

Daily Digest

HIGHLIGHTS

Senate passed H.R. 2577, Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, as amended.

Senate

Chamber Action

Routine Proceedings, pages S3003–S3037

Measures Introduced: Thirteen bills and two resolutions were introduced, as follows: S. 2952–2964, and S. Con. Res. 38–39. **Page S3030–31**

Measures Reported:

S. 2955, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2017. (S. Rept. No. 114–258)

S. 2956, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2017. (S. Rept. No. 114–259)

S. Res. 469, commemorating the 100th anniversary of the 1916 Easter Rising, a seminal moment in the journey of Ireland to independence.

S. 2942, to extend certain privileges and immunities to the Gulf Cooperation Council. **Page S3030**

Measures Passed:

Transportation, Housing and Urban Development, and Related Agencies Appropriations Act: By 89 yeas to 8 nays (Vote No. 82), Senate passed H.R. 2577, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2016, after taking action on the following amendments proposed thereto:

Pages S3004–19

Adopted:

Collins (for Blunt) Amendment No. 3946 (to Amendment No. 3900), to require the periodic submission of spending plan updates to the Committee on Appropriations. **Pages S3004, S3007**

By 68 yeas to 30 nays (Vote No. 77), McConnell (for Blunt) Modified Amendment No. 3900 (to Amendment No. 3896), Zika response and preparedness. **Pages S3007–08**

By 87 yeas to 9 nays (Vote No. 80), Collins Amendment No. 3970 (to Amendment No. 3896), to prohibit the use of funds to carry out a final rule and notice of the Department of Housing and Urban Development. **Pages S3015–17**

Collins (for Rubio) Amendment No. 4050 (to Amendment No. 3896), to make temporary relocation assistance available for tenants in project-based section 8 properties with imminent health and safety risks. **Pages S3017–18**

Collins (for Baldwin) Modified Amendment No. 4026 (to Amendment No. 3896), to prohibit certain health care providers from providing non-Department health care services to veterans. **Pages S3017–18**

Collins Amendment No. 3896, in the nature of a substitute. **Pages S3004–18**

Rejected:

McConnell (for Lee) Amendment No. 3897 (to Amendment No. 3896), to prohibit the use of funds to carry out a rule and notice of the Department of Housing and Urban Development. (By 60 yeas to 37 nays (Vote No. 81), Senate tabled the amendment.) **Pages S3004, S3005–06, S3017**

Withdrawn:

McConnell (for Nelson/Rubio) Amendment No. 3898 (to Amendment No. 3896), making supplemental appropriations for fiscal year 2016 to respond to Zika virus. **Page S3004**

McConnell (for Cornyn) Modified Amendment No. 3899 (to Amendment No. 3896), making emergency supplemental appropriations for the fiscal year ending September 30, 2016. **Page S3004**

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

By 70 yeas to 28 nays (Vote No. 76), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive all applicable sections of the Congressional Budget Act of 1974 and applicable budget resolutions with respect to McConnell (for Blunt) Modified Amendment No. 3900 (to Amendment No. 3896)

(listed above). Subsequently, the point of order against all of the emergency designations contained in the amendment was not sustained.

Pages S3004, S3006–07, S3007–08

By 88 yeas to 10 nays (Vote No. 78), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on Collins Amendment No. 3896 (listed above).

Page S3008

By 84 yeas to 14 nays (Vote No. 79), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive all applicable sections of the Congressional Budget Act of 1974 and applicable budget resolutions with respect to McCain/Blumenthal Amendment No. 4039 (to Amendment No. 3896), to extend and expand eligibility for the Veterans Choice Program of the Department of Veterans Affairs and to establish consistent criteria and standards relating to the use of amounts under the Medical Community Care account of the Department of Veterans Affairs. Subsequently, the point of order against the emergency designation found on page 3, lines 7 through 12, of the amendment was not sustained.

Pages S3004, S3007, S3008–09

Chair sustained a point of order that McCain/Blumenthal Amendment No. 4039 (to Amendment No. 3896) (listed above), was not germane, and the amendment thus fell.

Page S3010

A unanimous-consent agreement was reached providing that the motion to invoke cloture on the bill, be withdrawn.

Page S3018

100th Anniversary of the 1916 Easter Rising: Senate agreed to S. Res. 469, commemorating the 100th anniversary of the 1916 Easter Rising, a seminal moment in the journey of Ireland to independence.

