

SENATE FLOOR PROCEEDINGS

FRIDAY, JULY 31, 2009

The Senate will convene 9:30 AM and will resume consideration of H.R. 2997 (Agriculture Appropriations Bill). There will be no roll call votes during Friday's session.

The Senate convened and proceeded with a Legislative Session.

S. 1552 (District of Columbia Scholarship Program Renewal). The second reading of the bill was agreed to and the bill was placed on the Senate calendar.

H. R. 2997 (Agriculture Appropriations Bill).

Kohl amend #1908 (Complete Substitute). For the purposes of this bill, the amendment will be considered as original text. Sen. Reid filed a cloture motion on the amendment. A vote on the cloture motion will occur at 5:30 PM on Monday, August 3, 2009.

Sen. Reid filed cloture on H. R. 2997 (Agriculture Appropriations Bill).

Brownback amend #2229 (Establish within the Food and Drug Administration 2 review groups to recommend solutions for the prevention, diagnosis, and treatment of rare diseases and neglected diseases of the developing world). Laid aside.

The following amendments were offered en bloc:

Murray amend #2225 (Allow State and local governments to participate in the conservation reserve program). Laid aside.

Nelson amend #2226 (Prohibit funds made available under this Act from being used to enforce a travel or conference policy that prohibits an event from being held in a location based on a perception that the location is a resort or vacation destination). Laid aside.

Leahy amend #2234 (Provide funding for the Office of Inspector General to conduct inspections of the national organic program). Laid aside.

Leahy amend #2234 (To provide funding for the Office of Inspector General to conduct inspections of the national organic program). Agreed to by voice vote.

The Senate proceeded with a period of Morning Business.

H. Con. Res. 172 (Adjournment Resolution). Agreed to by voice vote.

The following nominations were confirmed by voice vote:

Cal. #265 (Capricia Marshall--Protocol). Confirmed by voice vote.

Cal. #267 (Nancy Powell--Director General). Confirmed by voice vote.

Cal. #319 (Earl Irving--Ambassador to Swaziland). Confirmed by voice vote.

Cal. #329 (Donald Gips--Ambassador to South Africa). Confirmed by voice vote.

Cal. #330 (Samuel Hamilton--Director Fish and Wildlife). Confirmed by voice vote.

Cal. #332 (Christine Griffin--Deputy Director OMB). Confirmed by voice vote.

Cal #334 - Cal. #367 (Military Promotions). Confirmed by voice vote.

Cal. #369 (Richard Newell--Admn Energy Information Adm). Confirmed by voice vote.

All Nominations on the Secretary's Desk in the Air Force, Army and Navy. Confirmed by voice

vote.

PN 386 (Kevin Concanon--Agriculture). Confirmed by voice vote.

The Senate will convene at 2:00 PM on Monday, August 3, 2009. The Senate will proceed with one hour of Morning Business. The Senate will then resume consideration of H. R. 2997 (Agriculture Appropriations Bill). At 5:30 PM, the Senate will vote on the motion to invoke cloture on the Kohl amend #1908 (Complete Substitute) to the bill.

The Senate adjourned at 12:55 PM.

SENATE FLOOR PROCEEDINGS

THURSDAY, JULY 30, 2009

The Senate will convene 9:30 AM and will proceed with a period of Morning Business. The Senate will begin consideration of the H. R. 3357 (Highway Trust Fund) at a time to be determined. Roll Call Votes are expected throughout the day. The Senate will recess from 2:00 PM - 3:00 PM for a briefing from Secretary of State Clinton and Defense Secretary Gates.

The Senate convened and proceeded with Morning Business.

Sen. Reid announced that there will be up to three votes after today's security briefing.

H. R. 3357 (Highway Trust Fund).

Vitter amend #1907 (Temporarily protect the solvency of the Highway Trust Fund). Laid aside.

Vitter Point of Order that **H.R. 3357 (Highway Trust Fund)** is pursuant to section 302-F of the Congressional Budget Act. Under a Unanimous Consent request, the Boxer motion to waive the applicable point of order will be considered made with the vote on waiving the point of order occurring at a time to be determined.

Ensign amend #1905 (To offset the appropriations of funds to replenish the Unemployment Trust Fund with unobligated nonveterans funds from the American Recovery and Reinvestment Act of 2009), as modified. Laid aside.

Bond amend #1904 (To repeal a certain provision of SAFETEA-LU). Laid aside.

The Senate recessed from 2:00-3:00 PM for a briefing from Secretary of State Clinton and Secretary of Defense Gates.

The Senate convened at 3:00 PM and proceeded to a Legislative Session.

H. R. 3357 (Highway Trust Fund).

Sessions amend #2223 (To restore sums to the Highway Trust Fund). Laid aside.

Vitter amend #1907 (Temporarily protect the solvency of the Highway Trust Fund), as amended. The amendment was not agreed to by a vote of **42-55**.

Ensign amend #1905 (To offset the appropriations of funds to replenish the Unemployment Trust Fund with unobligated nonveterans funds from the American Recovery and Reinvestment Act of 2009), as modified. The amendment was not agreed to by a vote of **41-56**.

Bond amend #1904 (To repeal a certain provision of SAFETEA-LU). Durbin Point of Order that the amendment violates Section 302(F) of the Congressional Budget Act of 1974. Bond motion to waive the Point of Order was not agreed to by a vote of **34-63**. The point of order is sustained and the amendment falls.

Sessions amend #2223 (To restore sums to the Highway Trust Fund). Yeas and nays ordered. The amendment was not agreed to by a vote of **40-57**.

Boxer Motion to Waive the Vitter Point of Order that **H. R. 3357 (Highway Trust Fund)** is pursuant to section 302-F of the Congressional Budget Act. The motion to waive is agreed to by a vote of **71-26**.

H. R. 3357 (Highway Trust Fund), as amended. The bill is read for a third time. **Final Passage.** Yeas and nays ordered. The bill, as amended, passed by a vote of **79-17**.

H.R. 2997 (Agriculture Appropriations Bill).

Kohl amend #1908 (Complete Substitute). For the purposes of this bill, the amendment will be considered as original text.

Tester amend #2230 (To clarify a provision relating to funding for a National Animal Identification Program).

The Senate proceeded to a period of Morning Business.

S. Res. 195 (Bishop Museum's 120th Anniversary). Agreed to by Unanimous Consent.

S. 1552 (DC Opportunities Scholarship Reauthorization). First reading. Second reading objected to and the bill is placed on the calendar.

The Senate will convene at 9:30 on Friday, July 31, 2009 and will resume consideration of H.R. 2997 (Agriculture Appropriations Bill). There will be no roll call votes during Friday's session.

The Senate adjourned at 8:12 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, JULY 29, 2009

The Senate will convene at 9:30 AM and will resume consideration of H.R. 3183 (Energy and Water Development Appropriations Act). Sen. Reid announced his intention to have the Senate proceed to the consideration of H. R. 2997 (Agriculture Appropriations Act) upon conclusion of the consideration of H. R. 3185 (Energy and Water Development Appropriations Act).

The Senate convened and proceeded to a Legislative Session.

H.R. 3183 (Energy and Water Development Appropriations Act).

Dorgan amend #1813 (Complete Substitute). For the purposes of this bill, the amendment will be considered as original text.

Corker amend #1865 (Authorizes the Secretary of the Treasury to delegate management authority over troubled assets purchased under TARP). Laid aside.

Reid amend #1846 (To modify provisions relating to the Department of the Interior). Agreed to by Voice Vote.

The following amendments are considered en bloc:

Dorgan amend #1844 (Provides a technical correction for a Corp of Engineers project).

Dorgan amend #1845 (Provides transfer authority for the Corp of Engineers and the Bureau of Reclamation).

Agreed to, en bloc, by Unanimous Consent.

Nelson (NE) amend #1874 (Sense of the Senate that the investment by the Federal Government in the automotive industry of the US is temporary). Laid aside.

Alexander amend #1862 (To limit disbursement of additional funds under the Troubled Asset Relief Program to certain automobile manufacturers, to impose fiduciary duties on the Secretary of the Treasury with respect to shareholders of such automobile manufacturers). Dorgan point of order that the amendment violates section 302-F of the Congressional Budget Act. Alexander motion to waive the Budget Act. Yeas and nays ordered. The motion to waive was not agreed to by a vote of 38--59. The point of order is sustained and the amendment falls.

