

# Daily Digest

## HIGHLIGHTS

Senate agreed to the motion to concur in the amendment of the House to the amendment of the Senate to H.R. 3547, Consolidated Appropriations Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S383–S459*

**Measures Introduced:** Twenty-four bills and five resolutions were introduced, as follows: S. 1935–1958, S.J. Res. 30, and S. Res. 333–336.

**Pages S439–40**

#### Measures Reported:

Report to accompany S. 1871, to amend title XVIII of the Social Security Act to repeal the Medicare sustainable growth rate formula and to improve beneficiary access under the Medicare program. (S. Rept. No. 113–135)

**Page S438**

#### Measures Passed:

**Enrollment Correction:** Senate agreed to H. Con. Res. 74, providing for a correction in the enrollment of H.R. 3547.

**Page S425**

**National Mentoring Month:** Senate agreed to S. Res. 335, designating January 2014 as “National Mentoring Month”.

**Pages S457–58**

**National Asbestos Awareness Week:** Senate agreed to S. Res. 336, designating the first week of April 2014 as “National Asbestos Awareness Week”.

**Page S458**

#### Measures Considered:

**Homeowner Flood Insurance Affordability Act—Agreement:** Senate began consideration of the motion to proceed to consideration of S. 1926, to delay the implementation of certain provisions of the Biggert-Waters Flood Insurance Reform Act of 2012 and to reform the National Association of Registered Agents and Brokers.

**Pages S383–85, S425–32**

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, Jan-

uary 16, 2014, a vote on cloture will occur at 5:30 p.m., on Monday, January 27, 2014.

**Page S432**

#### House Messages:

**Consolidated Appropriations Act:** By 72 yeas to 26 nays (Vote No. 13), Senate agreed to the motion to concur in the amendment of the House to the amendment of the Senate to H.R. 3547, making consolidated appropriations for fiscal year ending September 30, 2014, after taking action on the following motions and amendments proposed thereto:

**Page S385–S425**

#### Withdrawn:

Reid motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Reid Amendment No. 2655, to change the enactment date.

**Page S385**

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

By 72 yeas to 26 nays (Vote No. 12), 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 Reid motion to concur in the amendment of the House to the amendment of the Senate to the bill.

**Pages S424–25**

Reid motion to refer the message of the House on the bill to the Committee on Appropriations, with instructions, Reid Amendment No. 2657, to change the enactment date, fell when cloture was invoked on the Reid motion to concur in the amendment of the House to the amendment of the Senate to the bill.

**Page S385**

Reid Amendment No. 2658 (to (the instructions) Amendment No. 2657), of a perfecting nature, fell when Reid motion to refer the message of the House on the bill to the Committee on Appropriations, with instructions, Reid Amendment No. 2657 fell.

**Page S385**

Reid Amendment No. 2659 (to Amendment No. 2658), of a perfecting nature, fell when Reid

Amendment No. 2658 (to (the instructions) Amendment No. 2657). **Page S385**

Reid Amendment No. 2656 (to Amendment No. 2655), of a perfecting nature, fell when Reid motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Reid Amendment No. 2655 was withdrawn. **Page S385**

**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 S458**

**Signing Authority—Agreement:** A unanimous-consent agreement was reached providing that during the adjournment or recess of the Senate from Thursday, January 16, 2014, through Monday, January 27, 2014, Senators Levin, Warner and Rockefeller be authorized to sign duly enrolled bills or joint resolutions. **Page S458**

**Pro Forma—Agreement:** A unanimous-consent agreement was reached providing that the Senate 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, Senate adjourn until the next pro forma session: Friday, January 17, 2014, at 11:15 a.m.; Tuesday, January 21, 2014, at 10:30 a.m.; and Friday, January 24, 2014, at 9:30 a.m.; and that the Senate adjourn on Friday, January 24, 2014 until 2 p.m., on Monday, January 27, 2014. **Page S458**

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

Stephen R. Bough, of Missouri, to be United States District Judge for the Western District of Missouri.