Page S3036

Adam Walsh Reauthorization Act—Agreement: A unanimous-consent-time agreement was reached providing that at 4:30 p.m., on Monday, May 23, 2016, Senate begin consideration of S. 2613, to reauthorize certain programs established by the Adam Walsh Child Protection and Safety Act of 2006, and that there be one hour of debate, equally divided in the usual form; provided further, that the Grassley amendment be agreed to, the committee-reported substitute amendment, as amended, be agreed to, and Senate vote on passage of S. 2613, as amended, with no intervening action or debate.

Page S3036

Nominations Received: Senate received the following nominations:

Ysaye M. Barnwell, of the District of Columbia, to be a Member of the National Council on the Arts for a term expiring September 3, 2022.

Rena Bitter, of Texas, to be Ambassador to the Lao People’s Democratic Republic.

Anne S. Casper, of Nevada, to be Ambassador to the Republic of Burundi.

Sung Y. Kim, of California, to be Ambassador to the Republic of the Philippines.

Geoffrey R. Pyatt, of California, to be Ambassador to Greece.

Douglas Alan Silliman, of Texas, to be Ambassador to the Republic of Iraq.

Marie L. Yovanovitch, of Connecticut, to be Ambassador to Ukraine.

1 Army nomination in the rank of general.

A routine list in the Foreign Service.

Pages S3036–37

Executive Communications: **Pages S3024–29**

Petitions and Memorials: **Pages S3029–30**

Executive Reports of Committees: **Page S3030**

Additional Cosponsors: **Pages S3031–32**

Statements on Introduced Bills/Resolutions: **Pages S3032–34**

Additional Statements: **Page S3023**

Amendments Submitted: **Pages S3034–35**

Authorities for Committees to Meet: **Page S3036**

Record Votes: Seven record votes were taken today. (Total—82) **Pages S3007–09, S3017–18**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 5:21 p.m., until 3 p.m. on Monday, May 23, 2016. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on page S3036.)

Committee Meetings

(Committees not listed did not meet)

FARM CREDIT SYSTEM

Committee on Agriculture, Nutrition, and Forestry: Committee concluded an oversight hearing to examine the Farm Credit System, focusing on the outlook of the current economic climate, after receiving testimony from Kenneth A. Spearman, Chairman and Chief Executive Officer, and Dallas P. Tonsager, and Jeff Hall, both a Board Member, all of the Farm Credit Administration; Gus Barker, Community Bank of Oelwein, Oelwein, Iowa, on behalf of the Independent Community Bankers of America; Doug Stark, Farm Credit Services of America/Frontier Farm Credit, Omaha, Nebraska, on behalf of the Farm Credit System; Jed Welder, Trinity Farms, Greenville, Michigan; and Leonard Wolfe, United Bank and Trust, Marysville, Kansas, on behalf of the American Bankers Association.

APPROPRIATIONS: AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND LEGISLATIVE BRANCH

Committee on Appropriations: Committee ordered favorably reported the following business items:

An original bill (S. 2956) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2017; and

An original bill (S. 2955) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2017.

ACCESS TO CAPITAL AND ECONOMIC DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities, Insurance, and Investment concluded a hearing to examine improving communities' and businesses' access to capital and economic development, including S. 1802, to protect the investment choices of American investors, H.R. 3868, to amend the Investment Company Act of 1940 to remove certain restrictions on the ability of business development companies to own securities of investment advisers and certain financial companies, to change certain requirements relating to the capital structure of business development companies, to direct the Securities and Exchange Commission to revise certain rules relating to business development companies, and H.R. 4620, to amend the Securities Exchange Act of 1934 to exempt certain commercial real estate loans from risk retention requirements, after receiving testimony from Ron G. Crane, Idaho State Treasurer, Boise; and Michael J. Arougheti, Ares Capital Corporation, on behalf of the Small Business Investor Alliance, Stephen W. Hall, Better Markets, Inc., and Drew Fung, Commercial Real Estate Finance Council, all of Washington, D.C.