Nelson (NE) amend #1874 (Sense of the Senate that the investment by the Federal Government in the automotive industry of the US is temporary). Dorgan point of order that the amendment

violates Rule 16 of the Standing Rules of the Senate. The point of order is sustained and the amendment falls.

Corker amend #1865 (Authorizes the Secretary of the Treasury to delegate management authority over troubled assets purchased under TARP). Dorgan point of order that the amendment violates Rule 16 of the Standing Rules of the Senate. The point of order is sustained and the amendment falls.

Dorgan amend #1855 (Requires all agencies to include a separate category for administrative expenses when submitting their appropriation requests to the Office of Management and Budget for fiscal years 2011 and thereafter). Agreed to by Voice Vote.

Sanders amend #1903 (To provide additional amounts for technical assistance grants). Agreed to by Unanimous Consent.

Dorgan amend #1895 (To provide requirements regarding the authority of the Department of Energy to enter into certain contracts). Laid aside.

Coburn amend #1884 (To prohibit no-bid contracts by requiring the use of competitive procedures to award contracts and grants funded under this Act). Laid aside.

Coburn amend #1878 (To require public disclosure of reports required in appropriations bills), as modified. Agreed to by Unanimous Consent.

Coburn amend #1879 (To reduce the appropriation for Department Administration of the Department of Energy so that the Department can set an example for all Americans by reducing unnecessary energy usage). Laid aside.

The Senate will vote at 5:15 PM on the following amendments:

Dorgan amend #1895 (To provide requirements regarding the authority of the Department of Energy to enter into certain contracts).

Coburn amend #1884 (To prohibit no-bid contracts by requiring the use of competitive procedures to award contracts and grants funded under this Act).

Coburn amend #1879 (To reduce the appropriation for Department Administration of the Department of Energy so that the Department can set an example for all Americans by reducing unnecessary energy usage). Laid aside.

Coburn amend #1879 (To reduce the appropriation for Department Administration of the Department of Energy so that the Department can set an example for all Americans by reducing

unnecessary energy usage). Yeas and nays ordered. The amendment was not agreed to by a vote **35-62**.

Dorgan amend #1895 (To provide requirements regarding the authority of the Department of Energy to enter into certain contracts). Yeas and nays ordered. The amendment was agreed to **79-18**.

Coburn amend #1884 (To prohibit no-bid contracts by requiring the use of competitive procedures to award contracts and grants funded under this Act). The amendment was not agreed to **26-71**.

Hutchison amend #1864 (Funds awarded to Universities for turbine and equipment purchases). Agreed to by voice vote.

The following amendments were agreed to en bloc by voice vote:

Boxer amend #1859 (Water service contractors).

1867

Tester amend #1842 (Cabin sites at Fort Peek Lake, Montana).

Vitter amend #1888 (Lake Pontchartrain, LA).

Kaufman amend #1891 (Delaware River Main Channel Deepening Project).

Collins amend #1892 (Strategic Petroleum Reserve).

The following amendments were agreed to en bloc by voice vote.

Nelson amend #1852 (Mile Creek Water Preserve Area).

Martinez amend #1893 (Tampa Harbor Big Bend).

Dorgan amend #1813 (Complete Substitute) as amended. Agreed to by voice vote.

H.R. 3183 (Energy and Water Development Appropriations Act). The bill was read for a third time. Final passage. The bill as amended passed by a vote of **85-9**.

S. Res. 228 (National Direct Support Professionals Week). Agreed to by voice vote.

S. Res. 229 (National Historical Black College Week). Agreed to by voice vote.

S. Res. 230 (Recognizing Richard Baker as a historian of the U.S. Senate). Agreed to by voice vote.

The Senate will convene at 9:30 AM on Thursday, July 30 and will be in a period of morning business. The Senate will begin consideration of the Highway Trust Fund Act at a time to be

determined. Roll Call Votes are expected throughout the day. The Senate will recess from 2:00 PM - 3:00 PM for a briefing from Secretary of State Clinton and Defense Secretary Gates.

The Senate adjourned at 9:00 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, JULY 28, 2009

The Senate will convene at 10:00 AM and will be in a period of Morning Business for one hour. Following Morning Business, the Senate will resume consideration of H.R. 3183 (Energy and Water Development Appropriations Act). Roll Call votes are possible throughout the day. The Senate will recess from 12:30-2:15 PM for weekly party caucus luncheons.

The Senate convened and proceeded with Morning Business.

The Senate proceeded with a Legislative Session.

H. R. 3183 (Energy and Water Development Appropriations Act).

Dorgan amend #1813 (Complete Substitute). For the purposes of this bill, the amendment will be considered as original text.

Voinovich amend #1841 (to clarify the authority of the Nuclear Regulatory Commission regarding the acquisition and lease of certain additional office space). Laid aside.

The Senate recessed at 12:30 PM for the weekly party caucus luncheons.

The Senate convened at 2:15 PM and proceeded to a Legislative Session.

H.R. 3183 (Energy and Water Development Appropriations Act).

Dorgan amend #1813 (Complete Substitute). For the purposes of this bill, the amendment will be considered as original text.

Voinovich amend #1841 (clarify the authority of the Nuclear Regulatory Commission regarding the acquisition and lease of certain additional office space). Agreed to by voice vote.

S. Res. 225 (Recognizing and celebrating the 50th anniversary of the entry of Hawaii into the Union as the 50th State). Agreed to by voice vote.

H.R. 3183 (Energy and Water Development Appropriations Act).

Dorgan amend #1813 (Complete Substitute). For the purposes of this bill, the amendment will be considered as original text.

Reid amend #1846 (Modify provisions relating to the Department of the Interior). Laid aside.

McCain amend #1814 (Prohibit the use of funds to carry out any project or site-specific location identified in the committee report unless the project is specifically authorized or to carry out an unauthorized appropriation). The yeas and nays were ordered. The amendment was not agreed to by a vote of **25-72**

Alexander amend #1862 (Limit disbursement of additional funds under the TARP to certain automobile manufacturers and for other purposes). Laid aside.

H. R. 838 (Conveyance of land held by the Bureau of Prisons). Agreed to by voice vote.

S. J. Res. 19 (Consent and approval of Congress). Agreed to by voice vote.

H.R. 3183 (Energy and Water Development Appropriations Act). Sen. Reid filed cloture on Dorgan amend #1813 (Complete Substitute) to the bill. Sen. Reid also filed cloture on the bill.

The Senate will convene at 9:30 AM on Wednesday, July 29, 2009. The Senate will resume consideration of H.R. 3183 (Energy and Water Development Appropriations Act). Sen. Reid announced his intention to have the Senate proceed to the consideration of H. R. 2997 (Agriculture Appropriations Act) upon conclusion of the consideration of H. R. 3185 (Energy and Water Development Appropriations Act).

The Senate adjourned at 7:35 PM.

SENATE FLOOR PROCEEDINGS

MONDAY, JULY 27, 2009

The Senate will convene at 2:00 PM and will be in morning business for one hour. At 3:00 PM, the Senate will proceed to H.R. 3183 (Energy and Water Development Appropriations Act). Immediately after the bill is reported, Sen. Dorgan will be recognized to offer a substitute amendment, the text of which is S. 1436 as reported by committee. Sen. Reid announced that there will be no votes during Monday's session, but he expects there will be votes before 12 Noon on Tuesday.

The Senate convened and proceeded with a period of Morning Business.

The Senate proceeded with a Legislative Session.

H.R. 3183 (Energy and Water Development Appropriations Act).

Dorgan amend #1813 (Complete Substitute).

The Senate proceeded to a period of Morning Business.

The Senate will convene at 10:00 AM on Tuesday, July 28, 2009 and will be in a period of Morning Business for one hour. Following Morning Business, the Senate will resume consideration of H.R. 3183 (Energy and Water Development Appropriations Act). Roll Call votes are possible throughout the day. The Senate will recess from 12:30-2:15 PM for weekly party caucus luncheons.

The Senate adjourned at 6:37 PM.

