

SENATE FLOOR PROCEEDINGS

MONDAY, OCTOBER 31, 2011

The Senate will convene at 3:00 PM and will be in a period of Morning Business for 90 minutes. At 4:30 PM, the Senate will proceed to an Executive Session to consider Cal. #249 (Stephen Higginson to be a U.S. Circuit Judge for the Fifth Circuit) for one hour of debate, followed by a vote on the nomination at 5:30 PM. On Tuesday, November 1, 2011 at a time to be determined, the Senate will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). With the Inouye substitute amendment having been agreed to, the substitute amendment will be considered as original text for further amendments. Under a previous agreement, the Senate will proceed to vote on the following amendments and resolutions:

Coburn amend #800 (to reduce funding for the Rural Development Agency).

Paul amend #821 (to reallocate 10 percent of the amounts appropriated for capital investments in surface transportation infrastructure from transportation enhancement activities to the highway bridge program). Subject to a 60-vote affirmative threshold.

DeMint amend #763 (to prohibit the use of funds to implement regulations regarding the removal of essential-use designation for epinephrine used in oral pressurized metered-dose inhalers).

Crapo amend #814 (to provide for the orderly implementation of the provisions of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes). Subject to a 60-vote affirmative threshold.

Lee Motion to Recommit H.R. 2112 to the Appropriations Committee to be reported back forthwith with an amendment adjusting spending levels in the bill to FY2011.

Under a previous order, the remaining Coburn amendments will be withdrawn with the exception of amendment 801, and the Senate will proceed to vote on final passage of the bill. Further, when the Senate receives the Message from the House with respect to H.R. 2112 the Senate insist on its amendments or agree to a conference with the House on the disagreeing votes of the two Houses and the Chair be authorized to appoint the following conferees. Kohl, Harkin, Feinstein, Nelson, Pryor, Blunt, Cochran, Hoeven, Hutchison and Shelby.

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

The Senate proceeded to an Executive Session.

Cal. #249 (Stephen Higginson to be a U.S. Circuit Judge for the Fifth Circuit). The nomination was confirmed by a vote of **88-0**.

The following nominations were considered en bloc:

Cal. #103, Eric Hirschhorn to be Under Secretary of Commerce for Export Administration. Confirmed by unanimous consent.

Cal. #416, Cyrus Amir-Mokri to be an Assistant Secretary of the Treasury. Agreed to by unanimous consent.

Cal. #420, David Johanson to be a Member of the US International Trade Commission. Confirmed by unanimous consent.

S. 1637 (Clarify appeal time limits and civil actions to which US Officers or Employees are parties). Agreed to by unanimous consent.

H. R. 368 (Amend Title 28, US Code to clarify and improve certain provisions relating to the removal of litigation against Federal Officers or Agencies to Federal Courts). Agreed to by unanimous consent.

H. R. 394 (Amend Title 28, US Code to clarify the jurisdiction of the Federal Courts). Agreed to by unanimous consent.

The following bills were considered en bloc:

H. R. 674 (Amend the Internal Revenue Code of 1986 to repeal the imposition of 3% withholding on certain payments made to vendors by Government Entities). The bill was read for the first time. The second reading of the bill was objected to.

S. 1769 (A bill to put workers back on the job while rebuilding and modernizing America). The bill was read for the first time. The second reading of the bill was objected to.

The Senate will convene at 10:00 AM on Tuesday, November 1, 2011. The Senate will then resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). With the Inouye substitute amendment having been agreed to, the substitute amendment will be considered as original text for further amendments. Under a previous agreement, the Senate will proceed to vote on the following amendments and resolutions:

Coburn amend #800 (to reduce funding for the Rural Development Agency).

Paul amend #821 (to reallocate 10 percent of the amounts appropriated for capital investments in surface transportation infrastructure from transportation enhancement activities to the highway bridge program). Subject to a 60-vote affirmative threshold.

DeMint amend #763 (to prohibit the use of funds to implement regulations regarding the removal of essential-use designation for epinephrine used in oral pressurized metered-dose inhalers).

Crapo amend #814 (to provide for the orderly implementation of the provisions of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes). Subject to a 60-vote affirmative threshold.

Lee Motion to Recommit H.R. 2112 to the Appropriations Committee to be reported back forthwith with an amendment adjusting spending levels in the bill to FY2011.

Under a previous order, the remaining Coburn amendments will be withdrawn with the exception of amendment 801, and the Senate will proceed to vote on final passage of the bill. Further, when the Senate receives the Message from the House with respect to H.R. 2112 the Senate insist on its amendments or agree to a conference with the House on the disagreeing votes of the two Houses and the Chair be authorized to appoint the following conferees. Kohl, Harkin, Feinstein, Nelson, Pryor, Blunt, Cochran, Hoeven, Hutchison and Shelby.

The votes on all amendments and final passage will begin at approximately 10:15 AM. The Senate will recess from 12:30 – 2:15 for party caucuses.

The Senate adjourned at 6:25 PM.

SENATE FLOOR PROCEEDINGS

THURSDAY, OCTOBER 27, 2011

The Senate will convene at 11:00 AM for a pro forma session only.

The Senate will next convene on Monday, October 31st, 2011 at 3:00 PM and will be in a period of Morning Business for 90 minutes. 4:30 PM and will proceed to an Executive Session to consider Cal. #249 (Stephen Higginson to be a U.S. Circuit Judge for the Fifth Circuit) for one hour of debate, followed by a vote on the nomination at 5:30 PM. On Tuesday, November 1, 2011 at a time to be determined, the Senate will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). With the Inouye substitute amendment having been agreed to, the substitute amendment will be considered as original text for further amendments. Under a previous agreement, the Senate will proceed to vote on the following amendments and resolutions:

Coburn amend #800 (to reduce funding for the Rural Development Agency).

Paul amend #821 (to reallocate 10 percent of the amounts appropriated for capital investments in surface transportation infrastructure from transportation enhancement activities to the highway bridge program). Subject to a 60-vote affirmative threshold.

DeMint amend #763 (to prohibit the use of funds to implement regulations regarding the removal of essential-use designation for epinephrine used in oral pressurized metered-dose inhalers).

Crapo amend #814 (to provide for the orderly implementation of the provisions of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes). Subject to a 60-vote affirmative threshold.

Lee Motion to Recommit H.R. 2112 to the Appropriations Committee to be reported back forthwith with an amendment adjusting spending levels in the bill to FY2011.

Under a previous order, the remaining Coburn amendments will be withdrawn with the exception of amendment 801, and the Senate will proceed to vote on final passage of the bill. Further, when the Senate receives the Message from the House with respect to H.R. 2112 the Senate insist on its amendments or agree to a conference with the House on the disagreeing votes of the two Houses and the Chair be authorized to appoint the following conferees. Kohl, Harkin, Feinstein, Nelson, Pryor, Blunt, Cochran, Hoeven, Hutchison and Shelby.

The Senate adjourned at 11:00 AM.

SENATE FLOOR PROCEEDINGS

MONDAY, OCTOBER 24, 2011

The Senate will convene at 3:45 PM for a pro forma session only, and will immediately adjourn until 11:00 AM on Thursday, October 27, 2011, for a pro forma session.

