

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S549–S609

Measures Introduced: Twenty-six bills and ten resolutions were introduced, as follows: S. 273–298, and S. Res. 43–52. **Pages S589–90**

Measures Reported:

S. Res. 35, commemorating the 70th anniversary of the liberation of the Auschwitz extermination camp in Nazi-occupied Poland, with an amendment in the nature of a substitute.

S. Res. 44, authorizing expenditures by the Committee on Health, Education, Labor, and Pensions.

S. Res. 45, authorizing expenditures by the Committee on Small Business and Entrepreneurship.

S. Res. 46, authorizing expenditures by the Special Committee on Aging.

S. Res. 47, authorizing expenditures by the Committee on Foreign Relations.

S. Res. 48, authorizing expenditures by the Committee on Agriculture, Nutrition, and Forestry.

S. Res. 49, authorizing expenditures by the Senate Committee on Indian Affairs. **Pages S588–89**

Measures Passed:

Congratulating The Ohio State University Football Team: Senate agreed to S. Res. 50, congratulating The Ohio State University football team for winning the 2015 College Football Playoff national championship. **Page S609**

Catholic Schools Week: Senate agreed to S. Res. 51, recognizing the goals of Catholic Schools Week and honoring the valuable contributions of Catholic schools in the United States. **Page S609**

Measures Considered:

Keystone XL Pipeline—Agreement: Senate continued consideration of S. 1, to approve the Keystone XL Pipeline, after agreeing to Murkowski Amendment No. 2, in the nature of a substitute, as amended, which will be considered as original text for the purpose of further amendment, and taking action on the following amendments proposed thereto:

Pages S555–77

Adopted:

Collins/Warner Amendment No. 35 (to Amendment No. 2), to coordinate the provision of energy retrofitting assistance to schools. (A unanimous-consent agreement was reached providing that the requirement of a 60 affirmative vote threshold, be vitiated.) **Pages S556, S571**

Murkowski Amendment No. 2, in the nature of a substitute. (Amendment, as amended and agreed to, will be considered as original text for the purpose of further amendment.) **Page S555**

Rejected:

By 36 yeas to 62 nays (Vote No. 31), Cardin Amendment No. 75 (to Amendment No. 2), to provide communities that rely on drinking water from a source that may be affected by a tar sands spill from the Keystone XL pipeline an analysis of the potential risks to public health and the environment from a leak or rupture of the pipeline. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.) **Pages S555–56, S567**

By 40 yeas to 58 nays (vote No. 32), Peters/Stabenow Amendment No. 70 (to Amendment No. 2), to require that the Administrator of the Pipeline and Hazardous Materials Safety Administration make a certification and submit to Congress the results of a study before the pipeline may be constructed, connected, operated, or maintained. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.) **Pages S556, S567–68**

By 40 yeas to 58 nays (Vote No. 33), Sanders Amendment No. 23 (to Amendment No. 2), to increase the quantity of solar photovoltaic electricity by providing rebates for the purchase and installation of an additional 10,000,000 photovoltaic systems by 2025. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.) **Pages S556, S568**

By 53 yeas to 45 nays (Vote No. 34), Cruz Amendment No. 15 (to Amendment No. 2), to promote economic growth and job creation by increasing exports. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Pages S556, S568–69

By 54 yeas to 44 nays (Vote No. 35), Moran/Cruz Amendment No. 73 (to Amendment No. 2), to delist the lesser prairie-chicken as a threatened species under the Endangered Species Act of 1973. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Page S556

By 44 yeas to 52 nays (Vote No. 36), Whitehouse Amendment No. 148 (to Amendment No. 2), to require campaign finance disclosures for certain persons benefitting from tar sands development. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Pages S556, S570

By 50 yeas to 47 nays (Vote No. 37), Daines Amendment No. 132 (to Amendment No. 2), to express the sense of Congress regarding the designation of National Monuments. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Pages S556, S570–71

By 47 yeas to 51 nays (Vote No. 38), Coons Amendment No. 115 (to Amendment No. 2), to express the sense of Congress regarding climate change and infrastructure. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Pages S556, S571

By 50 yeas to 48 nays (Vote No. 39), Murkowski Amendment No. 166 (to Amendment No. 2), to release certain wilderness study areas from management for preservation as wilderness. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Pages S556, S558–66, S572

By 47 yeas to 51 nays (Vote No. 40), Heitkamp Amendment No. 133 (to Amendment No. 2), to express the sense of Congress that the Internal Revenue Code of 1986 should be amended to extend the credit with respect to facilities producing energy from certain renewable resources. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Pages S556, S572–73

By 35 yeas to 63 nays (Vote No. 41), Cantwell (for Gillibrand) Amendment No. 48 (to Amendment No. 2), to modify the definition of underground injection. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, the amendment was not agreed to.)