SENATE FLOOR PROCEEDINGS

FRIDAY, JULY 24, 2009

The Senate will convene at 9:30 AM. There will be a moment of silence for the fallen Capitol Police officers. Following the moment of silence, the Senate will proceed to a period of Morning Business. There will be no votes during Friday's session. The next roll call vote is expected to occur around 5:30 PM on Monday, July 27, 2009.

S. Con. Res. 35 (Authorizing printing of the pocket version of the United States Constitution). Agreed to by voice vote.

S. Res. 223 (Designating September as National Child Awareness Month). Agreed to by voice vote.

S.151 (A bill to protect Indian Arts and Crafts through the improvement of applicable criminal proceedings). Agreed to by voice vote.

S. Res. 215 (Designating August 8, 2009, as National Marina Day). Agreed to by voice vote.

H.R. 2632 (An act to amend Title 4, United States Code to encourage the display of the flag of the United States on National Korean War Veterans Armistice Day). Agreed to by voice vote.

S.1513 (A bill to provide for additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958). Agreed to by voice vote.

The Senate proceeded to an Executive Session and confirmed the following nominations en bloc by voice vote:

Cal. #282 (Anne Elizabeth Derse to be Ambassador Extraordinary and Plenipotentiary of the U.S. to the Republic of Lithuania).

Cal. #284 (Kenneth Merten to be Ambassador Extraordinary and Plenipotentiary of the U.S. to the Republic of Haiti).

Cal. #285 (Donald Sternoff Beyer to be Ambassador Extraordinary and Plenipotentiary of the U.S. to the Switzerland and the Principality of Liechtenstein).

Cal. #286 (John Nay to be Ambassador Extraordinary and Plenipotentiary of the U.S. to the Republic of Suriname).

Cal. #287 (Vinai Thummalapally to be Ambassador Extraordinary and Plenipotentiary of the U.S. to Belize).

Cal. #288 (Nicole Avantto to be Ambassador Extraordinary and Plenipotentiary of the U.S. to the Commonwealth of the Bahamas).

Cal. #289 (Howard Gutman to be Ambassador Extraordinary and Plenipotentiary of the U.S. to Belgium).

Cal. #290 (Vilma Martinez to be Ambassador Extraordinary and Plenipotentiary of the U.S. to Argentina).

Cal. #291 (David Thorne to be Ambassador Extraordinary and Plenipotentiary of the U.S. to the Italian Republic).

Cal. #292 (Polly Trottenberg to be an Assistant Secretary of Transportation).

Cal. #293 (Deborah Hersman to be Chairman of the National Transportation Safety Board).

Cal. #294 (Deborah Hersman to be a Member of the National Transportation Safety Board).

Cal. #295 (Richard Lidinsky to be a Federal Maritime Commissioner).

Cal. #296 (Meredith Baker to be a Member of the Federal Communications Commission).

Cal. #297 (Mignon Clyburn to be a Member of the Federal Communications Commission).

Cal. #298 (Anthony Miller to be Deputy Secretary of Education).

Cal. #299 (Thelma Melendez to be Assistant Secretary of Education).

Cal. #300 (Harry Hoglander to be a Member of the National Meditation Board).

Cal. #301 (Kim Wallace to be a Deputy Undersecretary of the Treasury).

Cal. #305 (William Wilkins to be Chief Counsel for the Internal Revenue Service).

Cal. #306 (Rosa Gumataotao to be Treasurer of the United States).

Cal. #307 (Daniel Tangherlini to be an Assistant Secretary of Treasury).

Cal. #308 (Daniel Tangherlini to be a Chief Financial Officer, Department of Treasury).

PN#333 (Jonathan Adelstein to serve as head of USDA's rural utilities service).

The Senate will convene on Monday, July 27 at 2:00 PM and will be in morning business for one hour. At 3:00 PM, the Senate will proceed to H.R. 3183 (Energy and Water Development Appropriations Act). Immediately after the bill is reported, Sen. Dorgan will be recognized to offer a substitute amendment, the text of which is S. 1436 as reported by committee. Sen. Reid announced that there will be no votes during Monday's session, but he expects there will be votes before 12 Noon on Tuesday.

The Senate adjourned at 2:00 PM.

SENATE FLOOR PROCEEDINGS

THURSDAY, JULY 23, 2009

The Senate will convene at 9:30 AM on Thursday, July 22, 2009 and will immediately resume consideration of S. 1390 (Department of Defense Authorization Bill). The Senate will proceed to the consideration of the Lieberman amend #1627 (Certifications with respect to the development of an alternative propulsion system for the F-35 Joint Strike Fighter program) for one hour of debate. The Senate may also proceed to a "side-by-side" amendment from Sen. Bayh for one hour of debate.

The Senate convened and proceeded to a Legislative Session.

S. 1390 (Department of Defense Authorization Bill).

Bayh amend #1767 (To provide for the continued development of a competitive propulsion system for the Joint Strike Fighter program). Yeas and nays ordered. The amendment is not agreed to by a vote of **38-59**.

Lieberman amend #1627 (Certifications with respect to the development of an alternative propulsion system for the F-35 Joint Strike Fighter program). Agreed to by Voice Vote.

Schumer amend #1764 (To ensure that absent uniformed services voters and overseas voters are aware of their voting rights and have a genuine opportunity to register to vote and have an opportunity to cast their ballots). Agreed to by Voice Vote.

Kyl amend #1760 (Bilateral Arms Control). Laid aside.

Burr amend #1554 (Guarantees the equity of spouses of military personnel with regards to residency). Agreed to by Voice Vote.

Akaka amend #1522 (Enhance the Retirement Security of Federal Employees). Laid aside.

Lieberman amend #1744 (Sense of the Senate on European missile defense). Agreed to by Voice Vote.

Burr amend #1519 (To prohibit the establishment of an outlying landing field at Sandbanks of Hale's Lake, North Carolina). The amendment is not agreed to by Voice Vote.

Levin amend #1710 (To provide for classified information procedures for military commissions, and to provide for interlocutory appeals by the United States of certain orders and rulings of military judges). Agreed to by Unanimous Consent.

Akaka amend #1522 (Enhance the Retirement Security of Federal Employees). The amendment is withdrawn.

Lincoln amend #1487 (Modifies the Department of Defense share of expenses under the National Guard Youth Challenge Program). Agreed to by Voice Vote.

Sessions amend #1657 (To preempt requirements that Al Qaeda terrorists that are captured by the United States military or intelligence community be give Miranda warnings), as modified. Laid aside.

Isakson amend #1525 (To repeal the sunset of authority to procure fire resistant rayon fiber for the production of uniforms from foreign services). Yeas and nays ordered. The amendment was not agreed to by a vote of 40-54.

Kyl amend #1760 (Bilateral Arms Control).

Kyl 2nd degree amend #1807 (To require a report on the plan for the United States nuclear weapons stockpile, nuclear weapons complex, and delivery platforms, and to express the sense of the Senate on follow-on negotiations to the START Treaty) to Kyl amend #1760 (Bilateral Arms Control). Agreed to by Unanimous Consent.

Kyl amend #1760 (Bilateral Arms Control). Agreed to by Unanimous Consent.

Lieberman amend #1650 (Expresses the Sense of Congress that military commissions are the preferred forum for the trial of alien privileged belligerents for violations of the law of war and other offenses triable by military commission), as modified. Agreed to by Voice Vote.

The following amendments were agreed to en bloc:

Reid amend #1482 (Air America).

Shaheen amend #1621 (Suicide), as modified.

Feingold amend #1675 (Injured Reservists).

McCain amend #1700 (US-Iraq Cooperation).

Voinovich amend #1680 (NG Partnership).

Brownback amend #1697 (Iran report).

Hutchison amend #1494 (Strategic Ports).

Levin amend #1718 (Transfer to Iraq).