The Senate will next convene on Monday, October 31st, 2011 at 3:00 PM and will be in a period of Morning Business for 90 minutes. 4:30 PM and will proceed to an Executive Session to consider Cal. #249 (Stephen Higginson to be a U.S. Circuit Judge for the Fifth Circuit) for one hour of debate, followed by a vote on the nomination at 5:30 PM. On Tuesday, November 1, 2011 at a time to be determined, the Senate will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). With the Inouye substitute amendment having been agreed to, the substitute amendment will be considered as original text for further amendments. Under a previous agreement, the Senate will proceed to vote on the following amendments and resolutions:

Coburn amend #800 (to reduce funding for the Rural Development Agency).

Paul amend #821 (to reallocate 10 percent of the amounts appropriated for capital investments in surface transportation infrastructure from transportation enhancement activities to the highway bridge program). Subject to a 60-vote affirmative threshold.

DeMint amend #763 (to prohibit the use of funds to implement regulations regarding the removal of essential-use designation for epinephrine used in oral pressurized metered-dose inhalers).

Crapo amend #814 (to provide for the orderly implementation of the provisions of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes). Subject to a 60-vote affirmative threshold.

Lee Motion to Recommit H.R. 2112 to the Appropriations Committee to be reported back forthwith with an amendment adjusting spending levels in the bill to FY2011.

Under a previous order, the remaining Coburn amendments will be withdrawn with the exception of amendment 801, and the Senate will proceed to vote on final passage of the bill. Further, when the Senate receives the Message from the House with respect to H.R. 2112 the Senate insist on its amendments or agree to a conference with the House on the disagreeing votes of the two Houses and the Chair be authorized to appoint the following conferees. Kohl, Harkin, Feinstein, Nelson, Pryor, Blunt, Cochran, Hoeven, Hutchison and Shelby.

SENATE FLOOR PROCEEDINGS

THURSDAY, OCTOBER 20, 2011

The Senate will convene at 10:00 AM and will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). At 12:00 PM, the Senate will proceed to Executive Session to vote on Cal. #78 (Heather Higginbottom to be Deputy Director of the Office of Management and Budget). After disposition of the nomination, the Senate will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations) and proceed to a series of roll call votes on the following two amendments:

Vitter amend #769 (To prohibit the Food and Drug Administration from preventing an individual not in the business of importing a prescription drug from importing an FDA-approved prescription drug from Canada), as modified;

Webb amend #750 (To establish the National Criminal Justice Commission). Both the Vitter and Webb amendments require 60-yea votes for passage.

At 2:00 PM, the Senate will then proceed to a series of 4 votes on the following amendments:

Merkley amend #879 (To prohibit amounts appropriated under this Act to carry out parts A and B of subtitle V of title 49, United States Code, from being expended unless all the steel, iron, and manufactured products used in the project are produced in the United States), as modified;

Brown (OH) amend #874 (To increase amounts made available to carry out Section 561 of the Housing and Community Development Act of 1987, and to provide an offset). (60-vote threshold);

Moran amend #815 (Regarding the Watershed Protection and Flood Prevention Act);

Grassley amend #860 (To ensure accountability in Federal grant programs administered by the Department of Justice). (60-vote threshold)

Expect additional roll call votes today in an effort to complete action on the bill.

The Senate convened and proceeded with a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

Murray amend #772 (To strike a section providing for certain exemptions from environmental requirements for the reconstruction of highway facilities damaged by natural disasters or emergencies) is withdrawn.

The Senate proceeded to an Executive Session.

Cal. #78 (Heather Higginbottom to be Deputy Director of the Office of Management and Budget). Yeas and nays ordered. The nomination is confirmed by a vote of 64-26.

The Senate resumed a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

Vitter amend #769 (To prohibit the Food and Drug Administration from preventing an individual not in the business of importing a prescription drug from importing an FDA-approved prescription drug from Canada), as modified. Under a previous agreement, the amendment is subject to an affirmative 60-vote threshold for passage. Yeas and nays ordered. The amendment was not agreed to by a vote of 45-55.

Webb amend #750 (To establish the National Criminal Justice Commission). Under a previous agreement, the amendment is subject to an affirmative 60-vote threshold for passage. Yeas and nays ordered. The amendment was not agreed to by a vote of 57-43.

The 60-vote threshold was vitiated by unanimous consent for the Brown (OH) amend #874 (To increase amounts made available to carry out Section 561 of the Housing and Community Development Act of 1987, and to provide an offset).

Hatch unanimous consent request that Hatch amend #875 (to make certain firearms provisions permanent) be called up. Kohl objected.

Merkley amend #879 (To prohibit amounts appropriated under this Act to carry out parts A and B of subtitle V of title 49, United States Code, from being expended unless all the steel, iron, and manufactured products used in the project are produced in the United States), as modified. Under a previous agreement, the amendment is subject to an affirmative 60-vote threshold for passage. Yeas and nays ordered. The amendment is not agreed to by a vote of 55-44.

Brown (OH) amend #874 (To increase amounts made available to carry out Section 561 of the Housing and Community Development Act of 1987, and to provide an offset). The amendment is agreed to by **Voice Vote**.

Moran amend #815 (Regarding the Watershed Protection and Flood Prevention Act). The amendment is agreed to by **Voice Vote**.

Grassley amend #860 (To ensure accountability in Federal grant programs administered by the Department of Justice). Under a previous agreement, the amendment is subject to an affirmative 60-vote threshold for passage. Yeas and nays ordered. The amendment is not agreed to by a vote of **46-54**.

The following amendments were considered en bloc:

Coburn amend #794 (To provide taxpayers with an annual report disclosing the cost of, performance by, and areas for improvements for government programs).

Coburn amend #795 (To collect more than \$500,000,00 from deadbeat developers for failed, botched and abandoned projects).

Coburn amend #796 (To end lending schemes that force taxpayers to repay the loans of delinquent developers and bail out failed or poorly planned local projects).

Coburn amend #797 (To delay or cancel new construction, purchasing, leasing and renovations of Federal buildings and office space).

Coburn amend #799 (To prohibit the use of funds to carry out the Rural Energy for America Program).

Coburn amend #801 (To eliminate funding for the Small Community Air Space Development Program).

Coburn amend #833 (To end the outdated direct payment program and to begin restoring the farm safety net as a true risk management tool).

Laid aside, en bloc.

The following bills were considered en bloc:

S. 1412 (Officer John Maquire Post Office).

H.R. 1843 (John Pangelinan Gerber Post Office Building).

H.R. 1975 (First Lieutenant Oliver Goodall Post Office Building).

H.R. 2062 (Matthew A. Pucino Post Office).

H.R. 2149 (Cecil L. Heftel Post Office Building).

Agreed to, en bloc, by Unanimous Consent.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

Portman unanimous consent request that the Senate call up Portman amend #859 (strike section relating to the approval of projects that include beam rail elements). Kohl objected.

The Senate proceeded with an Executive Session.

Cal. #410 (John Edgar Bryson to be Secretary of Commerce). Yeas and nays ordered. The nomination was confirmed by a vote of 74-26.

The Senate proceeded with a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

Motion to Invoke Cloture on the Motion to Proceed to S. 1723 (A bill to provide for teacher and first responder stabilization). Yeas and nays ordered. The Motion was not agreed to by a vote of 50-50.

