

# Daily Digest

## HIGHLIGHTS

Senate passed H.R. 1473, Department of Defense and Full-Year Continuing Appropriations Act.

Senate agreed to H. Con. Res. 43, Adjournment Resolution.

## Senate

### Chamber Action

*Routine Proceedings, pages S2459–S2558*

**Measures Introduced:** Forty-eight bills and fifteen resolutions were introduced, as follows: S. 816–863, S. J. Res. 11, S. Res. 145–157, and S. Con. Res. 13.

**Pages S2506–08**

#### Measures Reported:

S. Res. 128, expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 1 through 7, 2011.

**Page S2505**

#### Measures Passed:

**Department of Defense and Full-Year Continuing Appropriations Act:** By 81 yeas to 19 nays (Vote No. 61), Senate passed H.R. 1473, making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011. (Pursuant to the order of April 13, 2011, requiring 60 affirmative votes, the bill was passed.)

**Page S2493**

**Adjournment Resolution:** Senate agreed to H. Con. Res. 43, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

**Page S2551**

**Ronald Reagan Centennial Commission Act:** Senate passed H.R. 1308, to amend the Ronald Reagan Centennial Commission Act to extend the termination date for the Commission.

**Pages S2551–52**

**Food Safety Accountability Act:** Senate passed S. 216, to increase criminal penalties for certain knowing and intentional violations relating to food that is misbranded or adulterated, after agreeing to the committee amendment in the nature of a substitute.

**Page S2552**

**Honoring Women in North Africa and the Middle East:** Senate agreed to S. Res. 109, honoring and supporting women in North Africa and the Middle East whose bravery, compassion, and commitment to putting the wellbeing of others before their own have proven that courage can be contagious, after agreeing to the following amendments proposed thereto:

**Pages S2552–53**

Reid (for Snowe) Amendment No. 301, to amend the resolution.

**Page S2552**

Reid (for Snowe) Amendment No. 302, to amend the preamble.

**Page S2552**

**National Child Abuse Prevention Month:** Committee on the Judiciary was discharged from further consideration of S. Res. 127, designating April 2011 as “National Child Abuse Prevention Month”, and the resolution was then agreed to.

**Page S2553**

**Public Service Recognition Week:** Senate agreed to S. Res. 128, expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 1 through 7, 2011.

**Pages S2553–54**

**Goldstone Report:** Committee on Foreign Relations was discharged from further consideration of S. Res. 138, calling on the United Nations to rescind the Goldstone report, and the resolution was then agreed to.

**Page S2554**

**Authorizing Use of Capitol Rotunda:** Senate agreed to H. Con. Res. 33, permitting the use of the rotunda of the Capitol for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust.

**Pages S2554–55**

**Collector Car Appreciation Day:** Senate agreed to S. Res. 154, designating July 8, 2011, as “Collector Car Appreciation Day” and recognizing that the collection and restoration of historic and classic cars is an important part of preserving the technological

achievements and cultural heritage of the United States. **Page S2555**

**National Adopt A Library Day:** Senate agreed to S. Res. 155, designating April 23, 2011, as “National Adopt A Library Day”. **Page S2555**

**Global Youth Service Days:** Senate agreed to S. Res. 156, designating April 15 through 17, 2011, as “Global Youth Service Days”. **Page S2555**

**PowerTalk 21 Day:** Senate agreed to S. Res. 157, designating April 21, 2011, as “PowerTalk 21 Day”. **Page S2556**

#### Measures Failed:

**Enrollment Correction:** By 47 yeas to 53 nays (Vote No. 59), Senate failed to agree to H. Con. Res. 35, directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473. (Pursuant to the order of April 13, 2011, requiring 60 affirmative votes, the concurrent resolution was not agreed to.) **Pages S2492–93**

**Enrollment Correction:** By 42 yeas to 58 nays (Vote No. 60), Senate failed to agree to H. Con. Res. 36, directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473. (Pursuant to the order of April 13, 2011, requiring 60 affirmative votes, the concurrent resolution was not agreed to.) **Page S2493**

#### Appointments:

**Congressional-Executive Commission on the People’s Republic of China:** The Chair, on behalf of the President of the Senate, and after consultation with the Majority Leader, pursuant to Public Law 106–286, appointed the following Members to serve on the Congressional-Executive Commission on the People’s Republic of China: Senators Baucus, Levin, Feinstein, Brown (OH), and Merkley. **Page S2557**

**Board of Directors of the Vietnam Education Foundation:** The Chair, on behalf of the President pro tempore and upon the recommendation of the Majority Leader, pursuant to Public Law 106–554, appointed Senator Blumenthal, to the Board of Directors of the Vietnam Education Foundation, vice Senator Webb. **Page S2557**