Nelson (NE) amend #1601 (Defense Travel).
Casey amend #1738 (Counter-Terrorism).
Landrieu amend #1703 (SBIR/STTR).
Conrad amend #1656 (Nuclear Career Field).
Collins amend #1523 (Reemployed annuitants).
Lautenberg amend #1647 (SoS/Health Costs).
Durbin amend #1662 (Special Compensation).
Risch amend #1741 (Air National Guard).
Bingaman amend #1746 (AC-130 Gunships).
Risch amend #1543 (End Strength).
Hatch amend #1740 (Solid Rocket Motor).
Menendez amend #1687 (Coalition Support Fund).
Landrieu amend #1702 (Alternative Therapies).
Franken amend #1717 (Service dogs).
Ensign amend #1521 (State Home Care).
Graham amend #1768 (Cognitive Rehabilitation).
Boxer amend #1752 (Travel Reimbursement).
Hatch amend #1739 (Federal Employees), as modified.
McCain amend #1775 (Iran Freedom).
Brownback amend #1735 (Irregular Platforms).
Tester amend #1564 (Memorial Services).
Kyl amend #1773 (Stockpile Stewardship).
Kyl amend #1774 (Strategic Posture).
Martinez amend #1795 (Iraq).
Boxer amend #1788 (Flexible Spending).
Shaheen amend #1780 (Yellow Ribbon).
Casey amend #1782 (Post-Deployment).
Baucus amend #1779 (Medicare Enrollment).
Warner amend #1785 (Simulation Base).
Thune amend #1806 (QDR).
Inhofe amend #1803 (Sniper Rifle).
DeMint amend #1727 (Global Posture).
Dorgan amend #1706 (National Airspace).
Leahy amend #1749 (National Guard), as modified.
Klobuchar amend #1799 (National Guard Mental Health), as amended.
Landrieu amend #1620 (Small Business Contracting).
Snowe amend #1688 (Parity among small business contracting).
Chambliss amend #1765 (Joint Stars).
Agreed to, en bloc, by Unanimous Consent.

Sessions amend #1657 (To preempt requirements that Al Qaeda terrorists who are captured by the United States military or intelligence services be given Miranda warnings), as modified. Agreed to by Voice Vote.

S. 1390 (Department of Defense Authorization Bill), as amended. The bill is read for a third time. **Final Passage.** Yeas and nays ordered. **The bill, as amended, passed by a vote of 87-7.**

The following bills are considered en bloc:

S. 1391 (Authorizes appropriations for FY 2010 for military activities of the Department of Defense).

S. 1392 (Authorizes appropriations for FY 2010 for military construction).

S. 1393 (Authorizes appropriations for FY 2010 for defense activities of the Department of Energy).

Under a Unanimous Consent request, all under the enacting clause of each bill is stricken and the following divisions of S. 1390, as passed by the Senate, are inserted as follows: Division A-S. 1391, Division B-S. 1392, Division C-S. 1393. Agreed to by UC.

The bills, as amended, are passed en bloc by Unanimous Consent.

H.R. 2647 (House Companion). All after the enacting clause is stricken and the text of S. 1390 (DoD Authorization Bill), as amended, is inserted in lieu thereof. Agreed to by Unanimous Consent. **The bill, as amended, passed by Unanimous Consent.** The Senate requests a conference with the House on the disagreeing votes of the two Houses. The Chair appointed the following conferees on behalf of the Senate: Senate Armed Services Committee.

Under a previous Unanimous Consent request, 20 amendments in the Manager's Package are adopted and included in the bill S. 1390 (DoD Authorization Bill).

H.J. Res. 56 (Approving the renewal of import restrictions). Agreed to by Unanimous Consent.

The Senate proceeded to a period of morning business.

The Senate will convene at 9:30 AM on Friday, July 24, 2009 and will be a moment of silence for the fallen Capitol Police officers. Following the moment of silence, the Senate will proceed to a period of Morning Business. There will be no votes during Friday's session. The next roll call vote is expected to occur around 5:30 PM on Monday, July 27, 2009.

The Senate adjourned at 11:10 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, JULY 22, 2009

The Senate will convene at 9:30 AM and will resume consideration of S. 1390 (Department of Defense Authorization Bill). The Senate will proceed to a vote on the Thune amend #1618 (Allow citizens who have concealed carry permits in the State they reside to carry concealed firearms into States that grant concealed carry permits) at 12:00 PM. The vote requires a 60 vote threshold for adoption. If the amendment does not achieve 60 votes, the amendment will be withdrawn. At 2:00 PM, there will be a live quorum with respect to the Court of Impeachment of Samuel B. Kent.

S. 1390 (Department of Defense Authorization Bill).

Thune amend #1618 (Allow citizens who have concealed carry permits in the State they reside to carry concealed firearms into States that grant concealed carry permits) The vote requires a 60 vote threshold for adoption. The vote was **58-39**. Under a previous unanimous consent agreement, having not received 60 votes the amendment is **withdrawn**.

The Senate proceeded with a period of morning business.

The Senate recessed at 1:43 PM until 1:55 PM.

The Senate convened at 1:55 PM and conducted a live quorum.

A quorum was present, and the Senate convened as a Court of Impeachment of Judge Samuel B. Kent.

The Secretary of the Majority announced the presence of the Managers on the part of the House of Representatives to continue proceedings on behalf of the House concerning the Impeachment of Samuel B. Kent.

The Managers on the part of the House stated that following the resignation of Judge Samuel B. Kent, the House passed H. Res. 661, a resolution that the Articles of Impeachment against Kent be dismissed.

Reid motion that the Senate order that the Articles of Impeachment against former Judge Samuel B. Kent be dismissed and that the Secretary be directed to notify the House of Representatives. The motion was agreed to by voice vote.

The Senate proceeded with a period of morning business.

S. 1390 (Department of Defense Authorization Bill).

Kerry amend #1761 (Sense of the Senate that the U.S. should enforce sanctions with request to North Korea and to review whether North Korea should be re-listed as a state sponsor of terrorism). Laid aside.

At approximately 4:10 PM, the Senate will vote on Kerry amend #1761 (Sense of the Senate that the U.S. should enforce sanctions with request to North Korea and to review whether North Korea should be re-listed as a state sponsor of terrorism) followed by a vote on Brownback amend #1597 (Sense of the Senate that the Secretary of State should re-designate North Korea as a state sponsor of terrorism).

Kerry amend #1761 (Sense of the Senate that the U.S. should enforce sanctions with request to North Korea and to review whether North Korea should be re-listed as a state sponsor of terrorism). Yeas and nays ordered. The amendment was agreed to by a vote of **66-31**.

Brownback amend #1597 (Sense of the Senate that the Secretary of State should re-designate North Korea as a state sponsor of terrorism). The amendment was not agreed to by a vote of **43-54**.

Cardin amend #1475 (Require the Secretary of Defense to report on the numbers and percentages of troops that have served or are serving in Iraq and Afghanistan who have been prescribed antidepressants or drugs to treat anxiety). The amendment was agreed to by voice vote.

Kyl amend #1760 (Pursue United States objectives in bilateral arms control with the Russian Federation). Laid aside.

The following amendments were considered en bloc:

Pryor amend #1472 (Nanotechnology reports). Agreed to by voice vote.

Burr amend #1518 (Barracks initiative). Agreed to by voice vote.

Burriss amend #1569 (Vegetative encroachment). Agreed to by voice vote.

Gregg amend #1553 (Pease Air Force Base). Agreed to by voice vote.

Pryor amend #1471 (North Little Rock). Agreed to by voice vote.

Dorgan amend #1512 (Database). Agreed to by voice vote.

Bingaman amend #1473 (Energy pensions disclosure). Agreed to by voice vote.

Bingaman amend #1561 (EOICPA Ombudsman). Agreed to by voice vote.

Burr amend #1520 (Permanently incapacitated). Agreed to by voice vote.

Nelson-Graham amend #1600 (DDESS School). Agreed to by voice vote.