Motion to Invoke Cloture on the Motion to Proceed to S. 1726 (A bill to repeal the imposition of withholding on certain payments made to vendors by government entities). Yeas and nays ordered. The Motion was not agreed to by a vote of 57-43.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

Landrieu amend #781 (to prohibit the approval of certain farmer program loans) as modified. **Agreed to by voice vote.**

Kohl amend #755 (to require a report on plans to implement reductions to certain salaries and expenses accounts). **Agreed to by voice vote.**

Vitter 2nd degree amend #917 (to reestablish the maximum aggregate amount permitted to be provided by the taxpayers to Fannie Mae and Freddie Mac) to Menendez amend #857 (to extend loan limits for programs of the government-sponsored enterprises, the Federal Housing Administration, and the Veterans Affairs Administration, and for other purposes). Subject to a 60-vote affirmative threshold. The amendment was not agreed to by a vote of **41-57 with one Senator voting present.**

Menendez amend #857 (to extend loan limits for programs of the government-sponsored enterprises, the Federal Housing Administration, and the Veterans Affairs Administration, and for other purposes). Subject to a 60-vote affirmative threshold. The amendment was agreed to by a vote of **60-38 with one Senator voting present.**

Gillibrand amend #869 (to increase funding for the emergency conservation program and the emergency watershed protection program). Agreed to by a vote of **58-41**.

Lautenberg amend #836 (to provide adequate funding for Economic Development Administration disaster relief grants pursuant to the agreement on disaster relief funding included in the Budget Control Act of 2011). **Agreed to by voice vote.**

Bingaman amend #771 (to provide an additional \$4,476,000, with an offset, for the Office of the United States Trade Representative to investigate trade violations committed by other countries and to enforce the trade laws of the United States and international trade agreements, which will fund the Office at the level requested in the President's budget and in H.R. 2596, as reported by the Committee on Appropriations of the House of Representatives). **Agreed to by voice vote.**

Sessions amend #810 (to prohibit the use of funds to allow categorical eligibility for the supplemental nutrition assistance program). Subject to a 60-vote affirmative threshold. The amendment was not agreed to by a vote of **41-58**.

Coburn amend #791 (to prohibit the use of funds to provide direct payments to persons or legal entities with an average adjusted gross income in excess of \$1,000,000). The amendment was agreed to by vote of **84-15**.

Coburn amend #792 (to end payments to slumlords who are endangering the lives of children and needy families). as modified. Subject to a 60-vote affirmative threshold. The amendment was not agreed to by a vote of **59-40**.

Coburn amend #796 (to end lending schemes that force taxpayers to repay the loans of delinquent developers and bailout failed or poorly planned local projects). Subject to a 60-vote affirmative threshold. The amendment was agreed to by vote of **73-26**.

Ayotte amend #753 (to prohibit the use of funds for the prosecution of enemy combatants in Article III courts of the United States). Subject to a 60-vote affirmative threshold. The amendment was not agreed to by a vote of **47-52**.

Reid unanimous consent request that the next vote be the cloture vote with respect to the Inouye substitute amendment number 738. That if cloture is invoked, the substitute amendment be agreed to and be considered original text for the purposes of further amendments, that the remaining amendments which were scheduled for votes under the previous order remain in order not withstanding cloture having been invoked and when the Senate resumes consideration of H.R. 2112 on Tuesday, November 1, the Senate proceed to votes on the remaining amendments and all other provisions of the previous order remain in effect. The unanimous consent request was agreed to.

Motion to Invoke Cloture on Inouye amend #738 (In the nature of a substitute). Yeas and nays ordered. The Motion was agreed to by a vote of **83-16**. Under a previous agreement, the substitute amendment is agreed to.

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

Portman amend #859 (to strike a section relating to the approval of projects that include beam rail elements and terminal sections).

McCain amend #892 (to provide additional flexibility for the closing or relocation of Rural Development offices).

Cantwell amend #893 (to direct the National Aquatic Animal Health Task Force to assess the risk infectious salmon anemia poses to wild Pacific salmon and the coastal economies which rely on them) as modified.

Cochran amend #805 (to set aside certain funding for the construction, acquisition, or improvement of fossil-fueled electric generating plants that utilize carbon sequestration systems).

Burr amend #890 (to improve the transparency and accountability of the FDA in order to encourage regulatory certainty and innovation on behalf of America's patients).

Inouye amend #918 (To strike provisions related to the Commission on Wartime Relocation and Internment of Latin Americans of Japanese Descent).

Kyl amend #919 ()

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

S. Res. 291 (Festival of Dewali). Agreed to by voice vote.

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

Cal. #129 (James Torrey to be a Member of the Board of Directors of the Overseas Private Investment Corporation).

Cal. #130 (Matthew Kennedy to be a Member of the Board of Directors of the Overseas Private Investment Corporation).

Cal. #248 (Roberto Herencia to be a Member of the Board of Directors of the Overseas Private Investment Corporation).

Cal. #289 (Mark Wetjen to be a Commissioner of the Commodity Futures Trading Commission).

Cal. #341 (Luis Aguilar to be a Member of the Securities and Exchange Commission).

Cal. #342 (Daniel Gallagher, Jr. to be a Member of the Securities and Exchange Commission).

Cal. #367 (Janice Eberly to be an Assistant Secretary of the Treasury).

Cal. #417 (Michael Punke to be a Deputy United States Trade Representative).

Cal. #418 (Islam Siddiqui to be Chief Agricultural Negotiator).

Cal. #419 (Paul Piquado to be an Assistant Secretary of Commerce).

Cal. #423 (Anne Wedner to be a Member of the United States Advisory Commission on Public Diplomacy).

Cal. #424 (Katherine Gehl to be a Member of the Board of Directors of the Overseas Private Investment Corporation).

Cal. #425 (Terry Lewis to be a Member of the Board of Directors of the Overseas Private Investment Corporation).

Cal. #426 (Terry Lewis to be a Member of the Board of Directors of the Overseas Private Investment Corporation).

Cal. #427 (Russ Carnahan to be a Representative of the United States of American to the 66th Session of the General Assembly of the United Nations).

Cal. #428 (Ann Buerkle to be a Representative of the United States of American to the 66th Session of the General Assembly of the United Nations).

Cal. #442 (Steven Frank to be United States Marshal for the Western District of Pennsylvania).

Cal. #443 (Martine Pane to be United States Marshal for the Middle District of Pennsylvania).

Cal. #444 (David Webb to be United States Marshal for the Eastern District of Pennsylvania).

All nominations on the Secretary's desk in the Foreign Service and NOAA.

The Senate will adjourn until 3:45 PM on Monday, October 24, 2011, for a pro forma session only, and will adjourn until 11:00 AM on Thursday, October 27, 2011, for a pro forma session. The Senate will next convene on Monday, October 31st, 2011 at 3:00 PM and will be in a period of Morning Business for 90 minutes. 4:30 PM and will proceed to an Executive Session to consider Cal. #249 (Stephen Higginson to be a U.S. Circuit Judge for the Fifth Circuit) for one hour of debate, followed by a vote on the nomination at 5:30 PM. On Tuesday, November 1, 2011 at a time to be determined, the Senate will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). With the Inouye substitute amendment having been agreed to, the substitute amendment will be considered as original text for further amendments. Under a previous agreement, the Senate will proceed to vote on the following amendments and resolutions:

Coburn amend #800 (to reduce funding for the Rural Development Agency).

Paul amend #821 (to reallocate 10 percent of the amounts appropriated for capital investments in surface transportation infrastructure from transportation enhancement activities to the highway bridge program). Subject to a 60-vote affirmative threshold.

DeMint amend #763 (to prohibit the use of funds to implement regulations regarding the removal of essential-use designation for epinephrine used in oral pressurized metered-dose inhalers).