Richard Franklin Boulware II, of Nevada, to be United States District Judge for the District of Nevada.

Salvador Mendoza, Jr., of Washington, to be United States District Judge for the Eastern District of Washington.

Staci Michelle Yandle, of Illinois, to be United States District Judge for the Southern District of Illinois.

Gustavo Velasquez Aguilar, of the District of Columbia, to be an Assistant Secretary of Housing and Urban Development.

Jerome H. Powell, of Maryland, to be a Member of the Board of Governors of the Federal Reserve

System for a term of fourteen years from February 1, 2014.

Nina Hachigian, of California, to be Representative of the United States of America to the Association of Southeast Asian Nations, with the rank and status of Ambassador.

Matthew H. Tueller, of Utah, to be Ambassador to the Republic of Yemen.

Maria Contreras-Sweet, of California, to be Administrator of the Small Business Administration.

Richard Christman, of Kentucky, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2017.

Shamina Singh, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2014.

Shamina Singh, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2019.

1 Air Force nomination in the rank of general.

Routine lists in the Army and Coast Guard.

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**Measures Placed on the Calendar:** **Page S383, S437**

**Measures Read the First Time:** **Pages S437, S458**

**Executive Communications:** **Pages S437–38**

**Additional Cosponsors:** **Pages S440–41**

**Statements on Introduced Bills/Resolutions:**  
**Pages S441–49**

**Additional Statements:** **Pages S435–37**

**Amendments Submitted:** **Pages S449–56**

**Notices of Hearings/Meetings:** **Page S456**

**Authorities for Committees to Meet:**  
**Pages S456–57**

**Privileges of the Floor:** **Page S457**

**Record Votes:** Two record votes were taken today. (Total—13) **Page S425**

**Adjournment:** Senate convened at 10 a.m. and adjourned at 7:55 p.m., until 11:15 a.m. on Friday, January 17, 2014. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S458.)

## Committee Meetings

(Committees not listed did not meet)

## NOMINATIONS

*Committee on Armed Services:* Committee concluded a hearing to examine the nominations of Madelyn R.

Creedon, of Indiana, to be Principal Deputy Administrator, National Nuclear Security Administration, Department of Energy, and Brad R. Carson, to be Under Secretary of the Army, and William A. LaPlante, Jr., to be Assistant Secretary of the Air Force for Acquisition, both of the Department of Defense, after the nominees testified and answered questions in their own behalf.

#### MAP-21

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine a progress report on public transportation under the Moving Ahead for Progress in the 21st Century Act (MAP-21), focusing on funding transit, improving capital decision making, and coordinating services for transit disadvantaged populations, after receiving testimony from Peter M. Rogoff, Administrator, Federal Transit Administration; and Dave Wise, Director, Physical Infrastructure Issues, Government Accountability Office.

#### LOCATING 911 CALLERS IN A WIRELESS WORLD

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications, Technology, and the Internet concluded a hearing to examine locating 911 callers in a wireless world, after receiving testimony from Gigi Smith, Association of Public-Safety Communications Officials (APCO) International, Daytona Beach, Florida; Claude L. Stout, Telecommunications for the Deaf and Hard of Hearing, Inc. (TDI), Silver Spring, Maryland; Chris Guttman-McCabe, CTIA—The Wireless Association, Washington, D.C.; Kirk Burroughs, Qualcomm Incorporated, San Diego, California; and Telford E. Forgety, III, NENA: The 9-1-1-Association, Alexandria, Virginia.

#### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the nominations of Michael L. Connor, of New Mexico, to be Deputy Secretary, Esther Puakela Kia'aina, of Hawaii, to be Assistant Secretary for Insular Areas, Tommy Port Beaudreau, of Alaska, to be Assistant Secretary for Policy, Management, and Budget, and Neil Gregory Kornze, of Nevada, to be Director of the Bureau of Land Management, all of the Department of the Interior, and Elizabeth M. Robinson, of Washington, to be Under Secretary, Franklin M. Orr, Jr., of California, to be Under Secretary for Science, Steven Croley, of Michigan, to be General Counsel, Christopher Smith, of Texas, to be Assistant Secretary for Fossil Energy, Jonathan Elkind, of Maryland, to be Assistant Secretary for International Affairs, Marc A. Kastner, of Massachusetts, to be Director of the Of-

fice of Science, and Ellen Dudley Williams, of Maryland, to be Director of the Advanced Research Projects Agency-Energy, all of the Department of Energy.

#### PRESIDENT'S CLIMATE ACTION PLAN

*Committee on Environment and Public Works:* Committee concluded a hearing to examine a review of the President's Climate Action Plan, after receiving testimony from Regina McCarthy, Administrator, Environmental Protection Agency; Nancy H. Sutley, Council on Environmental Quality; Dan Tangherlini, Administrator, General Services Administration; Dan Ashe, Director, Fish and Wildlife Service, Department of the Interior; former Colorado Governor Bill Ritter, Jr., Colorado State University Center for the New Energy Economy, Fort Collins; Andrew E. Dessler, Texas A&M University, College Station; Daniel A. Lashof, Natural Resource Defense Council, New York, New York; Judith A. Curry, Georgia Institute of Technology, Atlanta; and Kathleen Hartnett White, Texas Public Policy Foundation Armstrong Center for Energy and the Environment, Austin.

#### TRADE AGENDA

*Committee on Finance:* Committee concluded a hearing to examine advancing Congress's trade agenda, focusing on the role of trade negotiating authority, after receiving testimony from David M. Cote, Honeywell, Morristown, New Jersey; James S. Allen, New York Apple Association, Inc., Victor; Elena M. Stegemann, NuStep, Inc., Ann Arbor, Michigan; and Larry Cohen, Communications Workers of America, Washington, D.C.

#### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Robert C. Barber, of Massachusetts, to be Ambassador to the Republic of Iceland, George James Tsunis, of New York, to be Ambassador to the Kingdom of Norway, who was introduced by Senator Schumer, and Colleen Bradley Bell, of California, to be Ambassador to Hungary, all of the Department of State, after the nominees testified and answered questions in their own behalf.

#### TRIO AND GEAR UP

*Committee on Health, Education, Labor, and Pensions:* Committee concluded a hearing to examine strengthening Federal access programs to meet 21st century needs, focusing on TRIO and the Global Education and Awareness Research Undergraduate Program (GEAR UP), after receiving testimony from Maureen Hoyler, Council for Opportunity in Education, and

Ron Haskins, Brookings Institution, both of Washington, D.C.; Scott Giles, Vermont Student Assistance Corporation, Shelburne; Cornelius D. Griggs, Walsh Group, Chicago, Illinois; Tallie Sertich, Hibbing Community College TRIO Upward Bound, Hibbing, Minnesota; Weiya Liang, Washington State Student Achievement Council, Olympia; and Douglas N. Harris, Tulane University Education Research Alliance for New Orleans, New Orleans, Louisiana.

### NOMINATIONS

*Committee on the Judiciary:* Committee ordered favorably reported the nominations of Carolyn B. McHugh, of Utah, and Nancy L. Moritz, of Kansas, both to be a United States Circuit Judge for the Tenth Circuit, John B. Owens, of California, and Michelle T. Friedland, of California, both to be a United States Circuit Judge for the Ninth Circuit, David Jeremiah Barron, of Massachusetts, to be United States Circuit Judge for the First Circuit, Jeffrey Alker Meyer, to be United States District Judge for the District of Connecticut, Timothy L. Brooks, to be United States District Judge for the Western District of Arkansas, James Donato, Beth Labson Freeman, and Vince Girdhari Chhabria, all to be a United States District Judge for the Northern District of California, Pedro A. Delgado Hernandez, to be United States District Judge for the District of Puerto Rico, Pamela L. Reeves, to be United States District Judge for the Eastern District of Tennessee, James Maxwell Moody, Jr., to be United States Dis-