Pages S556, S573–74

Withdrawn:

Merkley Amendment No. 125 (to Amendment No. 2), to eliminate unnecessary tax subsidies and provide infrastructure funding.

Pages S556, S569–70

Carper Amendment No. 120 (to Amendment No. 2), to amend the Internal Revenue Code of 1986 to extend the credits for new qualified fuel cell motor vehicles and alternative fuel vehicle refueling property.

Pages S556, S571–72

Pending:

Vitter/Cassidy Further Modified Amendment No. 80, to provide for the distribution of revenues from certain areas of the outer Continental Shelf.

Pages S555, S574

Murkowski (for Sullivan) Amendment No. 67 (to Amendment No. 2), to restrict the authority of the Environmental Protection Agency to arm agency personnel.

Page S555

Murkowski Amendment No. 98 (to Amendment No. 2), to express the sense of Congress relating to adaptation projects in the United States Arctic region and rural communities.

Page S556

Flake Amendment No. 103 (to Amendment No. 2), to require the evaluation and consolidation of duplicative green building programs.

Page S556

Boxer Amendment No. 130 (to Amendment No. 2), to preserve existing permits and the authority of the agencies issuing the permits to modify the permits if necessary.

Page S556

Merkley Amendment No. 174 (to Amendment No. 2), to express the sense of Congress that the United States should prioritize and fund adaptation projects in communities in the United States while also helping to fund climate change adaptation in developing countries.

Page S556

Cantwell/Boxer Amendment No. 131 (to Amendment No. 2), to ensure that if the Keystone XL Pipeline is built, it will be built safely and in compliance with United States environmental laws.

Page S556

Tillis/Burr Amendment No. 102 (to Amendment No. 2), to provide for leasing on the outer Continental Shelf and the distribution of certain qualified revenues from such leasing.

Page S556

Markey Amendment No. 178 (to Amendment No. 2), to ensure that products derived from tar sands are treated as crude oil for purposes of the Federal excise tax on petroleum.

Page S556

Markey Amendment No. 141 (to Amendment No. 2), to delay the effective date until the President determines that the pipeline will not have certain negative impacts. **Page S556**

Booker Amendment No. 155 (to Amendment No. 2), to allow permitting agencies to consider new circumstances and new information. **Page S556**

Burr Modified Amendment No. 92 (to Amendment No. 2), to permanently reauthorize the Land and Water Conservation Fund. **Pages S556, S566–67**

Cardin Amendment No. 124 (to Amendment No. 2), to clarify that treaties with Indian tribes remain in effect. **Page S556**

Cantwell (for Peters/Stabenow) Amendment No. 55 (to Amendment No. 2), to require a study of the potential environmental impact of by-products of the Keystone XL pipeline. **Pages S556–58**

Murkowski (for Barrasso) Amendment No. 245 (to Amendment No. 2), to clarify that treaties with Indian tribes remain in effect. **Page S556**

Daines Amendment No. 246 (to Amendment No. 2), to express the sense of Congress that reauthorizing the Land and Water Conservation Fund should be a priority. **Page S556**

Udall Amendment No. 77, to establish a renewable electricity standard. **Page S575**

Subsequently, the motion to reconsider the vote by which cloture was not invoked on Murkowski Amendment No. 2, in the nature of a substitute, on Monday, January 26, 2015, was rendered moot. **Page S573**

A unanimous-consent-time agreement was reached providing that at approximately 10:30 a.m., on Thursday, January 29, 2015, Senate will continue consideration of the bill, and that there be 15 minutes equally divided in the usual form, and Senate vote on or in relation to the following amendments, in the order listed: Murkowski (for Barrasso) Amendment No. 245 (to Amendment No. 2) (listed above), Cardin Amendment No. 124 (to Amendment No. 2) (listed above), Daines Amendment No. 246 (to Amendment No. 2) (listed above), Burr Modified Amendment No. 92 (to Amendment No. 2) (listed above), Vitter/Cassidy Further Modified Amendment No. 80 (listed above), and Udall Amendment No. 77 (listed above); that all amendments on this list be subject to a 60 vote affirmative threshold for adoption, and that no second-degree amendments be in order to any of the pending amendments to the bill; that there be two minutes of debate equally divided between each vote, and that all votes after the first in the series be 10 minute votes; and that once these amendments have been disposed of, Senate agree to proceed to the motion to reconsider the failed cloture vote on the bill; that the motion to reconsider be agreed to, and Senate vote on the motion

to invoke cloture on the bill, upon reconsideration; if cloture is invoked on the bill as amended, all post-cloture time be considered and expired at 2:30 p.m. **Pages S573–74**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 10:30 a.m., on Thursday, January 29, 2015. **Page S609**