Crapo amend #814 (to provide for the orderly implementation of the provisions of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes). Subject to a 60-vote affirmative threshold.

Lee Motion to Recommit H.R. 2112 to the Appropriations Committee to be reported back forthwith with an amendment adjusting spending levels in the bill to FY2011.

Under a previous order, the remaining Coburn amendments will be withdrawn with the exception of amendment 801, and the Senate will proceed to vote on final passage of the bill. Further, when the Senate receives the Message from the House with respect to H.R. 2112 the Senate insist on its amendments or agree to a conference with the House on the disagreeing votes of the two Houses and the Chair be authorized to appoint the following conferees. Kohl, Harkin, Feinstein, Nelson, Pryor, Blunt, Cochran, Hoeven, Hutchison and Shelby.

The Senate adjourned at 2:30 AM.

SENATE FLOR PROCEEDINGS

WEDNESDAY, OCTOBER 19, 2011

The Senate will convene at 9:30 AM and will proceed with a period of Morning Business for one hour. The Senate will then resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). At 12:00 PM, The Senate will proceed with a vote on McCain amend #739 (To ensure that the critical surface transportation needs by the United States are made a priority by prohibiting funds from being used on lower-priority projects such as transportation museums and landscaping).

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

Reid unanimous consent request that notwithstanding the previous order, the Senate proceed with an Executive Session at 12:00 Noon to consider the following nominations: Cal. #272 (Mark Raymond Hornak to be U.S. District Judge for the Western District of Pennsylvania); Cal. #273 (Robert Mariani of Pennsylvania to be U.S. District Judge for the Middle District of Pennsylvania; and Cal. #274 (Robert Scola to be U.S. District Judge for the Southern District of Florida). There will be fifteen minutes of debate on the nominations. At 12:15 PM, the Senate will confirm the Hornak and Scola nominations will be confirmed by voice vote, and the Senate will proceed to a roll call vote on the Mariani nominations. Following the vote, the Senate will resume a Legislative Session to vote on the McCain amend #739 (To ensure that the critical surface transportation needs by the United States are made a priority by prohibiting funds from being used on lower-priority projects such as transportation museums and landscaping) to H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). The unanimous consent request was agreed to.

The Senate proceeded to a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

McCain amend #739 (To ensure that the critical surface transportation needs by the United States are made a priority by prohibiting funds from being used on lower-priority projects such as transportation museums and landscaping).

The Senate proceeded to an Executive Session.

The following nominations were considered en bloc:

Cal. #272 (Mark Raymond Hornak to be U.S. District Judge for the Western District of Pennsylvania).

Cal. #273 (Robert Mariani of Pennsylvania to be U.S. District Judge for the Middle District of Pennsylvania).

Cal. #274 (Robert Scola to be U.S. District Judge for the Southern District of Florida).

Cal. #272 (Mark Raymond Hornak to be U.S. District Judge for the Western District of Pennsylvania). Confirmed by Voice Vote.

Cal. #274 (Robert Scola to be U.S. District Judge for the Southern District of Florida). Confirmed by Voice Vote.

Cal. #273 (Robert Mariani of Pennsylvania to be U.S. District Judge for the Middle District of Pennsylvania). Yeas and nays ordered. The nomination was confirmed by a vote of 82-17.

The Senate resumed a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

McCain amend #739 (To ensure that the critical surface transportation needs by the United States are made a priority by prohibiting funds from being used on lower-priority projects such as transportation museums and landscaping). Boxer Motion to Table the amendment. Yeas and nays ordered. The Motion to Table is agreed to by a vote of 59-39.

Harkin unanimous consent request that the HELP Committee be authorized to meet in Executive Session on October 19, 2011 to consider a bill to reauthorize the Elementary and Secondary Act. Paul objected.

Ayotte amend #753 (To prohibit the use of funds for the prosecution of enemy combatants in Article III courts of the United States). Laid aside.

Vitter amend #769 (To prohibit the Food and Drug Administration from preventing an individual not in the business of importing a prescription drug from importing an FDA-approved prescription drug from Canada), as modified. Laid aside.

Crapo amend #814 (To provide for the orderly implementation of the provisions of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act). Laid aside.

Merkley amend #879 (To prohibit amounts appropriated under this Act to carry out parts A and B of subtitle V of title 49, United States Code, from being expended unless all the steel, iron and manufactured products used in the project are produced in the United States). Laid aside.

Moran amend #815 (Regarding the Watershed Protection and Flood Prevention Act). Laid aside.

Bingaman amend #771 (To provide an additional \$4,476,000, with an offset, for the Office of the United States Trade Representative to investigate trade violations committed by other countries and to enforce the trade laws of the United States and international trade agreements, which will fund the Office at the level requested in the President's budget and in H.R. 2596, as reported by the Committee on Appropriations of the House of Representatives), as modified. Laid aside.

Grassley amend #860 (To ensure accountability in Federal grant programs administered by the Department of Justice). Laid aside.

Menendez amend #857 (To extend loan limits for programs of the government-sponsored enterprises, the Federal Housing Administration and the Veterans Affairs Administration). Laid aside.

Lee Motion to Recommit H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations) with instructions. Laid aside.

Sessions amend #810 (To prohibit the use of funds to allow categorical eligibility for the supplemental nutrition assistance program). Laid aside.

Coburn amend #792 (To end payments to slumlords who are endangering the lives of children and needy families), as modified. Laid aside.

McCain amend #741 (To prohibit the use of appropriated funds to construct, fund, install, or operate certain ethanol blender pumps and ethanol storage facilities) is withdrawn.

The following amendments were considered en bloc:

DeMint amend #763 (To prohibit the use of funds to implement regulations regarding the removal of essential-use designation for epinephrine used in oral pressurized metered-dose inhalers).

**DeMint amend #764 (To eliminate a certain increase in funding).
Laid aside, en bloc.**

Lautenberg amend #836 (To provide adequate funding for Economic Development Administration disaster relief grants pursuant to the agreement on disaster relief funding included in the Budget Control Act of 2011). Laid aside.

Reid Motion to Proceed to S. 1723 (A bill to provide for teacher and first responder stabilization). Reid Motion to Invoke Cloture on the Motion to Proceed to S. 1723 (A bill to provide for teacher and first responder stabilization). Reid withdrew the Motion to Proceed.

McConnell Motion to Proceed to S. 1726 (A bill to repeal the imposition of withholding on certain payments made to vendors by government entities). McConnell Motion to Invoke Cloture on the Motion to Proceed to S. 1726 (A bill to repeal the imposition of withholding on certain payments made to vendors by government entities). McConnell withdrew the Motion to Proceed.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

Gillibrand amend #869 (To increase funding for the emergency conservation program and the emergency watershed protection program). Laid aside.

The following amendments were agreed to en bloc:

Sanders amend #816 (To provide amounts to support innovative, utility-administered energy efficiency programs for small businesses).

Coburn amend #793 (To ensure transparency in federally attended and funded conferences, including the cost to taxpayers for food, drinks, and hotel stays associated with federally funded conferences of more than \$20,000).

Coburn amend #798 (To prohibit the use of amounts made available by this bill for new passenger motor vehicles), as modified.

Agreed to, en bloc, by Unanimous Consent.