trict Judge for the Eastern District of Arkansas, Matthew Frederick Leitman, Judith Ellen Levy, Laurie J. Michelson, and Linda Vivienne Parker, all to be a United States District Judge for the Eastern District of Michigan, Christopher Reid Cooper, to be United States District Judge for the District of Columbia, M. Douglas Harpool, to be United States District Judge for the Western District of Missouri, Gerald Austin McHugh, Jr., and Edward G. Smith, both to be a United States District Judge for the Eastern District of Pennsylvania, Sheryl H. Lipman, to be United States District Judge for the Western District of Tennessee, Stanley Allen Bastian, to be United States District Judge for the Eastern District of Washington, Manish S. Shah, to be United States District Judge for the Northern District of Illinois, Daniel D. Crabtree, to be United States District Judge for the District of Kansas, Cynthia Ann Bashant, to be United States District Judge for the Southern District of California, Jon David Levy, to be United States District Judge for the District of Maine, Theodore David Chuang, and George Jarrod Hazel, both to be a United States District Judge for the District of Maryland, and Peter Joseph Kadzik, of New York, to be an Assistant Attorney General, Department of Justice.

### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

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## House of Representatives

### Chamber Action

**Public Bills and Resolutions Introduced:** 29 public bills, H.R. 3893–3921; and 7 resolutions, H.J. Res. 107; H. Con. Res. 75–77; and H. Res. 460–462 were introduced.

**Pages H1240–41**

**Additional Cosponsors:**

**Pages H1242–43**

**Reports Filed:** There were no reports filed today.

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Yoder to act as Speaker pro tempore for today.

**Page H1217**

**Exchange Information Disclosure Act:** The House passed H.R. 3362, to amend the Patient Protection and Affordable Care Act to require transparency in the operation of American Health Benefit Exchanges,

by a yea-and-nay vote of 259 yeas to 154 nays, Roll No. 23.

**Pages H1218–28**

Rejected the Clark (MA) motion to recommit the bill to the Committee on Energy and Commerce with instructions to report the same back to the House forthwith with an amendment, by a yea-and-nay vote of 186 yeas to 226 nays, Roll No. 22.

**Pages H1226–27**

Pursuant to the rule, the amendment printed in part B of H. Rept. 113–322 is considered as adopted.

H. Res. 455, the rule providing for consideration of the bills (H.R. 2279), (H.R. 3362), and (H.R. 3811), was agreed to on January 9th.

**Board of Visitors to the United States Naval Academy—Appointment:** The Chair announced the Speaker's appointment of the following Member

on the part of the House to the Board of Visitors to the United States Naval Academy: Representative Rogers (MI). **Page H1228**

**Committee Election:** The House agreed to H. Res. 460, electing a Member to a certain standing committee of the House of Representatives. **Page H1228**

**Privileged Resolution:** The House agreed to H. Con. Res. 75, providing for a joint session of Congress to receive a message from the President.

**Pages H1228–29**

**Meeting Hour:** Agreed that when the House adjourns today, it adjourn to meet at 1 p.m. tomorrow, January 17th. **Pages H1239–40**

**Quorum Calls—Votes:** Two yea-and-nay votes developed during the proceedings of today and appear on pages H1227, H1228. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 1:44 p.m.

## Committee Meetings

### FUTURE RECRUITING CHALLENGES IN THE FISCALLY CONSTRAINED ENVIRONMENT

*Committee on Armed Services:* Subcommittee on Military Personnel held a hearing entitled “Future Recruiting Challenges in the Fiscally Constrained Environment”. Testimony was heard from Rear Admiral Lower Half Annie B. Andrews, Commander, Navy Recruiting Command, U.S. Navy; Major General Mark A. Brilakis, Commanding General of Recruiting Command, U.S. Marine Corps; Brigadier General Gina Grosso, Director of Force Management Policy, U.S. Air Force; Ms. Vee Penrod, Deputy Assistant Secretary of Defense for Military Personnel Policy, Department of Defense; and Major General Thomas Seamands, Director of Military Personnel Management, U.S. Army.