Nelson-Graham amend #1555 (GAO Impact Aid). Agreed to by voice vote.
Ensign amend #1488 (Special needs). Agreed to by voice vote.
Reid amend #1476 (Tribes and living containers). Agreed to by voice vote.
Nelson amend #1612 (GPS). Agreed to by voice vote.
Bingaman amend #1560 (New Mexico milcon technical). Agreed to by voice vote.
Grassley amend #1500 (Whistleblowers). Agreed to by voice vote.
Martinez amend #1535 (Cuba). Agreed to by voice vote.
Martinez amend #1536 (Venezuela). Agreed to by voice vote.
Thune amend #1510 (Ellsworth conveyance). Agreed to by voice vote.
Barrasso amend #1492 (Warren conveyance). Agreed to by voice vote.
Hutchinson amend #1495 (Backland conveyance). Agreed to by voice vote.
Begich amend #1599 (Alaska land conveyance). Agreed to by voice vote.
Inouye amend #1636 (Pearl Harbor conveyance). Agreed to by voice vote.
Udall amend #1619 (Energy incentives). Agreed to by voice vote.
McCain amend #1638 (Capitol area). Agreed to by voice vote.
DeMint amend #1642 (Year end spending). Agreed to by voice vote.
Inhofe amend #1499 (AFAAA). Agreed to by voice vote.
McCain amend #1634 (SOC/Airlines). Agreed to by voice vote.
Begich-Sessions amend #1676 (GAO/GMD). Agreed to by voice vote.
Begich-Sessions amend #1677 (GBI). Agreed to by voice vote.

Sen. Reid filed a cloture motion on S. 1390 (Department of Defense Authorization bill).

The Senate will convene at 9:30 AM on Thursday, July 22, 2009 and will immediately resume consideration of S. 1390 (Department of Defense Authorization Bill). The Senate will proceed to the consideration of the Lieberman amend #1627 (Certifications with respect to the development of an alternative propulsion system for the F-35 Joint Strike Fighter program) for one hour of debate. The Senate may also proceed to a "side-by-side" amendment from Sen. Bayh for one hour of debate.

The Senate adjourned at 7:44 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, JULY 21, 2009

The Senate will convene at 10:00 AM and will resume consideration of Levin-McCain amend #1469 (Strike \$1,750,000,000 funding for the F-22 aircraft) to S. 1390 (Department of Defense Authorization Bill). At 12:00 PM, the Senate will proceed to a vote on the amendment. The Senate will recess from 12:30-2:15 PM for the weekly party caucus luncheons. On Wednesday, July 22, 2009, the Senate will convene at 9:30 AM and resume consideration of the Thune amend #1618 (guns) to S. 1390 (Department of Defense Authorization Bill). The Senate will proceed to a vote on the amendment at 12:00 PM, and the vote will require a 60 vote threshold for adoption. If the amendment does not achieve 60 votes, the amendment will be withdrawn. On July 22, 2009, the Senate will convene as a Court of Impeachment in the trial of Samuel B. Kent and the Senate will at that time receive the Honorable Managers on the part of the House of Representatives.

The Senate convened and will proceed with a Legislative Session.

S. 1390 (Department of Defense Authorization Bill).

Levin-McCain amend #1469 (Strike \$1,750,000,000 funding for the F-22 aircraft). Yeas and nays ordered. The amendment was agreed to by a vote of **58-40**.

The Senate recessed at 12:40 PM for party caucuses.

The Senate convened at 2:15 PM and proceeded with a Legislative Session.

S. 1390 (Department of Defense Authorization Bill).

Kyl amend #1628 (Sense of the Senate on imposing sanctions with respect to the Islamic Republic of Iran). Agreed to by Voice Vote.

Nelson (FL) amend #1515 (To repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation). Agreed to by voice vote.

Thune #1618 (Allow citizens who have concealed carry permits in the State they reside to carry concealed firearms into States that grant concealed carry permits). Laid aside.

Brownback amend #1597 (To express the sense of the Senate that the Secretary of State should redesignate North Korea as a state sponsor of terrorism). Laid aside.

Lieberman amend #1528 (Provide authority to increase Army active duty end strengths). Yeas and nays ordered. The amendment was agreed to by a vote of 93-1.

S. Res. 218 (Minority party appointments for the 111TH Congress). Agreed to by voice vote.

H. Con. Res. 164 (Food and Nutrition Service of the Department of Agriculture). Agreed to by voice vote.

H.R. 2245 (Authorize President to award gold medals to Neil Armstrong, Buzz Aldrin and John Glenn). Agreed to by voice vote.

The Senate will convene at 9:30 AM on Wednesday, July 22, 2009 and will resume consideration of the Thune amend #1618 (Allow citizens who have concealed carry permits in the State they reside to carry concealed firearms into States that grant concealed carry permits) to S. 1390 (Department of Defense Authorization Bill). The Senate will proceed to a vote on the amendment at 12:00 PM, and the vote will require a 60 vote threshold for adoption. If the amendment does not achieve 60 votes, the amendment will be withdrawn. At 2:00 PM, there will be a live quorum and the Senate will convene as a Court of Impeachment in the trial of Samuel B. Kent. At that time, the Senate will receive the Honorable Managers on the part of the House of Representatives.

The Senate adjourned at 7:40 PM.

SENATE FLOOR PROCEEDINGS

MONDAY, JULY 20, 2009

The Senate will convene at 1:00 PM and will resume consideration of S. 1390 (Department of Defense Authorization Bill). The Senate will begin votes on four amendments relating to hate crimes starting at 3:00 PM on Monday.

The Senate convened and proceeded to a Legislative Session.

S. 1390 (Department of Defense Authorization Bill).

The following amendments were agreed to en bloc:

Kennedy amend 1614 (To limit prosecutions until the Attorney General establishes standards for the application of the death penalty), as modified.

Sessions amend #1615 (To authorize the death penalty), as modified.

Sessions amend #1617 (To require that hate crimes be identified and prosecuted according to neutral and objective criteria), as modified.

Agreed to, en bloc, by Unanimous Consent.

Session amend #1616 (To prohibit assault or battery of a United States Serviceman on account of the military service of the United States Serviceman or status as a serviceman). Yeas and nays ordered. The amendment was agreed to by a vote of **92-0**.

The Senate proceeded to a period of Morning Business.

S. Con. Res. 11 (Condemning all forms of anti-Semitism). Agreed to by Unanimous Consent.

S. 951 (40th Anniversary of the historic and first Lunar Landing). Nelson (FL) amendment agreed to by Unanimous Consent. The bill, as amended, is agreed to by Unanimous Consent.

The Senate proceeded to Executive Session.

P.N. 498 (Evan Seagall to be CFO at the Department of Agriculture). Confirmed by Unanimous Consent.

The Senate resumed a Legislative Session.

The Senate will convene at 10:00 AM on Tuesday, July 21, 2009 and will resume consideration of Levin-McCain F-22 amendment of S. 1390 (Department of Defense Authorization Bill). At 12:00 PM, the Senate will proceed to a vote on the amendment. The Senate will recess from

12:30-2:15 PM for the weekly party caucus luncheons. On Wednesday, July 22, 2009, the Senate will convene at 9:30 AM and resume consideration of the Thune amend #1618 (guns) of S. 1390 (Department of Defense Authorization Bill). The Senate will proceed to a vote on the amendment at 12:00 PM, and the vote will require a 60-vote threshold for adoption. If the amendment does not achieve 60 votes, the amendment will be withdrawn. On July 22, 2009, the Senate will convene as a Court of Impeachment in the trial of Samuel B. Kent and the Senate will at that time receive the Honorable Managers on the part of the House of Representatives.

The Senate adjourned at 7:21 PM.

SENATE FLOOR PROCEEDINGS

THURSDAY, JULY 16, 2009

The Senate will convene at 9:30 AM and will be in a period of Morning Business for one hour. Following morning business, the Senate will resume consideration of S. 1390 (Department of Defense Authorization Bill). If an agreement is not made in relation to the Hate Crimes Amendment, the cloture vote will occur at 1:00 AM on Friday, July 17, 2009.

The Senate convened and proceeded to a period of Morning Business.

The Senate proceeded with a Legislative Session.

S. 1390 (Department of Defense Authorization Bill).

Leahy amend #1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes). Yeas and nays ordered. Laid aside.

Kennedy 2nd degree amend #1539 (Require comprehensive study and support for criminal investigations and prosecutions by State and local law enforcement officials) to Kennedy amend #1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes).