Reid Motion to Invoke Cloture on Inouye amend #738 (In the nature of a substitute) to H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Reid Motion to Invoke Cloture on H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

S. 894 (Veterans' Compensation Cost-of-Living Adjustment Act of 2011). Agreed to by Unanimous Consent.

S. Res. 299 (National Work and Family Month). Agreed to by Unanimous Consent.

S. Res. 300 (Red Ribbon Week 2011). Agreed to by Unanimous Consent.

The Senate will convene at 10:00 AM on Thursday, October 20, 2011 and will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). At 12:00 PM, the Senate will proceed to Executive Session to vote on Cal. #78 (Heather Higginbottom to be Deputy Director of the Office of Management and Budget). After disposition of the nomination, the Senate will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations) and proceed to a series of roll call votes on the following two amendments: Vitter amend #769 (To prohibit the Food and Drug Administration from preventing an individual not in the business of importing a prescription drug from importing an FDA-approved prescription drug from Canada), as modified;

Webb amend #750 (To establish the National Criminal Justice Commission). Both the Vitter and Webb amendments require 60-year votes for passage.

At 2:00 PM, the Senate will then proceed to a series of 4 votes on the following amendments:

Merkley amend #879 (To prohibit amounts appropriated under this Act to carry out parts A and B of subtitle V of title 49, United States Code, from being expended unless all the steel, iron, and manufactured products used in the project are produced in the United States), as modified;

Brown (OH) amend #874 (To increase amounts made available to carry out Section 561 of the Housing and Community Development Act of 1987, and to provide an offset). (60-vote threshold);

Moran amend #815 (Regarding the Watershed Protection and Flood Prevention Act);

Grassley amend #860 (To ensure accountability in Federal grant programs administered by the Department of Justice). (60-vote threshold)

Expect additional roll call votes tomorrow in an effort to complete action on the bill.

The Senate adjourned at 9:31 PM.

SENATE FLOR PROCEEDINGS

TUESDAY, OCTOBER 18, 2011

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 H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). The Senate will recess from 12:30 PM to 2:15 PM for the weekly party caucus meetings.

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

The following bills received their second readings en bloc:

H.R. 2250 (An Act to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards).

H.R. 2273 (An Act to amend Subtitle D of the Solid Waste Disposal Act).

S. 1720 (A bill to provide American jobs through economic growth).

S. 1723 (A bill to provide for teacher and first responder stabilization).

S. 1726 (A bill to repeal the imposition of withholding on certain payments made to vendors by government entities).

The second readings of the bills were agreed to en bloc. Further consideration of the bills were objected to en bloc.

The Senate proceeded to a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

The following amendments were introduced en bloc:

McCain amend #739 (To ensure that the critical surface transportation needs by the United States are made a priority by prohibiting funds from being used on lower-priority projects such as transportation museums and landscaping).

McCain amend #740 (To eliminate funding for the trade adjustment assistance for firms program).

McCain amend #741 (To prohibit the use of appropriated funds to construct, fund, install or operate certain ethanol blender pumps and ethanol storage facilities).

Laid aside, en bloc.

Webb amend #750 (To establish the National Criminal Justice Commission), as modified. Laid aside.

Cornyn amend #775 (To prohibit funding for Operation Fast and Furious or similar "gun walking" programs).

The Senate recessed from 12:28-2:15 PM for weekly party caucus luncheons.

The Senate reconvened at 2:15 PM.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In the nature of a substitute).

Cornyn amend #775 (To prohibit funding for Operation Fast and Furious or similar "gun walking" programs), as modified. The amendment was agreed to by a vote of 99 – 0.

McCain amend #740 (To eliminate funding for the trade adjustment assistance for firms program). The amendment was not agreed to by a vote of 44 - 55.

Vitter amend #769 (Prohibit the FDA from preventing an individual not in the business of importing a prescription drug from importing an DFA-approved prescription drug from Canada). Laid aside.

Collins amend #804 (Prohibit the use of funds to implement a rule that sets maximum limits on the serving of vegetables in school meal programs or is inconsistent with the recommendations of the most recent Dietary Guidelines for Americans for vegetables). The amendment was agreed to by a voice vote. Laid aside.

Sanders amend #816 (Provide amounts to support innovative, utility-administered energy efficiency programs for small businesses). Laid aside.

Landrieu amend #781 (Prohibit the approval of certain farmer program loans). Laid aside.

Coburn amend #791 (Prohibit the use of funds to provide direct payments o persons or legal entities with an average adjusted gross income in excess of \$1,000,000). Laid aside.

Coburn amend #792 (End payments to slumlords who are endangering the lives of children and needy families). Laid aside.

The Senate proceeded with an Executive Session to consider the following nominations en bloc:
Cal. #429 (Dan Wozena to be Ambassador of the United States to the People's Republic of Bangladesh. Confirmed by unanimous consent.

Cal. #430 (Robert Mandell to be Ambassador of the United States to Luxembourg. Confirmed by unanimous consent.

Cal. #431 (Thomas Krajewski to be Ambassador of the United States to the Kingdom of Bahrain). Confirmed by unanimous consent.

Cal. #432 (Susan Page to be Ambassador of the United States to the Republic of South Sudan). Confirmed by unanimous consent.

Cal. #433 (Adrienne O'Neal to be Ambassador of the United States to the Republic of Cape Verde). Confirmed by unanimous consent.

Cal. #434 (Mary Leonard to be Ambassador of the United States to the Republic of Mali). Confirmed by unanimous consent.

Cal. #435 (Mark Brzezinski to be Ambassador of the United States to Sweden). Agreed to by unanimous consent.

The following bills were considered en bloc:

S. 270 (Direct the Sec. of the Interior to convey certain Federal land to Deschutes County, Oregon). Agreed to by unanimous consent.

S. 292 (To resolve the claims of and convey lands to the Bering Straits Native Corporation). Agreed to by unanimous consent.

S. 333 (Reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the Little Wood River Ranch). Agreed to by unanimous consent.

S. 334 (Reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the American Falls Reservoir). Agreed to by unanimous consent.

S. 404 (Modify a land grant patent issued by the Sec. of the Interior). Agreed to by unanimous consent.

H.R. 489 (Clarify the jurisdiction of the Sec. of the Interior with respect to the C.C. Cragin Dam and Reservoir). Agreed to by unanimous consent.

HR 470 (Further allocate and expand the availability of hydroelectric power generated at Hoover Dam). Agreed to by unanimous consent.

HR 765 (Amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Sec. of the Agriculture regarding additional recreational uses of National Forest System land and is subject to ski area permits). Agreed to by unanimous consent.

S. 925 (Mt. Andrea Lawrence Designation Act of 2011). Agreed to by unanimous consent.

S. Con. Res. 32 (Authorize the Clerk of the House to make technical corrections in the enrollment of H. R. 470). Agreed to by unanimous consent.

S. Res. 298 (Designating October 20, 2011 as the "National Day of Writing"). Agreed to by voice vote.

The Senate proceeded with a period of Morning Business.

The Senate will convene at 9:30 AM on Wednesday, October 19, 2011 and will proceed with a period of Morning Business for one hour. The Senate will then resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). At 12:00 PM, The Senate will proceed with a vote on McCain amend #739 (To ensure that the critical surface transportation needs by the United States are made a priority by prohibiting funds from being used on lower-priority projects such as transportation museums and landscaping).

The Senate adjourned at 7:38 PM.

