

and other market crude prices would decline. Crude costs to (East Coast) and (Gulf Coast) refineries would be lower.

Here is the key sentence from this section:

Gasoline prices in all markets served by (East and Gulf Coast) refineries would be lower, including the Midwest.

So the Department of Energy in its report specifically states that the oil will be used in the United States—we are a net importer of crude oil—and that gas prices would be lower, not higher. As I said earlier, the State Department in the EIS said the job number will be 42,000, not 2,000.

The President then concludes the interview by essentially telling Canada what they should do in terms of their regulatory requirements. He says:

And there is no doubt that Canada at the source in those tar sands could potentially be doing more to mitigate carbon release.

The interviewer then asks:

And if they did, could that offset the concerns about the pipeline itself?

President Obama declines to indicate any specifics, but he says essentially all of that will go into the mix for the decision on whether to approve the Keystone XL Pipeline.

So here we are. After 5 years—after 5 years of delay, the President is talking about adding new requirements to the project. He is talking about adding those requirements in another country—our closest friend and ally, Canada—or I guess he is essentially saying he would turn down the project—a project that actually reduces greenhouse gas because there is less greenhouse gas if we move that oil by pipeline than if it is moved by truck, by train, or by tanker.

Furthermore, perhaps the biggest irony is that he is imposing this type of regulatory barrier at the same time he is on a jobs tour, which created some problems for his Cabinet members as well. For example, Jack Lew was on “Fox News Sunday” with Chris Wallace, and he got it wrong on Keystone as well last Sunday. The following is part of that transcript. Again, this was “Fox News Sunday” with Chris Wallace and Jack Lew. Wallace asked this question:

Let me ask you one question. If you're so interested in creating more jobs, why not approve the Keystone Pipeline which would create tens of thousands of jobs, sir?

Lew responds:

Chris, I think, as you know, the Keystone Pipeline is being reviewed. It's been in the process that was slowed down because—

Wallace then says:

Several years it's being reviewed. I think what, three, four years.

Lew responds:

It was—there were some political games that were played that took it off the trail, past its completion. When Republicans put it out there as something that was put on a timetable where it could not be resolved, it caused a delay. We are getting to the end of the review and we'll have to see where that review is. But I think playing political games with something like this is a mistake.

So he is saying that somehow the Republicans were playing political games and that slowed down the project and that is why it has been in review for 5 years. Five years it has been in review.

Well, as for Secretary Lew's remarks on “Fox News Sunday,” we need only to let the facts—especially the dates—speak for themselves. Secretary Lew claimed that the Keystone XL project was delayed because Republicans politicized it. I would be happy to share with them a letter I received in the summer of 2011 from Secretary of State Hillary Clinton. In that letter the Secretary assured me that the Department was poised to make a permitting decision on the Keystone XL project by December of that year—December of 2011.

I have the letter here. It is dated July 26, 2011. It is addressed to Senator HOEVEN. It says: “Thank you for your letter regarding the proposed Keystone XL Pipeline.” It goes on to make various comments. The key line in the letter is this: “We expect to make a decision on whether to grant or deny the permit before the end of the year.” This is for the Keystone XL Pipeline project from, at that time, Secretary of State Clinton. Instead, however, during the 2012 Presidential election—less than a year away in November—President Obama intervened to postpone that decision until after the election. Then and only then did I press to seek legislatively for a timely decision on the Keystone XL Pipeline and introduced legislation, which we passed, calling for a decision within 60 days, which the President declined to make. So clearly the delay of 5 years is because the administration has refused to make a decision and not for any other reason.

It is not only time to make a decision on the Keystone Pipeline, it is far past time. That is exactly what the American people want. As a matter of fact, in a recent—the most recent poll on the Keystone Pipeline project, Harris Interactive Poll, 82 percent of Americans support approving the Keystone XL Pipeline—82 percent. The President has continued to review it and talk about more requirements. He has provided incorrect information on the jobs and whether the oil will be used here and the impact on gas prices. But 82 percent of Americans want this project approved.