Reid unanimous consent request that upon disposition of the Hatch amendment, the Leahy alternative to the Brownback amendment and the Brownback amendment specified below the Senate proceed to vote on the motion to invoke cloture on the Leahy amendment 1511. Further that when this agreement is entered, amendment number 1539 be withdrawn and that the following list of amendments be the only amendments on the subject of hate crimes remaining in order during the pendency of S. 1390. That would be Hatch amendment, Leahy or designee alternative to Brownback amendment, Brownback amendment regarding first amendment protections, Leahy or designee alternative Sessions death penalty, Sessions amendment regarding death penalty, Sessions amendment regarding service members, and Sessions amendment regarding attorney general regulations. That all of the above amendments be first-degree amendments except the Hatch-Brownback and Leahy alternative Brownback amendments which are second-degree amendments to the Leahy amendment 1511, and that debate be limited to 15 minutes each. And that the cloture vote be limited to up to 4 minutes each equally divided and controlled in the usual form and the time be equally divided and controlled in the usual form. If there is a sequence of votes that any subsequent votes after the first-degree amendment be ten minutes. That upon disposition of the listed amendments all postcloture time be yielded back. Further that the Hatch-Leahy and Brownback amendments be first debated and voted tonight.

Upon disposition of those amendments, the Senate vote to invoke cloture on amendment 1511. If cloture is invoked, amendment 1511 if amended be agreed to and the motion to table be laid upon the table. Further, remaining amendments related to hate crimes still be in order. Further, if cloture is not invoked on the Leahy amendment, the motion to reconsider be considered entered and the part of the agreement relating to the amendments with respect to hate crimes be null and void. Provided further that if upon reconsideration and cloture is invoked, the remaining amendments not in order to S. 1390 be a Republican amendment, with no amendment in order to the amendment during today's session. Following the disposition of the Leahy alternative and Session amendments listed above, upon disposition of the Republican amendment specified above, Senator Levin be recognized to offer the Levin-McCain amendment relating to the F-22 Aircraft, with debate limited to two hours with the time equally divided and controlled between senators Levin and Chambliss or designees. Upon the use or yielding back of that debate time the Senate proceed to vote on the amendment with no amendment in order to the Levin-McCain amendment. The unanimous consent request was agreed to.

Hatch 2nd degree amend #1611 (to prevent the duplication in the Federal government) to Leahy amendment #1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes). The amendment was not agreed to by a vote of **29-62**.

Leahy alternative amend #1613 (to clarify that the amendment shall not be construed or applied to infringe on First Amendment rights) to Brownback second-degree amend to Leahy amendment #1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes). Agreed to by voice vote.

Brownback 2nd degree amend #1610 (to clarify that the amendment shall not be construed or applied to infringe on First Amendment rights) to Leahy amendment #1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes). The amendment was agreed to by a vote of **78-13**.

Motion to Invoke Cloture on Leahy amend #1511 (to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes) as amended. The Motion to Invoke Cloture was agreed to by a vote of **63-28**. Under a previous unanimous consent agreement all post-cloture debate time was yielded back.

Kennedy 2nd degree amend #1539 (Require comprehensive study and support for criminal investigations and prosecutions by State and local law enforcement officials) to Kennedy amend #1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes). Withdrawn.

Leahy amend #1511 (to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes) as amended. Agreed to by voice vote.

Thune amend #1618 ().

H.R. 3114 (Patent Operations by the Trademark Office). Agreed to by voice vote.

The Senate will convene at 1:00 PM on Monday, July 20 and will resume consideration of S. 1390 (Department of Defense Authorization Bill). The Senate will begin votes on four amendments relating to hate crimes starting at 3:00 PM on Monday.

The Senate adjourned at 11:30 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, JULY 15, 2009

The Senate will convene at 9:30 AM and will immediately resume consideration of S. 1390 (Department of Defense Authorization Bill).

The Senate convened and proceeded with a Legislative Session.

S. 1390 (Department of Defense Authorization Bill).

Levin-McCain amend #1469 (Strike \$1,750,000,000 funding for the F-22A aircraft). The amendment was withdrawn.

Leahy amend #1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes). Yeas and nays ordered. Laid aside.

Kennedy 2nd degree amend #1539 (Require comprehensive study and support for criminal investigations and prosecutions by State and local law enforcement officials) to 1511 (Provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes). Laid aside.

Sen. Reid filed a motion to invoke cloture on Kennedy amend #1511 (Require comprehensive study and support for criminal investigations and prosecutions by State and local law enforcement officials).

Sen. Reid announced as of today, Sen. Franken will be seated on the HELP Committee temporarily being held by Sen. Whitehouse.

S. 509 (Authorizes DVA Medical Center facility project in Walla Walla, WA). Agreed to by Unanimous Consent.

S. Res. 211 (National Life Insurance Awareness Month). Agreed to by Unanimous Consent.

The Senate proceeded to an Executive Session.

The Senate considered the following nominations en bloc:

PN 638 (Gen. Charles Bolden to be the NASA Administrator).

PN 639 (Laurie Garver to be the NASA Deputy Administrator).

The nominations were confirmed en bloc.

The Senate will convene at 9:30 AM on Thursday, July 16, 2009 and will be in a period of morning business for one hour. Following morning business, the Senate will resume consideration of S. 1390 (Department of Defense Authorization Bill). If an agreement is not made in relation to the Hate Crimes Amendment, the cloture vote will occur at 1:00 AM on Friday, July 17, 2009.

The Senate adjourned at 8:00 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, JULY 14, 2009

The Senate will convene at 10:00 AM and will be in a period of morning business for one hour. At 11:00 AM, the Senate will resume consideration of S. 1390 (Department of Defense Authorization Bill). The pending amendment is the Levin amendment to strike funding for the F-22A aircraft procurement. The Senate will recess from 12:30 to 2:15 PM for the party lunches.

The Senate convened and proceeded with a Legislative Session.

The Senate proceeded to a period of Morning Business.

S. 1390 (Department of Defense Authorization Bill).

Levin-McCain amend (Strike \$1,750,000,000 funding for the F-22A aircraft).

The Senate recessed at 12:30 PM for the party lunches.

The Senate reconvened at 2:15 PM.

S. 1390 (Department of Defense Authorization Bill).

Levin-McCain amend (Strike \$1,750,000,000 in funding for the F-22A aircraft). Laid aside.

The Senate will convene at 9:30 AM on Wednesday, July 15, 2009. The Senate will immediately resume consideration of S. 1390 (Department of Defense Authorization Bill).

The Senate adjourned at 6:05 PM.

SENATE FLOOR PROCEEDINGS

MONDAY, JULY 13, 2009

The Senate will convene at 11:00 AM and will proceed to S. 1390 (Department of Defense Authorization Bill). Under a previous order, at 4:30 PM the Senate will proceed to an Executive Session to consider Cal. #169 (Robert Groves to be Director of the Census). There will be an hour of debate on the Motion to Invoke Cloture on the nomination. At 5:30 PM, the Senate will vote on the Motion to Invoke Cloture on the nomination.

The Senate proceeded with a Legislative Session.

S. 1390 (Department of Defense Authorization Bill).

Levin amend#1469 (Regarding funding for the F-22 aircraft program). Laid aside.

At 12:02 PM, the Senate recessed until 1:00 PM.

The Senate reconvened at 1:00 PM.

S. 1390 (Department of Defense Authorization Bill).

The Senate proceeded to an Executive Session.

Cal. #169 (Robert Groves to be Director of the Census). Motion to Invoke Cloture on the nomination. Yeas and nays ordered. The Motion to Invoke Cloture was agreed to by a vote of **76-15**. Under a previous order, all post-cloture time was yielded back, and the nomination was confirmed by voice vote.

The Senate proceeded with a Legislative Session.

The Senate will convene at 10:00 AM on Tuesday, July 14 and will be in a period of morning business for one hour. At 11:00 AM, the Senate will resume consideration of S. 1390 (Department of Defense Authorization Bill). The Senate will recess from 12:30 to 2:15 PM for the party lunches.

The Senate adjourned at 7:30 PM.

SENATE FLOOR PROCEEDINGS

FRIDAY, JULY 10, 2009

The Senate will convene at 10:00 AM and will proceed with Morning Business only. The next vote will occur at 5:30 PM on Monday, July 13, 2009.

The Senate proceeded to an Executive Session.

Reid filed cloture on Cal. #169 (Robert Groves to be Director of the Census). On Monday, July 13th at 4:30 PM, the Senate proceeded with an Executive Session for an hour of debate on the Motion to Invoke Cloture on the nomination. At 5:30 PM, the Senate will vote on the Motion to Invoke Cloture on the nomination.