SENATE FLOR PROCEEDINGS

MONDAY, OCTOBER 17, 2011

The Senate will convene at 2:00 PM and will be in a period of Morning Business until 4:00 PM. The Senate then will proceed to a Legislative Session and proceed to H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). At 5:15 PM, the Senate will proceed to an Executive Session to consider Cal. #271 (Cathy Bissoon to be U.S. District Judge for the Western District of Pennsylvania). At 5:30 PM, the Senate will vote on the nomination.

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

The Senate proceeded with a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Inouye amend #738 (In Nature of a Substitute). The amendment will be considered as original bill text.

Webb amend #750 (To establish the National Criminal Justice Commission). Laid aside.

Kohl amend #755 (To require a report on plans to implement reductions to certain salaries and expenses accounts). Laid aside.

The Senate proceeded with an Executive Session.

Cal. #271 (Cathy Bissoon to be U.S. District Judge for the Western District of Pennsylvania). Yeas and nays ordered. The nomination was confirmed by a vote of 82-3.

The Senate proceeded with a Legislative Session.

H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations).

Cornyn amend #775 (To prohibit funding for Operation Fast and Furious). Laid aside.

Durbin amend #772 (Reconstruction of highway facilities damaged by natural disasters). Laid aside.

The Senate proceeded with a period of Morning Business.

S. 1721 (A bill to amend section 402 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996). The bill was agreed to by voice vote.

S. 275 (Amend Title 49 on the United States Code and for other purposes). Agreed to by unanimous consent.

S. Res. 294 (Commemorating 182nd Anniversary of the Delaware Canal). Agreed to by unanimous consent.

S. Res. 295 (Day of the Deployed). Agreed to by unanimous consent.

The following bills received their first reading en bloc:

H.R. 2250 (An Act to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards).

H.R. 2273 (An Act to amend Subtitle D of the Solid Waste Disposal Act).

S. 1720 (A bill to provide American jobs through economic growth).

S. 1723 (A bill to provide for teacher and first responder stabilization)

S. 1726 (A bill to repeal the imposition of withholding on certain payments made to vendors by government entities).

The first readings of the bills were agreed to en bloc. The second readings of the bills were objected to en bloc.

The Senate will convene at 10:00 AM on Tuesday, October 18, 2011, and will be in a period of Morning Business for one hour. At 11:00 AM, the Senate will resume consideration of H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). The Senate will recess from 12:30 PM to 2:15 PM for the weekly party caucus meetings.

The Senate adjourned at 7:22 PM.

SENATE FLOR PROCEEDINGS

THURSDAY, OCTOBER 14, 2011

The Senate will convene at 10:00 AM and will be in a period of Morning Business for two hours. At 12:00 Noon, the Senate will proceed to an Executive Session to consider the following nominations: Cal. #251, Alison Nathan to be U. S. District Judge for the Southern District of New York, Cal. #252, Susan Owens Hickey to be U. S. District Judge for the Western District of Arkansas and Cal. #253, Katherine Forrest to be U. S. District Judge for the Southern District of New York. At 2:00 PM, there will be up to two roll call votes on the judicial nominations. At 4:00 PM, there will be a Joint Meeting of Congress with the President of Korea.

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

The Senate proceeded with an Executive Session.

Cal. #251, Alison Nathan to be U. S. District Judge for the Southern District of New York. Yeas and nays ordered. The nomination is confirmed by a vote of 48-44.

Cal. #252, Susan Owens Hickey to be U. S. District Judge for the Western District of Arkansas. Yeas and nays ordered. The nomination is confirmed by a vote of 83-8.

Cal. #253, Katherine Forrest to be U. S. District Judge for the Southern District of New York. The nomination is confirmed by Voice Vote.

The Senate proceeded to a Legislative Session.

The Senate proceeded to a period of Morning Business.

The Senate proceeded to an Executive Session.

Cal. #287 (Sung Kim to be US Ambassador to the Republic of Korea). Confirmed by Unanimous Consent.

Cal. #78 (Heather Higginbottom to be Deputy Director of the Office of Management and Budget), 4 hours debate then vote.

The Senate proceeded to a Legislative Session.

The Senate recessed Subject to the Call of the Chair at 3:43 PM.

The Senate convened at 5:03 PM and proceeded to a period of Morning Business.

S. Con. Res. 31 (Directing the Secretary of the Senate to make a correction in the enrollment of S. 1280). Agreed to by Unanimous Consent.

S. Res. 293 (10th Commemoration of the Underground Railroad Memorial). Agreed to by Unanimous Consent.

The Senate will convene at 2:00 PM on Monday, October 17, 2011 and will be in a period of Morning Business until 4:00 PM. The Senate then will proceed to a Legislative Session and proceed to H.R. 2112 (Legislative Vehicle for Agriculture, Commerce, Justice and Science, and Transportation Appropriations). At 5:15 PM, the Senate will proceed to an Executive Session to consider Cal. #271 (Cathy Bissoon to be U.S. District Judge for the Western District of Pennsylvania). At 5:30 PM, the Senate will vote on the nomination.

The Senate adjourned at 6:24 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, OCTOBER 12, 2011

The Senate will convene at 10:00 AM on Wednesday, October 12, 2011. The Senate will immediately proceed to the consideration of the following trade agreements; H. R. 3080 (US-Korea Free Trade Agreement Implementation Act), H. R. 3079 (US-Panama Trade Promotion Agreement Implementation Act), and H. R. 3078 (US-Colombia Trade Promotion Agreement Implementation Act) en bloc. There is up to twelve hours of debate authorized on the trade agreements for debate. Upon use or yielding back of the debate time, the Senate will proceed to votes on all three trade agreements. Sen. Reid announced that the consideration would be concluded during Wednesday's session. The Senate will recess from 12:30 PM to 2:15 PM for Party Caucuses. If all time is used, votes would begin at 10:00 PM.

The Senate convened and proceeded to a Legislative Session.

H. R. 2681 (Provide additional time for the EPA to issue achievable standards for cement manufacturing facilities). The second reading of the bill was agreed to. Further consideration was objected to.

The Senate proceeded to the following trade agreements en bloc:

H.R. 3080 (US-Korea Free Trade Agreement Implementation Act).

H.R. 3079 (US-Panama Trade Promotion Agreement Implementation Act).

H.R. 3078 (US-Colombia Trade Promotion Agreement Implementation Act).

The Senate recessed at 12:50 PM for the weekly party caucus meetings.

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

The Senate proceeded to the following trade agreements en bloc:

H.R. 3080 (US-Korea Free Trade Agreement Implementation Act).

H.R. 3079 (US-Panama Trade Promotion Agreement Implementation Act).

H.R. 3078 (US-Colombia Trade Promotion Agreement Implementation Act).

H.R. 3080 (US-Korea Free Trade Agreement Implementation Act). Yeas and nays ordered. The bill passed by a vote of 83-15.

H.R. 3079 (US-Panama Trade Promotion Agreement Implementation Act). Yeas and nays ordered. The bill passed by a vote of 77-22.

H.R. 3078 (US-Colombia Trade Promotion Agreement Implementation Act). Yeas and nays ordered. The bill passed by a vote of 66-33.

The Senate proceeded with a period of Morning Business.