**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 S2557**

**United States Capitol Preservation Commission:** The Chair, on behalf of the President pro tempore, pursuant to Public Law 100–696, appointed Senator

Hoeven as a member of the United States Capitol Preservation Commission, vice Senator Murkowski. **Page S2557**

**Good Neighbor Forestry Act—Referral Agreement:** A unanimous-consent agreement was reached providing that the Committee on Agriculture, Nutrition and Forestry be discharged from further consideration of S. 375, to authorize the Secretary of Agriculture and the Secretary of the Interior to enter into cooperative agreements with State foresters authorizing State foresters to provide certain forest, rangeland, and watershed restoration and protection services, and the bill then be referred to the Committee on Energy and Natural Resources. **Page S2556**

**Signing Authority—Agreement:** A unanimous-consent agreement was reached providing that during this adjournment of the Senate, the Majority Leader, Senator Rockefeller, be authorized to sign duly enrolled bills or joint resolutions. **Page S2557**

**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 S2557**

**Nominations—Agreement:** A unanimous-consent-time agreement was reached providing that at 4:30 p.m., on Monday, May 2, 2011, Senate begin consideration of the nomination of Roy Bale Dalton, Jr., of Florida, to be United States District Judge for the Middle District of Florida, and the nomination of Kevin Hunter Sharp, of Tennessee, to be United States District Judge for the Middle District of Tennessee; that there one hour of debate equally divided in the usual form; that upon the use or yielding back of time, the nomination of Roy Bale Dalton, Jr., of Florida, to be United States District Judge for the Middle District of Florida, be confirmed, and Senate vote, without intervening action or debate, on confirmation of the nomination of Kevin Hunter Sharp, of Tennessee, to be United States District Judge for the Middle District of Tennessee; and that no further motions be in order to any of the nominations. **Page S2551**

**Nominations Confirmed:** Senate confirmed the following nominations:

Kathryn D. Sullivan, of Ohio, to be an Assistant Secretary of Commerce.

Frances M.D. Gulland, of California, to be a Member of the Marine Mammal Commission for a term expiring May 13, 2012.

Ann D. Begeman, of Virginia, to be a Member of the Surface Transportation Board for a term expiring December 31, 2015.

Peter Bruce Lyons, of New Mexico, to be an Assistant Secretary of Energy (Nuclear Energy).

Kurt Walter Tong, of Maryland, a Career Member of the Senior Foreign Service, Class of Counselor, for the rank of Ambassador during his tenure of service as United States Senior Official for the Asia-Pacific Economic Cooperation (APEC) Forum.

Joseph M. Torsella, of Pennsylvania, to be Representative of the United States of America to the United Nations for U.N. Management and Reform, with the rank of Ambassador.

Joseph M. Torsella, of Pennsylvania, to be Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations, during his tenure of service as Representative of the United States of America to the United Nations for U.N. Management and Reform.

Nils Maarten Parin Daulaire, of Virginia, to be Representative of the United States on the Executive Board of the World Health Organization.

Kelvin K. Droegemeier, of Oklahoma, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2016.

Carolyn N. Lerner, of Maryland, to be Special Counsel, Office of Special Counsel, for the term of five years.

Mario Cordero, of California, to be a Federal Maritime Commissioner for the term expiring June 30, 2014.

Rebecca F. Dye, of North Carolina, to be a Federal Maritime Commissioner for the term expiring June 30, 2015.

Rafael Borrás, of Maryland, to be Under Secretary for Management, Department of Homeland Security.

Katharine G. Abraham, of Iowa, to be a Member of the Council of Economic Advisers.

Suzan D. Johnson Cook, of New York, to be Ambassador at Large for International Religious Freedom.

Jonathan Scott Gration, of New Jersey, to be Ambassador to the Republic of Kenya.

Michelle D. Gavin, of the District of Columbia, to be Ambassador to the Republic of Botswana.

Carl Shapiro, of California, to be a Member of the Council of Economic Advisers.

Robert Patterson, of New York, to be Ambassador to Turkmenistan.

1 Air Force nomination in the rank of general.

5 Army nominations in the rank of general.

Routine lists in the Air Force, Army, Marine Corps, and Navy. **Pages S2557–58**

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

Jonathan Don Farrar, of California, to be Ambassador to the Republic of Nicaragua.

Stuart E. Jones, of Virginia, to be Ambassador to the Hashemite Kingdom of Jordan.

Lisa J. Kubiske, of Virginia, to be Ambassador to the Republic of Honduras.

Derek J. Mitchell, of Connecticut, to be Special Representative and Policy Coordinator for Burma, with the rank of Ambassador.