It is about energy. It is about jobs. It is about economic activity. It is about energy security for our country. That is why, as I conclude here today, I wish to submit for the Senate RECORD today, along with Senator MARY LANDRIEU of Louisiana, a concurrent resolution expressing the sense of the Congress that construction of the Keystone XL Pipeline and the Federal approvals required for construction of the Keystone XL Pipeline are in the national interests of the United States. Essentially, with this concurrent resolution, what we are saying is that the Keystone XL Pipeline is in the national interests of the United States and that the administra-

tion needs to approve it. It is a bipartisan resolution, and we will seek to have it approved here in the Senate and approved in the House as well. This is in addition to bipartisan legislation I have already introduced which would approve the project congressionally.

The simple point is this: We need to keep the push on to get this project approved, whether it is with a joint resolution of Congress in support of the project, getting the President to make a decision and to make a favorable decision and to do it now instead of continuing to postpone after 5 years or whether Congress steps forward and approves the project directly through legislation I have already submitted.

We need to get this project done for the American people. It really is about jobs. It is about economic growth and activity. It is about energy for our country and getting this country to the point where we are energy independent, energy secure, where we don't need to rely on oil from the Middle East. That is why 82 percent of Americans in the most recent poll across this country are saying this is the kind of project we need. Mr. President, step up and get it done for the American people.

AMENDMENTS SUBMITTED AND PROPOSED

SA 1832. Mr. KING (for himself and Ms. HEITKAMP) submitted an amendment intended to be proposed by him to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table.

SA 1833. Ms. HEITKAMP submitted an amendment intended to be proposed by her to the bill S. 1243, supra; which was ordered to lie on the table.

SA 1834. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill S. 1243, supra; which was ordered to lie on the table.

SA 1835. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill S. 1243, supra; which was ordered to lie on the table.

SA 1836. Mr. DURBIN submitted an amendment intended to be proposed by him to the bill S. 1243, supra; which was ordered to lie on the table.

SA 1837. Mr. WHITEHOUSE submitted an amendment intended to be proposed by him to the bill S. 1243, supra; which was ordered to lie on the table.

SA 1838. Ms. MURKOWSKI submitted an amendment intended to be proposed by her to the bill S. 1243, supra; which was ordered to lie on the table.

SA 1839. Mr. PRYOR (for himself and Mr. BOOZMAN) submitted an amendment intended to be proposed by him to the bill S. 1243, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 1832. Mr. KING (for himself and Ms. HEITKAMP) submitted an amendment intended to be proposed by him to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the

fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

On page 91, line 8, strike the period and insert “: *Provided further*, That the Secretary shall notify public housing agencies of their annual formula allocation not later than 90 days after the date of enactment of this Act: *Provided further*, That the Secretary may extend the notification period established in the prior proviso with the prior written approval of the House and Senate Committees on Appropriations.”.

SA 1833. Ms. HEITKAMP submitted an amendment intended to be proposed by her to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

On page 74, line 18, strike “\$521,375,000” and insert “\$516,375,000”.

On page 98, line 5, strike “\$3,295,000,000” and insert “\$3,300,000,000”.

On page 98, line 11, after the colon insert “*Provided further*, That of the total amounts made available under this heading, \$5,000,000 is for carrying out grants to assist tribal colleges and universities under the Tribal Colleges and Universities Program pursuant to section 107 of the Housing and Community Development Act of 1974 (42 U.S.C. 5307):”.

SA 1834. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

On page 75, line 8, strike “\$193,600,000” and insert “\$191,100,000”.

On page 84, line 10, strike “\$78,000,000” and insert “\$80,500,000”.

SA 1835. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

On page 85, line 21, after the semicolon insert “*Provided further*, That the Secretary of Housing and Urban Development and the Secretary of Veterans Affairs shall, in administering and distributing rental voucher assistance funded under this paragraph, give consideration to the unique challenges of identifying homeless veterans in rural areas during point in time counts, and adjust their rental voucher assistance allocations accordingly:”

SA 1836. Mr. DURBIN submitted an amendment intended to be proposed by him to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes;

which was ordered to lie on the table; as follows:

On page 74, between lines 8 and 9, insert the following:

SEC. 192. (a) The Surface Transportation Board shall investigate any complaint filed by any office or agency of the State of Illinois concerning a freight railroad’s actions to delay or obstruct studies, access, investigations, or planning of a new or existing intercity passenger rail route in Illinois.

(b) The Surface Transportation Board is authorized to award damages and other relief pursuant to section 24308 of title 49, United States Code, if the Board finds that a freight railroad—

(1) has delayed studies, access, investigations, or planning of a new or existing intercity passenger rail route in Illinois; or

(2) is deemed to have failed to negotiate with any agency or office of the State of Illinois on any such route.