Messages from the House: Page S586

Measures Referred: Pages S586–87

Measures Placed on the Calendar: Pages S549, S587

Executive Communications: Pages S587–88

Executive Reports of Committees: Page S589

Additional Cosponsors: Pages S590–91

Statements on Introduced Bills/Resolutions: Pages S591–S607

Additional Statements:

Amendments Submitted: Pages S607–08

Authorities for Committees to Meet: Pages S608–09

Privileges of the Floor: Page S609

Record Votes: Eleven record votes were taken today. (Total—41) **Pages S589–573**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 7:01 p.m., until 9:30 a.m. on Thursday, January 29, 2015. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S609.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original resolution (S. Res. 48) authorizing expenditures by the Committee, and rules of procedure for the 114th Congress.

Also, Committee announced the following subcommittee assignments:

Subcommittee on Commodities, Risk Management and Trade: Senators Boozman (Chair), Cochran, Hoeven, Perdue, Grassley, Thune, Donnelly, Heitkamp, Brown, Gillibrand, and Bennet.

Subcommittee on Rural Development and Energy: Senators Ernst (Chair), Cochran, Hoeven, Perdue, Tillis, Thune, Heitkamp, Brown, Klobuchar, Bennet, and Donnelly.

Subcommittee on Conservation, Forestry and Natural Resources: Senators Perdue (Chair), Cochran, McConnell, Boozman, Sasse, Grassley, Bennet, Klobuchar, Leahy, Heitkamp, and Casey.

Subcommittee on Nutrition, Specialty Crops and Agricultural Research: Senators Hoeven (Chair), McConnell, Boozman, Ernst, Tillis, Sasse, Casey, Leahy, Brown, Gillibrand, and Bennet.

Subcommittee on Livestock, Marketing and Agriculture Security: Senators Sasse (Chair), McConnell, Ernst, Tillis, Thune, Grassley, Gillibrand, Leahy, Klobuchar, Donnelly, and Casey.

Senators Roberts and Stabenow are ex-officio members of each subcommittee.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported 41 nominations in the Air Force and Marine Corps.

BUDGET CONTROL ACT

Committee on Armed Services: Committee concluded a hearing to examine the impact of the “Budget Control Act of 2011” and sequestration on national security, after receiving testimony from General Raymond T. Odierno, Chief of Staff of the Army, Admiral Jonathan W. Greenert, Chief of Naval Operations, General Mark A. Welsh III, Chief of Staff of the Air Force, and General Joseph Dunford, Commandant of the Marine Corps, all of the Department of Defense.

CBO BUDGET AND ECONOMIC OUTLOOK

Committee on the Budget: Committee concluded a hearing to examine the Congressional Budget Office’s budget and economic outlook for fiscal years 2015–2025, after receiving testimony from Douglas W. Elmendorf, Director, Congressional Budget Office.

FREIGHT RAIL TRANSPORTATION

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine freight rail transportation, focusing on enhancing safety, efficiency, and commerce, after receiving testimony from Michelle Teel, Missouri Department of Transportation Multimodal Operations Director, Jefferson City; Frank Longro, CSX Transportation, Inc., on behalf of the Association of American Railroads, and David A. Brown, Genesee and Wyoming Railroad Services, Inc., both of Jacksonville, Florida; Bill Johnson, Miami-Dade County, Miami, Florida; and Chris Jahn, The Fertilizer Institute, Washington, DC.

MAP–21 REAUTHORIZATION

Committee on Environment and Public Works: Committee concluded a hearing to examine MAP–21 reauthorization, focusing on Federal and state perspectives, after receiving testimony from Anthony R. Foxx, Secretary of Transportation; Alabama Governor Robert Bentley, Montgomery, on behalf of the National Governors Association; Vermont Governor Peter Shumlin, Montpelier; and Darin Bergquist, South Dakota Secretary of Transportation, Pierre.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported H.R. 22, to amend the Internal Revenue Code of 1986 to exempt employees with health coverage under TRICARE or the Veterans Administration from being taken into account for purposes of determining the employers to which the employer mandate applies under the Patient Protection and Affordable Care Act.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 35, commemorating the 70th anniversary of the liberation of the Auschwitz extermination camp in Nazi-occupied Poland, with an amendment in the nature of a substitute; and

An original resolution (S. Res. 47) authorizing expenditures by the Committee, and rules of procedure for the 114th Congress.

PROTECTING AMERICA FROM CYBER ATTACKS

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine protecting America from cyber attacks, focusing on the importance of information sharing, after receiving testimony from Marc D. Gordon, American Express, and Peter J. Beshar, Marsh and McLennan Companies, both of New York, New York; Scott Charney, Microsoft Corporation, and Gregory T. Nojeim, The Center for Democracy and Technology, both of Washington, DC; and Richard Bejtlich, FireEye, Reston, Virginia.

BUSINESS MEETING

Committee on Health, Education, Labor, and Pensions: Committee ordered favorably reported the following business items:

The nominations of Allison Beck, of the District of Columbia, to be Federal Mediation and Conciliation Director, Adri Davin Jayaratne, of Michigan, to be an Assistant Secretary of Labor, and Mary Lucille Jordan, of Maryland, and Michael Young, of Pennsylvania, both to be a Member of the Federal Mine Safety and Health Review Commission.

S. 192, to reauthorize the Older Americans Act of 1965;

An original bill entitled, “Strengthening Education Through Research Act”; and

An original resolution (S. Res. 44) authorizing expenditures by the committee during the 114th Congress, and adopted its rules of procedure for the 114th Congress.

Also, Committee announced the following subcommittee assignments:

Subcommittee on Children and Families: Senators Paul (Chair), Murkowski, Burr, Kirk, Hatch, Roberts, Cassidy, Casey, Mikulski, Sanders, Franken, and Bennet.

Subcommittee on Employment and Workplace Safety: Senators Isakson (Chair), Paul, Scott, Kirk, Roberts, Cassidy, Franken, Casey, Whitehouse, and Baldwin.

Subcommittee on Primary Health and Retirement Security: Senators Enzi (Chair), Burr, Collins, Kirk, Scott, Hatch, Roberts, Cassidy, Murkowski, Sanders, Mikulski, Bennet, Whitehouse, Baldwin, Murphy, and Warren.

Senators Alexander and Murray are ex officio members of each subcommittee.

INDIAN COUNTRY PRIORITIES

Committee on Indian Affairs: Committee concluded an oversight hearing to examine Indian country priorities for the 114th Congress, after receiving testimony from Aaron Payment, National Congress of American Indians, Melvin Monette, National Indian Education Association, and Stacy Bohlen, National Indian Health Board, all of Washington, DC; Gary Davis, National Center for American Indian Enter-

prise Development, Mesa, Arizona; and Vance Home Gun, Aspen Institute Center for Native American Youth, Arlee, Montana.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported an original resolution (S. Res. 49) authorizing expenditures by the Committee, and adopted its rules of procedure for the 114th Congress.

NOMINATION

Committee on the Judiciary: Committee began hearings to examine the nomination of Loretta E. Lynch, of New York, to be Attorney General, after the nominee, who was introduced by Senators Schumer and Gillibrand, testified and answered questions in her own behalf.

Hearings recessed subject to the call and will meet again at 10 a.m., on Thursday, January 29, 2015.

BUSINESS MEETING

Committee on Small Business and Entrepreneurship: Committee ordered favorably reported an original resolution (S. Res. 45) authorizing expenditures by the Committee, and rules of procedure for the 114th Congress.

BUSINESS MEETING

Special Committee on Aging: Committee ordered favorably reported an original resolution (S. Res. 46) authorizing expenditures by the Committee, and rules of procedure for the 114th Congress.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 44 public bills, H.R. 578–621; and 7 resolutions, H. Con. Res. 11; and H. Res. 59–64 were introduced.

Pages H660–62

Additional Cosponsors:

Page H664

Reports Filed: There were no reports filed today.

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

Page H643

LNG Permitting Certainty and Transparency Act: The House passed H.R. 351, to provide for expedited approval of exportation of natural gas, by a

yea-and-nay vote of 277 yeas to 133 nays, Roll No. 50.

