Thursday, December 15, 2022

Daily Digest

HIGHLIGHTS

Senate agreed to the motion to concur in the amendment of the House of Representatives to the amendment of the Senate to H.R. 7776, James M. Inhofe National Defense Authorization Act.

Senate agreed to the motion to concur in the amendment of the House of Representatives to the amendment of the Senate to H.R. 1437, Further Continuing Appropriations and Extensions Act.

Senate

Chamber Action

Routine Proceedings, pages S7207–S7269

Measures Introduced: Twenty-nine bills and three resolutions were introduced, as follows: S. 5264–5292, and S.J. Res. 67–69. **Pages S7251–52**

Measures Reported:

S. 419, to amend title 5, United States Code, to provide for a full annuity supplement for certain air traffic controllers. (S. Rept. No. 117–260)

S. 1350, to require the Secretary of Homeland Security to establish a national risk management cycle, with an amendment in the nature of a substitute. (S. Rept. No. 117–261)

S. 3897, to require the reduction of the reliance and expenditures of the Federal Government on legacy information technology systems, with amendments. (S. Rept. No. 117–262)

S. 4328, to modify the fire management assistance cost share, with amendments. (S. Rept. No. 117–263)

S. 4477, to amend title 31, United States Code, to require agencies to include a list of outdated or duplicative reporting requirements in annual budget justifications, with an amendment in the nature of a substitute. (S. Rept. No. 117–264)

S. 4816, to require the Archivist of the United States to submit to Congress a comprehensive plan for reducing the backlog of requests for records from the National Personnel Records Center, with an amendment. (S. Rept. No. 117–265)

S. 4930, to prohibit Federal procurement from companies operating in the Russian Federation, with an amendment in the nature of a substitute. (S. Rept. No. 117–266)

S. 1541, to amend the Communications Act of 1934 to require the Federal Communications Commission to ensure just and reasonable charges for telephone and advanced communications services in correctional and detention facilities, with an amendment in the nature of a substitute.

S. 1628, to amend the Children's Online Privacy Protection Act of 1998 to strengthen protections relating to the online collection, use, and disclosure of personal information of children and minors, with an amendment in the nature of a substitute.

S. 3405, to require the Federal Communications Commission to issue a rule providing that certain low power television stations may be accorded primary status as Class A television licensees, with an amendment.

S. 3663, to protect the safety of children on the internet, with an amendment in the nature of a substitute.

S. 4101, to require the Secretary of Commerce to provide training and guidance relating to human rights abuses, including such abuses perpetrated against the Uyghur population by the Government of the People's Republic of China.

S. 4237, to establish and maintain a coordinated program within the National Oceanic and Atmospheric Administration that improves wildfire, fire weather, fire risk, and smoke related forecasting, detection, modeling, observations, and service delivery, and to address growing needs in the wildland-urban interface, with an amendment in the nature of a substitute.

S. 4321, to amend the Save Our Seas 2.0 Act to improve the administration of the Marine Debris

Foundation, to amend the Marine Debris Act to improve the administration of the Marine Debris Program of the National Oceanic and Atmospheric Administration, with an amendment.

S. 4802, to authorize appropriations for the Coast Guard, with an amendment in the nature of a substitute. **Page S7251**

Measures Passed:

Enrollment Correction: Senate agreed to H. Con. Res. 121, directing the Clerk of the House of Representatives to make a correction in the enrollment of the bill H.R. 7776. **Page S7237**

Enrollment Correction: Senate agreed to H. Con. Res. 123, providing for a correction in the enrollment of H.R. 1437. **Page S7242**

BOLIVAR Act: Senate passed S. 688, to prohibit contracting with persons that have business operations with the Maduro regime, after agreeing to the following amendment proposed thereto: **Page S7265**

King (for Scott (FL)) Amendment No. 6543, in the nature of a substitute. **Page S7265**

Enhanced Use Lease Pilot Program: Senate passed S. 2793, to authorize the Administrator of General Services to establish an enhanced use lease pilot program, after agreeing to the committee amendment in the nature of a substitute. **Pages S7265–66**

30th Anniversary of Operation Provide Comfort: Senate agreed to S. Con. Res. 16, commemorating the 30th anniversary of Operation Provide Comfort, after agreeing to the committee amendment in the nature of a substitute, and the committee amendment in the nature of a substitute to the preamble. **Pages S7266–67**

Rebecca Trimble: Senate passed H.R. 681, for the relief of Rebecca Trimble. **Page S7267**