SA 1837. Mr. WHITEHOUSE submitted an amendment intended to be proposed by him to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

On page 169, between lines 22 and 23, insert the following:

SEC. 244. BUDGET-NEUTRAL DEMONSTRATION PROGRAM FOR ENERGY AND WATER CONSERVATION IMPROVEMENTS AT MULTIFAMILY RESIDENTIAL UNITS.

(a) **ESTABLISHMENT.**—The Secretary of Housing and Urban Development (referred to in this section as the “Secretary”) shall establish a demonstration program under which, during the period beginning on October 1, 2013, and ending on September 30, 2016, the Secretary may enter into budget-neutral, performance-based agreements that result in a reduction in energy or water costs with such entities as the Secretary determines to be appropriate under which the entities shall carry out projects for energy or water conservation improvements at not more than 20,000 residential units in multifamily buildings participating in—

(1) the project-based rental assistance program under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), other than assistance provided under section 8(o) of that Act;

(2) the supportive housing for the elderly program under section 202 of the Housing Act of 1959 (12 U.S.C. 1701q); or

(3) the supportive housing for persons with disabilities program under section 811(d)(2) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013(d)(2)).

(b) **REQUIREMENTS.**—

(1) **PAYMENTS CONTINGENT ON SAVINGS.**—

(A) **IN GENERAL.**—The Secretary shall provide to an entity a payment under an agreement under this section only during applicable years for which an energy or water cost savings is achieved with respect to the applicable multifamily portfolio of properties, as determined by the Secretary, in accordance with subparagraph (B).

(B) **PAYMENT METHODOLOGY.**—

(i) **IN GENERAL.**—Each agreement under this section shall include a pay-for-success provision—

(I) that will serve as a payment threshold for the term of the agreement; and

(II) pursuant to which the Department of Housing and Urban Development shall share a percentage of the savings at a level determined by the Secretary that is sufficient to

cover the administrative costs of carrying out this section.

(ii) **LIMITATIONS.**—A payment made by the Secretary under an agreement under this section shall—

(I) be contingent on documented utility savings; and

(II) not exceed the utility savings achieved by the date of the payment, and not previously paid, as a result of the improvements made under the agreement.

(C) **THIRD PARTY VERIFICATION.**—Savings payments made by the Secretary under this section shall be based on a measurement and verification protocol that includes at least—

(i) establishment of a weather-normalized and occupancy-normalized utility consumption baseline established prerotrofit;

(ii) annual third party confirmation of actual utility consumption and cost for owner-paid utilities;

(iii) annual third party validation of the tenant utility allowances in effect during the applicable year and vacancy rates for each unit type; and

(iv) annual third party determination of savings to the Secretary.

(2) **TERM.**—The term of an agreement under this section shall be not longer than 12 years.

(3) **ENTITY ELIGIBILITY.**—The Secretary shall—

(A) establish a competitive process for entering into agreements under this section; and

(B) enter into such agreements only with entities that demonstrate significant experience relating to—

(i) financing and operating properties receiving assistance under a program described in subsection (a);

(ii) oversight of energy and water conservation programs, including oversight of contractors; and

(iii) raising capital for energy and water conservation improvements from charitable organizations or private investors.

(4) **GEOGRAPHICAL DIVERSITY.**—Each agreement entered into under this section shall provide for the inclusion of properties with the greatest feasible regional and State variance.

(c) **PLAN AND REPORTS.**—

(1) **PLAN.**—Not later than 90 days after the date of enactment of this Act, the Secretary shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed plan for the implementation of this section.

(2) **REPORTS.**—Not later than 1 year after the date of enactment of this Act, and annually thereafter, the Secretary shall—

(A) conduct an evaluation of the program under this section; and

(B) submit to Congress a report describing each evaluation conducted under subparagraph (A).

(d) **FUNDING.**—For each fiscal year during which an agreement under this section is in effect, the Secretary may use to carry out this section any funds appropriated to the Secretary for the renewal of contracts under a program described in subsection (a).

SA 1838. Ms. MURKOWSKI submitted an amendment intended to be proposed by her to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . TECHNICAL CORRECTION RELATING TO FORMULA GRANTS FOR PUBLIC TRANSPORTATION.

Section 5336(b)(2)(E) of title 49, United States Code, is amended by striking “22.27 percent” and inserting “27 percent”.