S. Res. 270 (National Life Insurance Awareness Month). Agreed to by unanimous consent.

S. Res. 292 (National Character Counts Week). Agreed to by unanimous consent.

The Senate will convene at 10:00 AM on Thursday, October 13, 2011 and will be in a period of Morning Business for two hours. At 12:00 Noon, the Senate will proceed to an Executive Session to consider the following nominations: Cal. #251 (Alison Nathan to be U.S. District Judge for the Southern District of New York), Cal. #252 (Susan Owens Hickey to be U.S. District Judge for the Western District of Arkansas) and Cal. #253 (Katherine Forrest to be U.S. District Judge for the Southern District on New York). At 2:00 PM, there will be up to two roll call votes on the judicial nominations. At 4:00 PM, there will be a Joint Meeting of Congress with the President of Korea.

The Senate adjourned at 8:41 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, OCTOBER 11, 2011

The Senate will convene at 2:00 PM and will proceed with a period of Morning Business until 5:30 PM. The Senate will then proceed to an Executive Session to consider Cal. #250, Jane Margaret Triche-Milazo to be U. S. District Judge for the Eastern District of Louisiana with two minutes of debate followed by a vote on confirmation. Upon conclusion of the vote, the Senate will resume consideration of S. 1619 (Currency Exchange Rate Oversight Reform Act) and will immediately vote on final passage of the bill. There will be a third vote on the Motion to Invoke Cloture on the Motion to Proceed to S. 1660 (American Jobs Act of 2011).

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

The Senate proceeded to an Executive Session.

Cal. #250 (Jane Margaret Triche Milazo to be U.S. District Judge for the Eastern District of Louisiana). Yeas and nays ordered. The nomination was confirmed by a vote of **98-0**.

The Senate proceeded to a Legislative Session.

S. 1619 (Currency Exchange Rate Oversight Reform Act). Yeas and nays ordered. The bill was agreed to by a vote of **63-35**.

Sen. McConnell motion to proceed to the consideration of S. 1660 (American Jobs Act of 2011) and vote on final passage, followed by a vote on final passage of S. 1549 (American Jobs Act of 2011). Both would require a 60 yea vote threshold. Objected to by Sen. Reid.

Motion to Invoke Cloture on the Motion to Proceed to S. 1660 (American Jobs Act of 2011). Yeas and nays ordered. The Motion to Invoke Cloture was not invoked by a vote of **50-49**.

The Senate proceeded to an Executive Session.

Cal. #290, Brian T. Baenig to be an Assistant Secretary of Agriculture. Agreed to by unanimous consent.

The Senate proceeded with a Legislative Session.

H. R. 2681 (Provide additional time for the EPA to issue achievable standards for cement manufacturing facilities). The first reading of the bill was agreed to. Further consideration was objected to.

The Senate will convene at 10:00 AM on Wednesday, October 12, 2011. The Senate will immediately proceed to the consideration of the following trade agreements; H. R. 3080 (US-Korea Free Trade Agreement Implementation Act), H. R. 3079 (US-Panama Trade Promotion Agreement Implementation Act), and H. R. 3078 (US-Colombia Trade Promotion Agreement Implementation Act) en bloc. There is up to twelve hours of debate authorized on the trade agreements for debate. Upon use or yielding back of the debate time, the Senate will proceed to votes on all three trade agreements. Sen. Reid announced that the consideration would be concluded during Wednesday's session. The Senate will recess from 12:30 PM to 2:15 PM for Party Caucuses. If all time is used, votes would begin at 10:00 PM.

The Senate adjourned at 8:49 PM.

SENATE FLOOR PROCEEDINGS

THURSDAY, OCTOBER 6, 2011

The Senate will convene at 9:30 AM and will proceed to a Legislative Session to consider S. 1619 (Currency Exchange Rate Oversight Reform Act). The Senate will vote at 10:30 AM on the Motion to Invoke Cloture on S. 1619 (Currency Exchange Rate Oversight Reform Act).

The Senate convened and proceeded with a Legislative Session.

S. 1619 (A bill to provide tax relief for American workers and businesses to put workers back on the job while rebuilding and modernizing America and to rebuild pathways for Americans looking for jobs). The Senate reading of the bill was agreed to. Further consideration of the bill was objected to. The bill was placed on the Senate Calendar.

S. 1619 (Currency Exchange Rate Oversight Reform Act). Motion to Invoke Cloture on the bill. Yeas and nays ordered. The Motion to Invoke Cloture was agreed to by a vote of 62-38.

Sen. Reid motion to proceed to seven Motions to Suspend Rule XXII in order to consider the following amendments:

McConnell amend #735 (Regarding the Jobs Bill).

Coburn amend #670 (Regarding foreign aid).

Paul amend #678 (Federal funding audit).

Barrasso amend #672 (Regarding cement).

Hatch amend #680 (Currency alternative).

Cornyn amend #677 (Fighter planes).

DeMint amend #689 (Right to work).

All votes on the Motions to Suspend will be subject to a two thirds yea vote threshold. Sen. McConnell objected.

S. 1619 (Currency Exchange Rate Oversight Reform Act). Motion to Invoke Cloture on the bill.

Reid amend #695 (Date change). Withdrawn.

Coburn motion to suspend rule XXII with respect to germaneness for the purpose of considering his amendment #670 (Regarding foreign aid). Sen. Reid made a Point of Order that Motions to Suspend post-cloture are dilatory in nature. The Chair did not sustain Sen. Reid's Point of Order. Sen. Reid requested a reconsideration of the ruling of the Chair. The question before the Senate asks the Senate if the ruling of the Chair should be sustained. Yeas and nays ordered. The ruling

of the Chair was not sustained by a vote of 48-51. The decision of the Chair does not stand. The Reid Point of Order is sustained and the Coburn motion to suspend is not in order.

Motion to Proceed to S. 1660 (American Jobs Act of 2011). Sen. Reid filed Motion to Invoke Cloture on the Motion to Proceed to the bill. The vote will occur in the evening of Tuesday, October 11, 2011.

H. R. 2944 (Provide for the continued performance of the functions of the United States Parole Commission). Agreed to by unanimous consent.

S. 1639 (Amend Title 36 of U. S. Code). Agreed to by unanimous consent.

S. Res. 201 (Expressing the regret of the Senate for the passage of discriminatory laws against the Chinese in America, including the Chinese Exclusion Act). Agreed to by unanimous consent, as amended.

The following resolutions were considered en bloc:

S. Res. 288 (). Agreed to by unanimous consent.

S. Res. 289 (). Agreed to by unanimous consent.

S. Res. 290 (). Agreed to by unanimous consent.

Sen. Reid received unanimous consent to consider three trade agreements upon receipt from the House. At a time to be determined by the Majority Leader and after consultation with the Republican Leader, there will be up to 12 hours of debate on the trade agreements. Upon use or yielding back of all debate time the Senate will proceed to votes on the passage of the bills in the order listed below:

H. R. 3080 (Korea).

H. R. 3079 (Panama).

H. R. 3078 (Columbia).

The Senate will convene at 12:00 PM on Friday, October 7, 2011 for a Pro Forma Session only. The Senate will next convene on Tuesday, October 11, 2011 at 2:00 PM and will proceed with a period of Morning Business until 5:30 PM. The Senate will then proceed to an Executive Session to consider Cal. #250, Jane Margaret Triche-Milazo to be U. S. District Judge for the Eastern District of Louisiana with two minutes of debate followed by a vote on confirmation. Upon conclusion of the vote, the Senate will resume consideration of S. 1619 (Currency Exchange Rate Oversight Reform Act) and will immediately vote on final passage of the bill. There will be a third vote on the Motion to Invoke Cloture on the Motion to Proceed to S. 1660 (American Jobs Act of 2011).