OCS OIL AND GAS LEASING PROGRAM

Committee on Energy and Natural Resources: Committee concluded a hearing to examine the Bureau of Ocean Energy Management's 2017–2022 OCS Oil and Gas Leasing Program, after receiving testimony from Abigail Ross Hopper, Director, Bureau of Ocean Energy Management, Department of the Interior; Mayor John Hopson, Jr., Wainwright, Alaska; Donald F. Boesch, University of Maryland Center for Environmental Sciences, Cambridge; James H. Knapp, University of South Carolina School of the Earth, Ocean, and Environment, Columbia; Athan Manuel, Sierra Club, Washington, D.C.; and Joseph R. Mason, Louisiana State University E.J. Ourso College of Business, Baton Rouge.

TREATIES

Committee on Foreign Relations: Committee concluded a hearing to examine the international Treaty on Plant Genetic Resources for Food and Agriculture, adopted by the Food and Agriculture Organization of the United Nations on November 3, 2001, and signed by the United States on November 1, 2002 (the "Treaty") (Treaty Doc.110–19), and the Convention on the Law Applicable to Certain Rights in Respect of Securities Held with an Intermediary (the "Convention"), done at The Hague on July 5, 2006, and signed by the United States on that same day (Treaty Doc.112–06), after receiving testimony from Judith G. Garber, Acting Assistant Secretary, Bureau of Oceans and International Environmental and Scientific Affairs, and John J. Kim, Assistant Legal Adviser for Private International Law, Office of the Legal Adviser, both of the Department of State; John Schoenecker, HM.CLAUSE, Davis, California, on behalf of the American Seed Trade Association; and Edwin E. Smith, Morgan, Lewis and Bockius LLP, Boston, Massachusetts.

BUSINESS MEETING

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

S. 2942, to extend certain privileges and immunities to the Gulf Cooperation Council;

S. Res. 469, commemorating the 100th anniversary of the 1916 Easter Rising, a seminal moment in the journey of Ireland to independence; and

Routine lists in the Foreign Service.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Ronald G. Russell, to be United States District Judge for the District of Utah, Inga S. Bernstein, to be United States District Judge for the District of Massachusetts, Stephanie A. Gallagher, to be United States District Judge for the District of Maryland, and Suzanne Mitchell, and Scott L. Palk, both to be a United States District Judge for the Western District of Oklahoma.

ADMINISTRATION'S IMMIGRATION POLICIES

Committee on the Judiciary: Subcommittee on Immigration and the National Interest concluded a hearing to examine the Administration's immigration policies, after receiving testimony from Thomas Homan, Executive Associate Director, Enforcement and Removal Operations, Immigration and Customs Enforcement, and Ronald Vitiello, Acting Chief, Border Patrol, Customs and Border Protection, both of the Department of Homeland Security; Brandon

Judd, National Border Patrol Council, Malta, Montana; and Mark Krikorian, Center for Immigration Studies, and Alex Nowrasteh, Cato Institute, both of Washington, D.C.

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.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 20 public bills, H.R. 5282–5292, 5294–5302; and 1 resolution, H. Res. 741, were introduced. **Pages H2879–80**

Additional Cosponsors: **Page H2881**

Reports Filed: Reports were filed today as follows:

H.R. 4894, to repeal title II of the Dodd-Frank Wall Street Reform and Consumer Protection Act (H. Rept. 114–574, Part 1);

H.R. 496, to establish the Alabama Hills National Scenic Area in the State of California, and for other purposes, with an amendment (H. Rept. 114–575);

H.R. 4680, to prepare the National Park Service for its Centennial in 2016 and for a second century of promoting and protecting the natural, historic, and cultural resources of our National Parks for the enjoyment of present and future generations, and for other purposes, with an amendment (H. Rept. 114–576, Part 1); and

H.R. 5293, making appropriations for the Department of Defense for the fiscal year ending September 30, 2017, and for other purposes (H. Rept. 114–577). **Page H2879**

Journal: The House agreed to the Speaker's approval of the Journal by voice vote. **Pages H2847, H2867**

Military Construction and Veterans Affairs and Related Agencies Appropriations Act, 2017: The House passed H.R. 4974, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2017, by a yea-and-nay vote of 295 yeas to 129 nays, Roll No. 228. Consideration began yesterday, May 18th. **Pages H2849–67**

Agreed to the engrossment and third reading of the bill by a recorded vote of 241 yeas to 183 noes, Roll No. 227. **Page H2866**

Agreed to:

Gosar amendment that prohibits the use of funds for the Veterans Experience Office; **Pages H2850–51**

Gosar amendment that prohibits the use of funds to carry out the memorandum from the Veterans

Benefit Administration known as Fast Letter 13–10 or to prohibit the use of funds to create or maintain any patient record-keeping system other than those approved by the Department of Veterans Affairs Central Office; **Page H2851**

Mica amendment (No. 7 printed in the Congressional Record of May 18, 2016) that increase funding for Veterans Health Administration-Medical Services by \$10 million; **Pages H2851–52**

Gosar amendment that prohibits the use of funds to be used in contravention of sections 575.106 or 575.206 of title 5, Code of Federal Regulations;

Pages H2852–53

Jackson Lee amendment that prohibits the use of funds to be used by the Secretary of Veterans Affairs in contravention of subchapter III of chapter 20 of title 38, United States Code; **Pages H2855–57**

Gibson amendment that prohibits the use of funds to be used to enforce VA Adjudication Procedure Manual M21–1, Part IV, Subpart ii, Chapter 1, Section H, Topic 28.h related to Developing Claims Based on Service Aboard Ships Offshore the RVN;

Page H2857

Blumenauer amendment (No. 3 printed in the Congressional Record of May 17, 2016) that was debated on May 18th that prohibits the use of funds to implement, administer, or enforce any Veterans Health Administration Directive relating to the prohibition on VA providers from completing forms seeking recommendations on opinions regarding a Veteran's participation in a state marijuana program (by a recorded vote of 233 yeas to 189 noes, Roll No. 221); **Pages H2861–62**

Fleming amendment that was debated on May 18th that prohibits the use of funds to modify a military installation in the United States, including construction or modification of a facility on a military installation, to produce housing for unaccompanied alien children (by a recorded vote of 219 yeas to 202 noes, Roll No. 222); and **Pages H2862–63**

Huffman amendment that was debated on May 18th that prohibits the use of funds to implement section 8(d)(2) of the Department of Veterans Affairs National Cemetery Administration Directive 3220 of

November 22, 2005 (by a recorded vote of 265 ayes to 159 noes with 1 answering “present”, Roll No. 223).

Page H2863

Rejected:

Mulvaney amendment that was debated on May 18th that sought to strike Overseas Contingency Operations, Military Construction, Army (by a recorded vote of 52 ayes to 372 noes, Roll No. 217);

Page H2859

Mulvaney amendment that was debated on May 18th that sought to strike Overseas Contingency Operations, Military Construction, Navy and Marine Corps (by a recorded vote of 51 ayes to 371 noes, Roll No. 218);

Pages H2859–60

Mulvaney amendment that was debated on May 18th that sought to strike Overseas Contingency Operations, Military Construction, Air Force (by a recorded vote of 56 ayes to 363 noes, Roll No. 219);

Pages H2860–61

Mulvaney amendment that was debated on May 18th that sought to strike Overseas Contingency Operations, Military Construction, Defense-Wide (by a recorded vote of 64 ayes to 360 noes, Roll No. 220);

Page H2861

Gosar amendment that sought to prohibit the use of funds to implement, administer, or enforce the exception in clause (iii) of section 1.218(a)(8) of title 38, Code of Federal Regulations (by a recorded vote of 200 ayes to 225 noes, Roll No. 224);

Pages H2853–54, H2863–64

Perry amendment that sought to prohibit the use of funds to be used to implement or enforce Executive Order 13502 (by a recorded vote of 209 ayes to 216 noes, Roll No. 225); and

Pages H2854–55, H2864–65

Sean Patrick Maloney (NY) amendment that sought to prohibit the use of funds to be used in contravention of Executive Order no. 13672 of July 21, 2014 (“Further Amendments to Executive Order 11478, Equal Employment Opportunity in the Federal Government, and Executive Order 11246, Equal Employment Opportunity”) (by a recorded vote of 212 ayes to 213 noes, Roll No. 226).

Pages H2857–59, H2865

Withdrawn:

Heck (WA) amendment that was offered and subsequently withdrawn that would have designated holes 10 through 18 at the golf course at American Lake Veterans Hospital on a portion of Joint Base Lewis-McChord, which were designed by Jack Nicklaus on a pro bono basis, as the “Nicklaus Nine”; and

Page H2849

Gibson amendment that was offered and subsequently withdrawn that would have prohibited the use of funds by the Department of Veterans Affairs to preclude the territorial seas of the Republic of

Vietnam from inclusion in the meaning of the Republic of Vietnam under the Agent Orange Act of 1991 and the amendments made by that Act.