Immigration and Nationality Act: Committee on the Judiciary was discharged from further consideration of S. 5168, to amend the Immigration and Nationality Act to include aliens passing in transit through the United States to board a vessel on which the alien will perform ship-to-ship liquid cargo transfer operations within a class of nonimmigrant aliens, and the bill was then passed. **Page S7267**

Congratulating the Northern Arizona University Lumberjacks: Committee on Commerce, Science, and Transportation was discharged from further consideration of S. Res. 865, commending and congratulating the Northern Arizona University Lumberjacks men's cross country team for winning the 2022 National Collegiate Athletic Association Cross Country National Championship, and the resolution was then agreed to. **Page S7267**

War Crimes Rewards Expansion Act: Senate passed H.R. 4250, to amend the State Department Basic Authorities Act of 1956 to provide for rewards for the arrest or conviction of certain foreign nationals who have committed genocide or war crimes. **Page S7267**

Trafficking Victims Protection Act: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of H.R. 7181, to amend the Trafficking Victims Protection Act of 2000 to direct the Secretary of Transportation to seek to provide for the posting of contact information of the national human trafficking hotline in the restrooms of each aircraft, airport, over-the-road bus, bus station, passenger train, and passenger railroad station operating within the United States, and the bill was then passed. **Pages S7267–68**

STREAM Act: Committee on Energy and Natural Resources was discharged from further consideration of S. 3957, to amend the Infrastructure Investment and Jobs Act to make certain activities eligible for grants from the Abandoned Mine Reclamation Fund, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page S7268**

King (for Barrasso) Amendment No. 6542, in the nature of a substitute. **Page S7268**

VA Peer Support Enhancement for MST Survivors Act: Committee on Veterans' Affairs was discharged from further consideration of H.R. 2724, to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide for peer support specialists for claimants who are survivors of military sexual trauma, and the bill was then passed. **Page S7268**

House Messages:

Further Continuing Appropriations and Extensions Act: By 71 yeas to 19 nays (Vote No. 399), Senate agreed to the motion to concur in the amendment of the House of Representatives to the amendment of the Senate to H.R. 1437, making further continuing appropriations for the fiscal year ending September 30, 2023, by the order of the Senate of Thursday, December 15, 2022, 60 Senators having voted in the affirmative, and after taking action on the following motions and amendments proposed thereto:

Rejected:

By 45 yeas to 47 nays (Vote No. 397), Scott (FL) motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Scott (FL) Amendment No. 6540, to rescind certain funding provided to the Internal Revenue Service

under section 10301 of Public Law 117–169 and to protect American small businesses, gig workers, and freelancers by repealing the burdensome American Rescue Plan Act of 2021 transactions reporting threshold. (A unanimous-consent agreement was reached providing that the motion, having failed to achieve 60 affirmative votes, was not agreed to.)

Pages S7219–26, S7237–42

By 35 yeas to 56 nays (Vote No. 398), Lee motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Lee Modified Amendment No. 6541, in the nature of a substitute. **Page S7241**

Withdrawn:

Schumer motion to refer the bill to the Committee on Appropriations, with instructions, Schumer Amendment No. 6536, to add an effective date. **Page S7220**

Schumer motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Schumer Amendment No. 6534, to add an effective date. **Page S7220**

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

By 75 yeas to 20 nays (Vote No. 393), Senate agreed to the motion to proceed to consideration of the House message to accompany the bill.

Pages S7219–20

Schumer Amendment No. 6537 (to (the instructions) Amendment No. 6536), to modify the effective date, fell when Schumer motion to refer the bill to the Committee on Appropriations, with instructions, Schumer Amendment No. 6536 (listed above) was withdrawn.

Schumer Amendment No. 6538 (to Amendment No. 6537), to modify the effective date, fell when Schumer Amendment No. 6537 (to (the instructions) Amendment No. 6536) (listed above), fell.

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Schumer Amendment No. 6535 (to Amendment No. 6534), to modify the effective date, fell when Schumer motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Schumer Amendment No. 6534 (listed above) was withdrawn. **Page S7220**

James M. Inhofe National Defense Authorization Act: By 83 yeas to 11 nays (Vote No. 396), Senate agreed to the motion to concur in the amendment of the House of Representatives to the amendment of the Senate to H.R. 7776, to authorize appropriations for fiscal year 2023 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, by the order of the Senate of Thursday, December 15, 2022, 60 Senators having voted in the affirmative, and taking action on the following motions and amendments proposed thereto:

Rejected:

By 40 yeas to 54 nays (Vote No. 395), Johnson motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Johnson Amendment No. 6526 (to the House amendment to the Senate amendment), to provide remedies to members of the Armed Forces discharged or subject to punishment under the COVID–19 vaccine mandate. (A unanimous-consent agreement was reached providing that the motion, having failed to achieve 60 affirmative votes, was not agreed to.) **Pages S7213–19, S7226–37**

