R. Anastasio of New Mexico. **Page S3060**

Health Information Technology Policy Committee: The Chair, on behalf of the Republican Leader, pursuant to Public Law 111-5, appointed the following individual to the Health Information Technology Policy Committee: Dr. Scott Gottlieb of Connecticut. **Page S3060**

FAA Essential Employees—Agreement: A unanimous-consent agreement was reached providing that if the Senate receives a bill from the House of Representatives and the text of that bill is identical to S. 853, to provide the Secretary of Transportation with the flexibility to transfer certain funds to prevent reduced operations and staffing of the Federal Aviation Administration, that the bill then be considered read three times and passed. **Page S3060**

Authorizing Leadership To Make Appointments—Agreement: A unanimous-consent agreement was reached providing that, notwithstanding the upcoming recess or adjournment of the Senate, the President of the Senate, the President Pro Tempore and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. **Page S3060**

Pro Forma Sessions—Agreement: A unanimous-consent agreement was reached providing that when the Senate completes its business today, it adjourn, and convene for pro forma sessions only with no business conducted on the following dates and times, and that following each pro forma session, the Senate adjourn until the next pro forma session: Friday, April 26, 2013 at 11:30 a.m.; Tuesday, April 30, 2013 at 10 a.m.; and Friday, May 3, 2013 at 2 p.m.; and that the Senate adjourn on Friday, May 3, 2013 until 2 p.m. on Monday, May 6, 2013. **Pages S3060-61**

Medine Nomination—Agreement: A unanimous-consent-time agreement was reached providing that at a time to be determined by the Majority Leader, in consultation with the Republican Leader, Senate begin consideration of the nomination of David Medine, of Maryland, to be Chairman and Member of the Privacy and Civil Liberties Oversight Board, that there be one hour for debate equally divided in the usual form; that upon the use or yielding back of time, Senate vote without intervening action or debate on confirmation of the nomination; and that no further motions be in order to the nomination. **Page S3058**

Nominations Confirmed: Senate confirmed the following nominations:

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

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

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.

Karol Virginia Mason, of Georgia, to be an Assistant Attorney General. **Pages S3058, S3061**

Nominations Received: Senate received the following nominations:

Brent Franklin Nelsen, of South Carolina, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2016.

William S. Jasien, of Virginia, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring October 11, 2015.

Nanci E. Langley, of Hawaii, to be a Commissioner of the Postal Regulatory Commission for a term expiring November 22, 2018.

Howard A. Shelanski, of Pennsylvania, to be Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget.

1 Navy nomination in the rank of admiral.

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Messages from the House: **Page S3026**

Measures Placed on the Calendar: **Page S3026**

Executive Communications: **Pages S3026–28**

Additional Cosponsors: **Pages S3030–31**

Statements on Introduced Bills/Resolutions:
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Additional Statements: **Pages S3022–26**

Amendments Submitted: **Pages S3050–58**

Notices of Hearings/Meetings: **Page S3058**

Authorities for Committees to Meet: **Page S3058**

Privileges of the Floor: **Page S3058**

Record Votes: One record vote was taken today. (Total—111) **Page S3013**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 8:41 p.m., until 11:30 a.m. on Friday, April 26, 2013. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S3061.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: NASA

Committee on Appropriations: Subcommittee on Commerce, Justice, Science, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2014 for the National Aeronautics and Space Administration, after receiving testimony from Charles F. Bolden, Jr., Administrator, and Paul K. Martin, Inspector General, both of the National Aeronautics and Space Administration.

DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

Committee on Armed Services: Committee concluded a hearing to examine the Department of the Navy in review of the Defense Authorization Request for fiscal year 2014 and the Future Years Defense Program, after receiving testimony from Ray Mabus, Secretary, Admiral Jonathan Greenert, Chief of Naval Operations, and General James F. Amos, Commandant of the Marine Corps, all of the Department of the Navy, Department of Defense.

ENERGY AND WATER MANAGEMENT

Committee on Energy and Natural Resources: Committee concluded a hearing to examine drought and the effect on energy and water management decisions, after receiving testimony from Michael L. Connor, Commissioner, Bureau of Reclamation, Department of the Interior; Roger S. Pulwarty, Director, National Integrated Drought Information System, National Oceanic and Atmospheric Administration, Department of Commerce; Nicole T. Carter, Specialist in Natural Resources Policy, Congressional Research Service, Library of Congress; Patricia Mulroy, Southern Nevada Water Authority, Las Vegas; and Michael E. Webber, University of Texas at Austin Energy Institute.

PUBLIC LANDS BILLS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, Forests, and Mining concluded a hearing to examine S. 27, to clarify authority granted under the Act entitled "An Act to define the exterior boundary of the Uintah and Ouray Indian Reservation in the State of Utah", S. 28, to provide for the conveyance of a small parcel of National Forest System land in the Uinta-Wasatch-Cache National Forest in Utah to Brigham Young University, S. 159, to designate the Wovoka Wilderness and provide for certain land conveyances in Lyon County, Nevada, S. 241, to establish the Rio Grande del Norte National Conservation Area in the State of New Mexico, S. 255, to withdraw certain Federal land and interests in that land from location, entry, and patent under the mining laws and disposition under the mineral and geothermal leasing laws, S. 256, to amend Public Law 93–435 with respect to the Northern Mariana Islands, providing parity with Guam, the Virgin Islands, and American Samoa, S. 258, to amend the Federal Land Policy and Management Act of 1976 to improve the management of grazing leases and permits, S. 312, to adjust the boundary of the Carson National Forest, New Mexico, S. 327, to authorize the Secretary of Agriculture and the Secretary of the Interior to enter