The Senate proceeded with a Legislative Session.

The Senate proceeded with a period of morning business.

H. Con. Res. 181 (Directing the Architect of the Capitol to engrave the Pledge of Allegiance to the Flag and the American motto "In God We Trust" in the Capitol's Visitors Center). Agreed to by voice vote.

H. Con. Res. 135 (Directing Architect of the Capitol to place a marker in Emancipation Hall in the Capitol's Visitor's Center) Agreed to by voice vote.

S. 1107 (Amend Title 88 of the U.S. Code). Agreed to by voice vote.

S. 1289 (Improve Title 18 of the U.S. Code). Agreed to by voice vote.

The Senate proceeded to Executive Session and confirmed the following nominations en bloc by voice vote:

Cal. # 195 (Peter Silva Silva, of California, to be an Assistant Administrator of the Environmental Protection Agency).

Cal. #196 (Victor M. Mendez, of Arizona, to be Administrator of the Federal Highway Administration).

Cal. #261 (Raphael Bostic, of California, to be an Assistant Secretary of Housing and Urban Development).

Cal. #262 (David H. Stevens, of Virginia, to be an Assistant Secretary of Housing and Urban Development).

Cal. # 269 (Christopher William Dell, of New Jersey, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Kosovo).

Cal. # 270 (Charles H. Rivkin, of California, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to France, and to serve concurrently and without additional compensation as

Ambassador Extraordinary and Plenipotentiary of the United States of America to Monaco).

Cal. #271 (Louis B. Susman, of Illinois, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the United Kingdom of Great Britain and Northern Ireland).

Cal. # 272 (Laurie Susan Fulton, of Virginia, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Denmark).

Cal. # 273 (Timothy J. Roemer, of Indiana, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to India).

Cal. # 274 (Gordon Gray, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-

Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Tunisia).

Cal. #275 (Richard J. Schmierer, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Sultanate of Oman).

Cal. # 276 (Mark Henry Gitenstein, of the District of Columbia, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Romania).

Cal. #277 (Phyllis Corrine Borzi, of Maryland, to be an Assistant Secretary of Labor, vice Bradford P. Campbell).

Cal. # 278 (Nicole Lurie, of Maryland, to be Medical Director in the Regular Corps of the Public Health Service).

Cal. # 279 (Gordon S. Heddell, of the District of Columbia, to be Inspector General, Department of Defense).

The Senate will convene 11:00 AM on Monday, July 13 and will proceed to S. 1390 (Department of Defense Authorization Bill). Under a previous order, at 4:30 PM the Senate will proceed to an Executive Session to Cal. #169 (Robert Groves to be Director of the Census). There will be an hour of debate on the Motion to Invoke Cloture on the nomination. At 5:30 PM, the Senate will vote on the Motion to Invoke Cloture on the nomination.

The Senate adjourned at 1:40 PM.

SENATE FLOOR PROCEEDINGS

THURSDAY, JULY 9, 2009

The Senate will convene at 9:30 AM and will be in morning business for 95 minutes. Following morning business, the Senate will resume consideration of **H.R. 2892 (Homeland Security Appropriations Bill)**. Shortly after 11:00 AM, the Senate will vote on the Kyl amend #1432 (To strike the earmark for the City of Whitefish, Montana, Emergency Operations Center). Roll Call Votes are expected throughout the day. Reid filed cloture on both the Byrd-Inouye amend #1373 (In Nature of a Substitute) and H.R. 2892 (Homeland Security Appropriations Bill) last night.

The Senate convened and proceeded with a period of morning business.

H.R. 2892 (Homeland Security Appropriations Bill).

Byrd-Inouye amend #1373 (In Nature of a Substitute). For the purposes of this bill, the amendment will be considered as original text.

Vitter amend #1375 (To prohibit amounts made available from being used to amend the final rule to hold employers accountable if they hire illegal aliens), as modified. Agreed to by voice vote.

McCain amend #1378 (To strike the appropriation for the Advanced Training Center). Laid aside.

Kyl amend #1432 (To strike the earmark for the City of Whitefish, Montana, Emergency Operations Center). Yeas and nays ordered. The amendment was not agreed to by a vote of **36-59**.

Hatch amend #1428 (Amend the Immigration and Nationality Act to extend to religious workers and Conrad-30 visa program, to protect orphans and widows with pending visa petitions), as modified. Laid aside.

McCain amend #1378 (To strike the appropriation for the Advanced Training Center). Yeas and nays ordered. The amendment was not agreed to by a vote of **35-61**.

The following amendments were considered en bloc:

Tester amend #1459 (Condition funding for the National Bio and Agro-defense Facility). Agreed to by voice vote.

Kyl amend #1455 (Require the Secretary of Homeland Security to submit a detailed report to Congress regarding the utilization and potential expansion of Operation streamline programs). Agreed to by voice vote, as modified.

Dodd amend #1458 (Provide additional funds for FIRE Grants under section 33 of the Federal Fire Prevention and Control Act of 1974). Laid aside.

Vitter amend #1467 (Prevent funds from being used to prevent individuals from importing prescription drugs under certain circumstances). Laid aside.

Murray Manager's amendment was agreed to by voice vote.

Hatch amend #1428 (mend the Immigration and Nationality Act to extend the religious workers and Conrad-30 visa programs, to protect orphans and widows with pending or approved visa petitions). Agreed to by voice vote.

Vitter amend #1467 (Prevent funds from being used to prevent individuals from importing prescription drugs under certain circumstances). The amendment was agreed to by a vote of **55-37**.

Dodd amendment #1458 (Provide additional funds for FIRE Grants under section 33 of the Federal Fire Prevention and Control Act of 1974). Agreed to by voice vote.

Coburn amendment #1433 (Prohibit the payment of bonuses to government contractors for poor performance). Agreed to by voice vote.

Murray amendment #1468 (Federal Contracting). The amendment was agreed to by a vote of **67-24**.

Coburn #1434 (Prohibit no bid contracts by requiring the use of competitive procedures to award contracts and grants funded under this Act). The amendment was not agreed to by a vote of **31-60**.

Grassley amendment #1415 (Authorize employers to voluntarily verify the immigration status of existing employees). Agreed to by a voice vote.

Sanders amendment #1430 (Increase funding for firefighter assistance grants and recruitment and retention grants). The amendment was not agreed to by a vote of **32-58**.

Byrd-Inouye amend #1373 (In Nature of a Substitute). Agreed to by voice vote.

H.R. 2892 (Homeland Security Appropriations Bill). The bill was read for a third time. The yeas and nays were ordered. The bill was passed by a vote of **84-6**. The Senate requested a Conference with the house and appointed the following Senators as Conferees: Byrd, Inouye, Leahy, Mikulski, Murray, Landrieu, Lautenberg, Tester, Specter, Voinovich, Cochran, Gregg, Shelby, Brownback, and Murkowski.

The Senate will convene at 10:00 AM on Friday, July 10, 2009. The Senate will proceed with Morning Business only. The next vote will occur at 5:30 PM on Monday, July 13, 2009.

The Senate adjourned at 10:08 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, JULY 8, 2009

The Senate will convene at 9:30 AM and will be in a period of morning business for one hour. At 10:30 AM, the Senate will resume consideration of H.R. 2892 (Homeland Security Appropriations Bill). Around 10:40 AM, there will be a series of two votes in relation to the Sessions amend #1371 (Make a pilot program for employment eligibility confirmation for aliens permanent and to improve verification of immigration status of employees) and DeMint amend #1399 (To require the completion of at least 700 miles of reinforced fencing along the Southwest border).

The Senate convened and proceeded to a period of morning business.

H.R. 2892 (Homeland Security Appropriations Bill).

Inouye amend #1373 (In Nature of a Substitute). For the purposes of this bill, the amendment will be considered as original text.

Sessions amend #1371 (Make a pilot program for employment eligibility confirmation for aliens permanent and to improve verification of immigration status of employees). Laid aside.

Nelson unanimous consent request that the Senate proceed to S. Res. 175 (Sense of the Senate that the Federal Government is a reluctant shareholder in the ownership of General Motors and Chrysler), and that the resolution be agreed to. Sessions objected.

Sessions amend #1371 (Make a pilot program for employment eligibility confirmation for aliens permanent and to improve verification of immigration status of employees). Schumer motion to table the amendment. The Motion to Table the amendment was not agreed to by a vote of **44-53**.

Leahy 2nd degree amend #1407 (To permanently reauthorize the EB-5 Regional Center Program) to Sessions amend #1371 (Make a pilot program for employment eligibility confirmation for aliens permanent and to improve verification of immigration status of employees). Agreed to by Voice Vote.

Sessions amend #1371 (Make a pilot program for employment eligibility confirmation for aliens permanent and to improve verification of immigration status of employees), as amended. The amendment is agreed to by Voice Vote.

DeMint amend #1399 (To require the completion of at least 700 miles of reinforced fencing along the Southwest border). Yeas and nays ordered. The amendment was agreed to by a vote of **54-34**.

Vitter amend #1375 (To prohibit amounts made available from being used to amend the final rule to hold employers accountable if they hire illegal aliens), as modified. Laid aside.

Grassley amend #1415 (To authorize employers to voluntarily verify the immigration status of existing employees). Laid aside.

Feingold amend #1402 (To require grants for Emergency Operations Centers and financial assistance for the predisaster mitigation program to be awarded without regard to earmarks). Yeas and nays ordered. The amendment was not agreed to by a vote of **48-60**.

Kyl amend #1432 (To strike the earmark for the City of Whitefish, Montana, Emergency Operations Center). Laid aside.

Hatch amend #1428 (amend the Immigration and Nationality Act to extend the religious workers and Conrad-30 visa programs). Laid aside.

McCain amend #1406 (strike provisions relating to the Loran-C signal). The amendment was not agreed to by a vote of **37-61**.

On Monday July 13, the Senate will proceed to S. 1390 (DoD Authorization Bill).

Reid filed cloture on Inouye amend #1373 (In Nature of a Substitute) on **H.R. 2892 (Homeland Security Appropriations Bill)**.

Reid filed cloture on **H.R. 2892 (Homeland Security Appropriations Bill)**.

The Senate will convene at 9:30 AM on Thursday, July 9 and will be in morning business for 95 minutes. Following morning business, the Senate will resume consideration of **H.R. 2892 (Homeland Security Appropriations Bill)**. Shortly after 11:00 AM, the Senate will vote on Kyl amend #1432 (To strike the earmark for the City of Whitefish, Montana, Emergency Operations Center). Roll Call Votes are expected throughout the day.

The Senate adjourned at 7:40 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, JULY 7, 2009

The Senate will convene at 10:00 AM and will proceed with Morning Business for 1 hour. The Senate will then proceed to the consideration of H. R. 2892 (Homeland Security Appropriations Bill). The Senate will recess from 12:30 – 2:15 for party caucuses. At 12:15 PM, Senator-elect Al Franken will be sworn-in.

The Senate convened and proceeded with a legislative session.

H.R. 2454 (American Clean Energy and Security Act of 2009). The second reading of the bill was agreed to. Further proceedings on the bill were objected to.

The Senate proceeded with a period of morning business.

H. R. 2892 (Homeland Security Appropriations Bill).

Inouye amend #1373 (In Nature of a Substitute). For the purposes of this bill, the amendment will be considered as original text.

Sessions amend #1371 (Make a pilot program for employment eligibility confirmation for aliens permanent and to improve verification of immigration status of employees). Laid aside.

S. Res. 208 (Regarding the constitution of the Majority Party's membership on certain committees for the 111th Congress or until their successors are chose). Agreed to by voice vote.

Sen. Reid announced that under the previous order and pursuant to the authority granted under S. Res. 18, Senator Franken is assigned to the Committee on Indian Affairs, the Select Committee on Aging, the Judiciary Committee and the "HELP" Committee.

The Senate recessed for party caucuses.

The Senate convened at 2:15 PM and proceeded to a Legislative Session.

H. R. 2892 (Homeland Security Appropriations Bill).

Inouye amend #1373 (In Nature of a Substitute). For the purposes of this bill, the amendment will be considered as original text.

DeMint amend #1399 (). Laid aside.

McCain amend #1400 (To eliminate the appropriation for the Over-the-Road Bus Security Assistance). Yeas and nays ordered. The amendment was not agreed to by a vote of 47-51.

Feingold amend #1402 (To require grants for Emergency Operations Centers and financial assistance for the predisaster mitigation program to be awarded without regard to earmarks). Laid aside.

The Senate proceeded to a period of morning business.

S. Res. 209 (National Eye Institute Anniversary). Agreed to by Unanimous Consent.

The Senate will convene at 9:30 AM and will be in a period of morning business for one hour. At 10:30 AM, the Senate will resume consideration of H.R. 2892 (Homeland Security Appropriations Bill). Around 10:40 AM, there will be a series of two votes in relation to the Sessions amend #1371 (Make a pilot program for employment eligibility confirmation for aliens permanent and to improve verification of immigration status of employees) and DeMint amend #1399 ().

The Senate adjourned at 7:06 PM.

SENATE FLOOR PROCEEDINGS

MONDAY, JULY 6, 2009

The Senate will convene at 2:00 PM and will be in a period of Morning Business for one hour. Following morning business, the Senate will resume consideration of H.R. 2918 (Legislative Branch Appropriations Bill). At 5:30 PM, the Senate will proceed to a roll call vote on the McCain amend #1367 (Nebraska photo exhibit). Following the disposition of the McCain amendment, the Senate is expected to vote on final passage of the bill. On Tuesday, July 7, 2009, the Senate is expected to proceed to H.R. 2892 (Homeland Security Appropriations Bill).

The Senate convened and proceeded to a period of Morning Business.

The Senate proceeded to a Legislative Session.

H.R. 2918 (Legislative Branch Appropriations Bill).

Nelson amend #1365 (Substitute Amendment).

Coburn amend #1369 (To require expenditures by every Senate office be posted online for the public to review). Agreed to by Voice Vote.

DeMint amend #1370 (Direct the Architect of the Capitol to engrave the Pledge of Allegiance to the Flag and the National Motto of "In God We Trust" in the Capitol Visitor Center). Agreed to by Voice Vote.

DeMint amend #1367 (Reform the manner in which the Board of Governors of the Federal Reserve System is audited by the Comptroller General of the US). Nelson Point of Order was sustained and the amendment falls.

McCain amend #1367 (Strike the earmark for the Durham Museum in Omaha, Nebraska). The amendment was not agreed to by a vote of **31-61**.

DeMint Constitutional Point of Order that the Nelson amend #1365 (Substitute Amendment) which contains the language for the Durham Museum in Omaha Nebraska violates article 1, Section 8 and the 10th Amendment of the U.S. Constitution. The Chair put the question to the Senate. Is it in order to offer the Nelson amend #1365 (Substitute amendment) to the bill. The Senate agreed that the amendment was in order to the bill by a vote of **70-23**.

Nelson amend #1365 (Substitute amendment) was agreed to by voice vote, as amended.

H. R. 2918 (Legislative Appropriations Bill). The bill was read for a third time, as amended. The yeas and nays on final passage were ordered. The bill was agreed to by a vote of **67-25**.

The Senate insists upon its amendments and requests a Conference with the House. The Senate appointed the following Conferees: Sen. Nelson (Neb.), Inouye, Pryor, Tester, Murkowski and Cochran.

Executive session

Cal. #197, Stephen Owens to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency. Confirmed by voice vote.

Cal. #258, Daniel Ginsberg to be Assistant Secretary of the Air Force. Confirmed by voice vote.

H. R. 2454 (Create clean energy jobs and achieve energy independence). The first reading of the bill was agreed to. The second reading of the bill was objected to.

The Senate will convene at 10:00 AM on Tuesday, July 7, 2009. The Senate will proceed with Morning Business for 1 hour. The Senate will then proceed to the consideration of H. R. 2892 (Homeland Security Appropriations Bill). The Senate will recess from 12:30 – 2:15 for party caucuses. At 12:15 PM, Senator-elect Al Franken will be sworn-in.

The Senate adjourned at 7:15 PM.