William Charles Ostendorff, of Virginia, to be a Member of the Nuclear Regulatory Commission for the term of five years expiring June 30, 2016.

Robert J. Zimmer, of Illinois, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2016.

**Page S2557**

**Messages from the House:**

**Page S2504**

**Measures Referred:**

**Page S2505**

**Enrolled Bills Presented:**

**Page S2505**

**Executive Communications:**

**Page S2505**

**Executive Reports of Committees:** **Pages S2505–06**

**Additional Cosponsors:** **Pages S2508–10**

**Statements on Introduced Bills/Resolutions:**

**Pages S2510–46**

**Additional Statements:**

**Pages S2501–04**

**Amendments Submitted:**

**Pages S2546–50**

**Notices of Intent:**

**Page S2550**

**Authorities for Committees to Meet:** **Page S2550**

**Privileges of the Floor:** **Page S2550**

**Record Votes:** Three record votes were taken today. (Total—61) **Pages S2492–93**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned, pursuant to the provisions of H. Con. Res. 43, at 7:55 p.m., until 2 p.m. on Monday, May 2, 2011. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S2557.)

## Committee Meetings

*(Committees not listed did not meet)*

### APPROPRIATIONS: DEPARTMENT OF COMMERCE

*Committee on Appropriations:* Subcommittee on Commerce, Justice, Science, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2012 for the Department of Commerce, after receiving testimony from Gary Locke, Secretary of Commerce.

### APPROPRIATIONS: DEPARTMENT OF ARMY AND THE DEPARTMENT OF AIR FORCE

*Committee on Appropriations:* Subcommittee on Military Construction and Veterans Affairs, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2012 for the Department of Army and the Department of Air Force, after receiving testimony from Katherine G. Hammack, Assistant Secretary of the Army for Installations, Energy, and Environment, Major General James C. Boozer, Director, Operations Directorate, Office to the Assistant Chief of Staff for Installation Management, Major General Raymond W. Carpenter, Acting Director, Army National Guard, James Snyder, Assistant Chief, U.S. Army Reserve, Terry A. Yonkers, Assistant Secretary of the Air Force for Installations, Environment, and Logistics, Major General Timothy A. Byers, The Air Force Civil Engineer, Major General William H. Etter, Deputy Director, Air National Guard, and Major General James Jackson, Deputy Chief, Air Force Reserve, all of the Department of Defense.

### BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported 421 nominations in the Army, Navy, Air Force, and Marine Corps.

### BUSINESS MEETING

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the nominations of Katharine G. Abraham, of Iowa, and Carl Shapiro, of California, both to be a Member of the Council of Economic Advisers, Executive Office of the President, and Eric L. Hirschhorn, of Maryland, to be Under Secretary of Commerce for Export Administration.

### SURFACE TRANSPORTATION AUTHORIZATION

*Committee on Environment and Public Works:* Committee concluded a hearing to examine issues for surface transportation authorization, after receiving tes-

timony from Brian Searles, Vermont Agency of Transportation Secretary, Montpelier; Michael P. Lewis, Rhode Island Department of Transportation Director, Providence; Gary Ridley, Oklahoma Secretary of Transportation, Oklahoma City; John Cox, Wyoming Department of Transportation Director, Cheyenne, on behalf of the Idaho Department of Transportation, Montana Department of Transportation, North Dakota Department of Transportation, and South Dakota Department of Transportation; John R. Cooper, Alabama Department of Transportation Director, Montgomery; Frederick W. Smith, FedEx Corporation, Washington, D.C.; and Sharon Thomas, City of Las Cruces Councilwoman, Las Cruces, New Mexico.

### BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported the following business items:

S. 782, to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, with an amendment;

S. 680, to authorize the Administrator of General Services to convey a parcel of real property in the District of Columbia to provide for the establishment of a National Women's History Museum, with an amendment; and

S. 710, to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system.

### BUSINESS MEETING

*Committee on Finance:* Committee ordered favorably reported the nominations of Jenni Rane LeCompte, of the District of Columbia, to be an Assistant Secretary, and David S. Cohen, of Maryland, to be Under Secretary for Terrorism and Financial Crimes, both of the Department of the Treasury.

### AFRICA BUDGET

*Committee on Foreign Relations:* Subcommittee on African Affairs concluded a hearing to examine assessing the fiscal year 2012 budget for Africa, after receiving testimony from Johnnie Carson, Assistant Secretary for African Affairs, and Eric Goosby, United States Global AIDS Coordinator, both of the Department of State; Raja Jandhyala, Deputy Assistant Administrator for Africa, United States Agency for International Development; and Patrick C. Fine, Millennium Challenge Corporation, Washington, D.C.

### FEDERAL REGULATION

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine Federal regulation, focusing on how to best advance