The Senate adjourned at 10:00 PM

SENATE FLOOR PROCEEDINGS

WEDNESDAY, OCTOBER 5, 2011

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. 1619 (Currency Exchange Rate Oversight Reform Act). The cloture vote on S. 1619 will occur the morning of Thursday, October 6th an hour after the Senate convenes. Votes on amendments to S. 1619 are possible during Wednesday's session of the Senate.

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

The Senate proceeded to a Legislative Session.

S. 1619 (Currency Exchange Rate Oversight Reform Act).

The Senate proceeded to a period of Morning Business.

S. Res. 287 (Filipino-American History Month). Agreed to by Unanimous Consent.

S. 1660 (Provides tax relief for American workers and businesses to put workers back on the job while rebuilding and modernizing American and to provide pathways back to work for Americans looking for jobs). First reading. A second reading was objected to and the bill will be read for the second time on the next legislative day.

The Senate will convene at 9:30 AM on Thursday, October 6, 2011 and will proceed to a Legislative Session to consider S. 1619 (Currency Exchange Rate Oversight Reform Act). The Senate will vote at 10:30 AM on the Motion to Invoke Cloture on S. 1619 (Currency Exchange Rate Oversight Reform Act).

The Senate adjourned at 8:10 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, OCTOBER 4, 2011

The Senate will convene at 10:00 AM and will proceed with a period of Morning Business for one hour. The Senate will then resume consideration of the Motion to Proceed to S. 1619 (Currency Exchange Rate Oversight Reform Act). The Senate will recess from 12:30 – 2:15 PM for Party Caucuses. When the Senate reconvenes, all post cloture debate time on the Motion to Proceed to the bill will be yielded back and the Motion to Proceed will be agreed to. At that point, the Majority Leader will be recognized for further announcements.

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

The Senate resumed to a Legislative Session.

Motion to Proceed to S. 1619 (Currency Exchange Rate Oversight Reform Act).

H. Con. Res. 83 (Directing the Clerk of the House of Representatives to make a further correction in the enrollment of H.R. 2608). Agreed to by unanimous consent.

Motion to Proceed to S. 1619 (Currency Exchange Rate Oversight Reform Act).

The Senate recessed from 12:30-2:15 PM for weekly party caucus luncheons.

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

Motion to Proceed to S. 1619 (Currency Exchange Rate Oversight Reform Act). Under a previous Unanimous Consent agreement, the Motion to Proceed is agreed to.

S. 1619 (Currency Exchange Rate Oversight Reform Act).

Reid amend #694 (). Yeas and nays ordered.

Reid 2nd degree amend #695 () to Reid amend #694 ().

Reid Motion to Commit S. 1619 (Currency Exchange Rate Oversight Reform Act) to the Committee on Finance with an amend #696 (). Yeas and nays ordered.

Reid amend #697 () to the Motion to Commit with an amend #696 (). Yeas and nays ordered.

Reid 2nd degree amend #698 () to amend #697 ().

Reid filed cloture on S. 1619 (Currency Exchange Rate Oversight Reform Act).

The Senate proceeded to an Executive Session.

Cal. #361 (Francis Ricciardone Jr. to be Ambassador of the United States to the Republic of Turkey). The nomination was confirmed by voice vote.

The Senate resumed a Legislative Session.

S. Res. 266 (Supporting the goals and ideals of National Save for Retirement Week). Agreed to by unanimous consent.

The Senate will convene at 10:00 AM on Wednesday, October 5th, 2011 and will be in a period of Morning Business for one hour. At 11:00 AM, the Senate will resume consideration of S. 1619 (Currency Exchange Rate Oversight Reform Act). The cloture vote on S. 1619 will occur the morning of Thursday, October 6th an hour after the Senate convenes. Votes on amendments to S. 1619 are possible during Wednesday's session of the Senate.

The Senate adjourned at 6:42 PM.

SENATE FLOOR PROCEEDINGS

MONDAY, OCTOBER 3, 2011

The Senate will convene at 2:00 PM and will proceed with a period of Morning Business until 3:30 PM. The Senate will then resume consideration of the Motion to Proceed to the consideration of S. 1619 (Currency Exchange Rate Oversight Reform Act). At 4:30 PM, the Senate will proceed to an Executive Session to debate the following nominations en bloc; Cal. #113, Henry Floyd to be U.S. Circuit Judge for the Fourth Circuit, Cal. #171, Nannette Brown to be U. S. District Judge for the Eastern District of Louisiana, Cal. #172, Nancy Torresen to be U. S. District Judge for the District of Maine, Cal. #173, William Kuntz, II to be U. S. District Judge for the Eastern District of New York, Cal. #184, Marina Marmolejo to be U. S. District Judge for the Southern District of Texas and Cal. #357, Jennifer Zipps to be U. S. District Judge for the District of Arizona. Upon conclusion of the debate, the nominations of Brown, Torresen, Kuntz, II Marmolejo and Zipps will be confirmed by unanimous consent. At 5:30 PM, the Senate will proceed to two votes. The first vote will be on Executive Calendar # 113, Henry Floyd to be U. S. Circuit Judge for the Fourth Circuit. The second vote will be on the Motion to Invoke Cloture on the Motion to Proceed to the consideration of S. 1619 (Currency Exchange Rate Oversight Reform Act).

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

The Senate proceeded with a Legislative Session.

Motion to Proceed to the consideration of S. 1619 (Currency Exchange Rate Oversight Reform Act).

The Senate proceeded with an Executive Session.

Cal. #113, Henry Floyd to be U.S. Circuit Judge for the Fourth Circuit. Laid aside.

Cal. #171, Nannette Brown to be U. S. District Judge for the Eastern District of Louisiana. Confirmed by unanimous consent.

Cal. #172, Nancy Torresen to be U. S. District Judge for the District of Maine. Confirmed by unanimous consent.

Cal. #173, William Kuntz, II to be U. S. District Judge for the Eastern District of New York. . Confirmed by unanimous consent.

Cal. #184, Marina Marmolejo to be U. S. District Judge for the Southern District of Texas. .
Confirmed by unanimous consent.

Cal. #357, Jennifer Zipps to be U. S. District Judge for the District of Arizona. . Confirmed
by unanimous consent.

Cal. #113, Henry Floyd to be U.S. Circuit Judge for the Fourth Circuit. Yeas and nays
ordered. The confirmation was agreed to by a vote of 96-0.

The Senate proceeded with a Legislative Session.

Motion to Proceed to the consideration of S. 1619 (Currency Exchange Rate Oversight Reform Act). Motion to Invoke Cloture on the Motion to Proceed to the bill. Yeas and nays ordered. The Motion to Invoke Cloture on the Motion to Proceed o the bill was agreed to by a vote of 79-19.

The Senate proceeded with an Executive Session.

Cal. #359, Robert Ford to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Syrian Arab Republic. Confirmed by unanimous consent.

The Senate will convene at 10:00 AM on Tuesday, October 4, 2011. The Senate will proceed with a period of Morning Business for one hour. The Senate will then resume consideration of the Motion to Proceed to S. 1619 (Currency Exchange Rate Oversight Reform Act). The Senate will recess from 12:30 – 2:15 for Party Caucuses. When the Senate reconvenes, all post cloture debate time on the Motion to Proceed to the bill will be yielded back and the Motion to Proceed will be agreed to. At that point, the Majority Leader will be recognized for further announcements.

The Senate adjourned at 7:30 PM.