### 2014: SEEKING PPACA ANSWERS

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing entitled “2014: Seeking PPACA Answers”. Testimony was heard from Gary Cohen, Director Center for Consumer Information and Insurance Oversight, Centers for Medicare and Medicaid Services, Department of Health and Human Services.

### WATER AS A GEOPOLITICAL THREAT

*Committee on Foreign Affairs:* Subcommittee on Europe, Eurasia, and Emerging Threats held a hearing entitled “Water as a Geopolitical Threat”. Testimony was heard from Jeremy M. Sharp, Specialist in Middle Eastern Affairs Foreign Affairs, Defense, and

Trade Division, Congressional Research Service; and public witnesses.

## BUSINESS MEETING

*Committee on Natural Resources:* Full Committee held a business meeting to consider a motion to authorize the Chairman to issue subpoenas for the production of documents and to issue subpoenas to individuals to appear before the Committee on Natural Resources on matters within the Committee’s jurisdiction. The motion was approved, without amendment.

### HHS’ OWN SECURITY CONCERNS ABOUT HEALTHCARE.GOV

*Committee on Oversight and Government Reform:* Full Committee held a hearing entitled “HHS’ Own Security Concerns about HealthCare.gov”. Testimony was heard from Kevin Charest, Chief Information Security Officer, Department of Health and Human Services; Teresa Fryer, Chief Information Security Officer, Director, Enterprise Information Security Group, Centers for Medicare and Medicaid Services; and Frank Baitman, Chief Information Officer, Department of Health and Human Services.

### HEALTHCARE.GOV: CONSEQUENCES OF STOLEN IDENTITY

*Committee on Science, Space, and Technology:* Full Committee held a hearing entitled “Healthcare.gov: Consequences of Stolen Identity”. Testimony was heard from public witnesses.

### SEC’S CROWDFUNDING PROPOSAL

*Committee on Small Business:* Subcommittee on Investigation, Oversight and Regulations held a hearing entitled “SEC’s Crowdfunding Proposal: Will it Work for Small Businesses?”. Testimony was heard from public witnesses.

### SOCIAL SECURITY DISABILITY FRAUD SCHEME IN NEW YORK

*Committee on Ways and Means:* Subcommittee on Social Security held a hearing entitled “Social Security Disability Fraud Scheme in New York”. Testimony was heard from Patrick P. O’Carroll, Jr., Inspector General, Social Security Administration; and Carolyn Colvin, Acting Commissioner, Social Security Administration.

### ONGOING INTELLIGENCE ACTIVITIES

*House Permanent Select Committee on Intelligence:* Full Committee held a hearing entitled “Ongoing Intelligence Activities”. This was a closed hearing.

## *Joint Meetings*

### INCOME INEQUALITY IN THE UNITED STATES

*Joint Economic Committee:* Committee concluded a hearing to examine income inequality in the United States, after receiving testimony from Robert B. Reich, University of California at Berkeley Goldman School of Public Policy; Scott Winship, Manhattan Institute for Policy Research, New York, New York; Melissa Kearney, University of Maryland, College

Park; and Aparna Mathur, American Enterprise Institute, Washington, D.C.

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### COMMITTEE MEETINGS FOR FRIDAY, JANUARY 17, 2014

*(Committee meetings are open unless otherwise indicated)*

#### Senate

No meetings/hearings scheduled.

#### House

No hearings are scheduled.

*Next Meeting of the SENATE*

11:15 a.m., Friday, January 17

*Next Meeting of the HOUSE OF REPRESENTATIVES*

1 p.m., Friday, January 17

## Senate Chamber

**Program for Friday:** Senate will meet in a pro forma session.

## House Chamber

**Program for Friday:** The House will meet in pro forma session at 1 p.m.

## Extensions of Remarks, as inserted in this issue

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