Withdrawn:

Sullivan motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Sullivan Amendment No. 6522 (to the House amendment to the Senate amendment), to amend the Camp Lejeune Justice Act of 2022 to appropriately limit attorney's fees. **Page S7227**

Schumer motion to refer the bill to the Committee on Armed Services, with instructions, Schumer Amendment No. 6516, to add an effective date. **Page S7232**

Schumer motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Schumer (for Manchin) Amendment No. 6513 (to the House amendment to the Senate amendment), to provide for American energy security by improving the permitting process. **Page S7233**

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

Schumer Amendment No. 6517 (to (the instructions) Amendment No. 6516), to modify the effective date, fell when Schumer motion to refer the bill to the Committee on Armed Services, with instructions, Schumer Amendment No. 6516 (listed above), was withdrawn. **Page S7232**

Schumer Amendment No. 6518 (to Amendment No. 6517), to modify the effective date, fell when Schumer Amendment No. 6517 (to (the instructions) Amendment No. 6516), fell. **Page S7232**

By 47 yeas to 47 nays (Vote No. 394), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on Schumer motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Schumer (for Manchin) Amendment No. 6513 (to the House amendment to the Senate amendment) (listed above). **Pages S7232–33**

Schumer Amendment No. 6515 (to Amendment No. 6513), to add an effective date, fell when Schumer motion to concur in the amendment of the House to the amendment of the Senate to the bill, with Schumer (for Manchin) Amendment No. 6513 (to the House amendment to the Senate amendment), was withdrawn.

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Nominations—Agreement: A unanimous-consent agreement was reached providing that at approximately 3 p.m., on Monday, December 19, 2022, Senate begin consideration of the nomination of Martin J. Gruenberg, of Maryland, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term of six years; that at a time to be determined by the Majority Leader, in consultation with the Republican Leader, Senate vote, without intervening action or debate, on confirmation of the nomination; that if the nomination is confirmed, Senate consider the following nominations, en bloc: Travis Hill, of Maryland, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term of six years, and to be Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation; Jonathan McKernan, of Tennessee, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation; Martin J. Gruenberg, of Maryland, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation; and Kimberly Ann McClain, of Maryland, to be an Assistant Secretary of Housing and Urban Development; and that Senate vote on confirmation of the nominations, en bloc, without intervening action or debate.

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Nominations Confirmed: Senate confirmed the following nominations:

By 76 yeas to 20 nays (Vote No. EX. 392), Musetta Tia Johnson, of Virginia, to be a Judge of the United States Court of Appeals for the Armed Forces for a term of fifteen years to expire on the date prescribed by law. **Pages S7207–13**

Kendra Davis Briggs, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Errol Rajesh Arthur, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Leslie A. Meek, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Carl Ezekiel Ross, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Laura E. Crane, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Veronica M. Sanchez, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Vijay Shanker, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years.

Kathleen Ann Kavalec, of California, to be Ambassador to Romania.

Jessica Davis Ba, of the District of Columbia, to be Ambassador to the Republic of Cote d'Ivoire.

Henry C. Leventis, of Tennessee, to be United States Attorney for the Middle District of Tennessee for the term of four years.

Michael D. Black, of Ohio, to be United States Marshal for the Southern District of Ohio for the term of four years.

Catrina A. Thompson, of North Carolina, to be United States Marshal for the Middle District of North Carolina for the term of four years.

7 Air Force nominations in the rank of general.

2 Army nominations in the rank of general.

9 Marine Corps nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy, and Space Force. **Pages S7268–69**

Messages from the House: **Pages S7248–49**

Executive Communications: **Pages S7249–51**

Additional Cosponsors: **Pages S7252–53**

Statements on Introduced Bills/Resolutions: **Pages S7253–60**

Additional Statements: **Pages S7247–48**

Amendments Submitted: **Page S7260**

Authorities for Committees to Meet: **Pages S7264–65**

Privileges of the Floor: **Page S7265**

Record Votes: Eight record votes were taken today. (Total—399)

Pages S7213, S7219, S7233–34, S7236, S7240–42

Adjournment: Senate convened at 10 a.m. and adjourned at 10:02 p.m., until 3 p.m. on Monday, December 19, 2022. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S7268.)

Committee Meetings

(Committees not listed did not meet)

CFPB SEMI-ANNUAL REPORT TO CONGRESS

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine the Consumer Financial Protection Bureau's Semi-Annual Report to Congress, after receiving testimony from