Pages H645–54

Rejected the Garamendi 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 175 yeas to 237 nays, Roll No. 49.

Pages H651–53

H. Res. 48, the rule providing for consideration of the bill (H.R. 351), was agreed to on January 27.

Meeting Hour: Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 2 p.m. on Friday, January 30th and further, when the House adjourns on that day, it adjourn to meet

at 12 noon on Monday, February 2nd for Morning Hour debate. **Page H654**

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of today and appear on pages H652–53, H653–54. There were no quorum calls.

Adjournment: The House met at 9 a.m. and adjourned at 12:08 p.m.

Committee Meetings

ORGANIZATIONAL MEETING

Committee on Appropriations: Full Committee held an organizational meeting for the 114th Congress. The committee adopted its rules, subcommittee jurisdictions, and oversight report.

A CASE FOR REFORM: IMPROVING DOD'S ABILITY TO RESPOND TO THE PACE OF TECHNOLOGICAL CHANGE

Committee on Armed Services: Full Committee held a hearing entitled "A Case for Reform: Improving DOD's Ability to Respond to the Pace of Technological Change". Testimony was heard from Frank Kendall, Under Secretary of Defense for Acquisition, Technology, and Logistics, Department of Defense; and Lieutenant General Mark Ramsay, USAF, Director, Force Structure, Resources and Assessment, Joint Staff.

ORGANIZATIONAL MEETING

Committee on Natural Resources: Full Committee held an organizational meeting for the 114th Congress. The committee adopted its rules and oversight plan.

SUPERCOMPUTING AND AMERICAN TECHNOLOGY LEADERSHIP

Committee on Science, Space, and Technology: Subcommittee on Energy held a hearing entitled "Supercomputing and American Technology Leadership". Testimony was heard from Roscoe Giles, Chairman, Department of Energy Advanced Scientific Computing Advisory Committee; and public witnesses.

EXAMINING THE QUALITY AND COST OF VA HEALTH CARE

Committee on Veterans' Affairs: Subcommittee on Health held a hearing entitled "Examining the Quality and Cost of VA Health Care". Testimony was heard from Matthew S. Goldberg, Deputy Assistant Director, National Security Division, Congressional Budget Office; James Tuchs Schmidt, M.D.,

Acting Principal Deputy Under Secretary for Health, Veterans Health Administration, Department of Veterans Affairs; and public witnesses.

ORGANIZATIONAL MEETING

Permanent Select Committee on Intelligence: Full Committee held an organizational meeting for the 114th Congress. The committee adopted its rules.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR THURSDAY, JANUARY 29, 2015

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Armed Services: to hold hearings to examine global challenges and the U.S. national security strategy, 9:30 a.m., SD–G50.

Committee on Banking, Housing, and Urban Affairs: business meeting to consider an original bill entitled, "Nuclear Weapon Free Iran Act of 2015", 10 a.m., SD–538.

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety, and Security, to hold hearings to examine improving the performance of transportation networks, focusing on stakeholder perspectives, 10 a.m., SR–253.

Committee on Energy and Natural Resources: to hold hearings to examine S. 33, to provide certainty with respect to the timing of Department of Energy decisions to approve or deny applications to export natural gas, 9:30 a.m., SD–366.

Committee on Foreign Relations: to hold closed hearings to examine the campaign against the Islamic State of Iraq and Syria (ISIS), 2 p.m., SVC–217.

Committee on Health, Education, Labor, and Pensions: to hold hearings to examine employer wellness programs, focusing on better health outcomes and lower costs, 10 a.m., SD–430.

Committee on the Judiciary: to continue hearings to examine the nomination of Loretta E. Lynch, of New York, to be Attorney General, 10 a.m., SH–216.

Committee on Rules and Administration: organizational business meeting to consider an original resolution authorizing expenditures by the committee during the 114th Congress, 12 noon, S–219, Capitol.

Select Committee on Intelligence: to receive a closed briefing on certain intelligence matters, 2:30 p.m., SH–219.

House

No hearings are scheduled.

Next Meeting of the SENATE

9:30 a.m., Thursday, January 29

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Friday, January 30

Senate Chamber

Program for Thursday: After the transaction of any morning business (not to extend beyond one hour), Senate will continue consideration of S. 1, Keystone XL Pipeline, with a series of votes on or in relation to amendments to the bill beginning at approximately 11 a.m.

House Chamber

Program for Friday: House will meet in Pro Forma session at 2 p.m.

Extensions of Remarks, as inserted in this issue

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