Pages H2849–50

H. Res. 736, the rule providing for consideration of the bills (H.R. 4974) and (H.R. 5243) was agreed to yesterday, May 18th.

Meeting Hour: Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 12 noon on Monday, May 23rd for Morning Hour debate.

Page H2871

Senate Message: Message received from the Senate today appears on page H2869.

Senate Referral: S. 1635 was referred to the Committee on Foreign Affairs.

Page H2877

Quorum Calls—Votes: One yea-and-nay vote and eleven recorded votes developed during the proceedings of today and appear on pages H2859, H2859–60, H2860–61, H2861, H2861–62, H2862–63, H2863, H2863–64, H2864–65, H2865, H2866, and H2867. There were no quorum calls.

Adjournment: The House met at 9 a.m. and adjourned at 1:42 p.m.

Committee Meetings

LEGISLATIVE MEASURE

Committee on Energy and Commerce: Subcommittee on Health held a hearing entitled “Examining H.R. 3299, Strengthening Public Health Response Act”. Testimony was heard from Colonel Russell Coleman, Joint Program Manager, Medical Countermeasures Systems, Department of Defense; Richard Hatchett, M.D., Acting Director, Biomedical Advanced Research and Development Authority, Department of Health and Human Services; and Michael Mair, Director of Strategic Operations, Office of Counterterrorism and Emerging Threats, Food and Drug Administration.

SETTLING THE QUESTION: DID BANK SETTLEMENT AGREEMENTS SUBVERT CONGRESSIONAL APPROPRIATIONS POWERS?

Committee on Financial Services: Subcommittee on Oversight and Investigations held a hearing entitled “Settling the Question: Did Bank Settlement Agreements Subvert Congressional Appropriations Powers?”. Testimony was heard from public witnesses.

EXAMINING LEGISLATION TO PROMOTE THE EFFECTIVE ENFORCEMENT OF THE ADA'S PUBLIC ACCOMMODATION PROVISIONS

Committee on the Judiciary: Subcommittee on the Constitution and Civil Justice held a hearing entitled "Examining Legislation to Promote the Effective Enforcement of the ADA's Public Accommodation Provisions". Testimony was heard from Representatives Poe of Texas and Calvert and public witnesses.

EXAMINING DEFICIENCIES IN TRANSPARENCY AT THE DEPARTMENT OF THE INTERIOR

Committee on Natural Resources: Subcommittee on Energy and Mineral Resources held a hearing entitled "Examining Deficiencies in Transparency at the Department of the Interior". Testimony was heard from public witnesses.

HELP WANTED: SMALL BUSINESS PROVIDING OPPORTUNITIES FOR ALL

Committee on Small Business: Full Committee held a hearing entitled "Help Wanted: Small Business Pro-

viding Opportunities for All". Testimony was heard from public witnesses.

Joint Meetings

No joint committee meetings were held.

COMMITTEE MEETINGS FOR MONDAY, MAY 23, 2016

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Foreign Relations: to receive a closed briefing on the Open Skies Treaty, focusing on managing Russia's request to upgrade sensors, 5:30 p.m., SVC-217.

House

Committee on Rules, Full Committee, hearing on H.R. 897, the "Reducing Regulatory Burdens Act of 2015"; Senate amendment to H.R. 2576, the "TSCA Modernization Act of 2015"; and H.R. 5055, the "Energy and Water Development and Related Agencies Appropriations Act, 2017", 5 p.m., H-313 Capitol.

Next Meeting of the SENATE

3 p.m., Monday, May 23

Next Meeting of the HOUSE OF REPRESENTATIVES

12 noon, Monday, May 23

Senate Chamber

Program for Monday: After the transaction of any morning business (not to extend beyond 4:30 p.m.), Senate will begin consideration of S. 2613, Adam Walsh Reauthorization Act, with a vote on passage of the bill, as amended, at approximately 5:30 p.m.

House Chamber

Program for Monday: To be announced.

Extensions of Remarks, as inserted in this issue

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