SA 1839. Mr. PRYOR (for himself and Mr. BOOZMAN) submitted an amendment intended to be proposed by him to the bill S. 1243, making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2014, and for other purposes; which was ordered to lie on the table; as follows:

On page 74, between lines 8 and 9, insert the following:

SEC. 192. (a)(1) Not later than 30 days after the date of enactment of this Act, the Secretary of Transportation, acting through the Pipeline and Hazardous Materials Safety Administration (referred to in this section as the “Secretary”), shall publish on the website of the Department of Transportation the following information relating to the rupture of the Pegasus pipeline in the State of Arkansas:

(A) A summarized analysis of the ExxonMobil 2010 and 2013 in-line inspection reports or the full reports.

(B) A summarized analysis of the ExxonMobil 2006 hydrostatic test report or the full report.

(C) The 2013 metallurgical report.

(2) The Secretary shall publish the information required under paragraph (1) in full, with limited redactions allowed under paragraphs (4) and (7)(A) of section 552(b) of title 5, United States Code.

(b) Not later than 90 days after the date of enactment of this Act, the Secretary shall submit to the appropriate committees of Congress (including the Committees on Appropriations of the House of Representatives and the Senate) a report that—

(1) describes the status of the investigation of the Secretary of the rupture of the Pegasus pipeline;

(2) contains an evaluation of the integrity of the remaining pipeline; and

(3) provides recommendations for improving future pipeline inspections, testing, and monitoring.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on July 31, 2013 at 10 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 31, 2013, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

The Committee will hold a hearing entitled, “Energy Drinks: Exploring Concerns about Marketing to Youth.”

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on July 31, 2013, at 9:30 a.m. in room 406 of the Dirksen Senate office building, to conduct a hearing entitled, “Strengthening Public Health Protections by Addressing Toxic Chemical Threats.”

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON FOREIGN RELATIONS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on July 31, 2013, at 3 p.m., to hold a European Affairs subcommittee hearing entitled, “Where is Turkey Headed? Gezi Park, Taksim Square, and The Future of the Turkish Model.”

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON HEALTH, EDUCATION, LABOR AND PENSIONS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on July 31, 2013, at 10 a.m. in room SD-608 of the Dirksen Senate office building.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 31, 2013, at 10 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON INDIAN AFFAIRS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet during the session of the Senate on July 31, 2013, in room SD-628 of the Dirksen Senate Office Building, at 2:30 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON THE JUDICIARY

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on July 31, 2013, at 9 a.m., in room SH-216 of the Hart Senate Office Building, to conduct a hearing entitled “Strengthening Privacy Rights and National Security: Oversight of FISA Surveillance Programs.”

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON VETERANS’ AFFAIRS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Veterans’ Affairs be authorized to meet during the session of the Senate on July 31, 2013, at 10 a.m., in room SR-418 of the Russell Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON EMERGENCY MANAGEMENT, INTERGOVERNMENTAL RELATIONS, AND THE DISTRICT OF COLUMBIA

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Subcommittee on Emergency Management, Intergovernmental Relations, and the District of Columbia of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 31, 2013, at 2 p.m. to conduct a hearing entitled, “How Prepared is the National Capital Region for the Next Disaster?”

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON ENERGY, NATURAL RESOURCES, AND INFRASTRUCTURE

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Subcommittee on Energy, Natural Resources, and Infrastructure of the Committee on Finance be authorized to meet during the session of the Senate on July 31, 2013, at 2:30 p.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled “Powering Our Future: Principles for Energy Tax Reform.”

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON NATIONAL PARKS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Subcommittee on National Parks be authorized to meet during the session of the Senate to conduct a hearing on July 31, 2013, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGES OF THE FLOOR

Mr. MERKLEY. Mr. President, I ask unanimous consent that Allan Van Vliet be given floor privileges for the balance of the day. He is an intern in my office.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. REID. Mr. President, I ask unanimous consent that two fellows from Senator BROWN’s staff, Andrew Steigerwald and Katherine LaBeau, be granted floor privileges for tomorrow.

The PRESIDING OFFICER. Without objection, it is so ordered.

The PRESIDING OFFICER. The Senator from Rhode Island.

10-YEAR ANNIVERSARY OF NATO ALLIED COMMAND TRANSFORMATION

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 146, S. Res. 156.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows: