

SENATE FLOOR PROCEEDINGS

FRIDAY, FEBRUARY 27, 2009

The Senate will convene at 9:30 AM and will be in a period of morning business. There will be no votes during today's session. Next week the Senate will begin consideration of H.R. 1105 (Omnibus appropriations bill).

The Senate proceeded to Executive Session and confirmed the following nominations en bloc:
Cal. #19 The following named officer for appointment to the grade indicated in the United States Navy while serving as the Attending Physician to the Congress, under Article II, Section 2, Clause 2 of the Constitution: Feb 25, 2009 Reported by Mr. Levin, Committee on Armed Services, without printed report.

to be Rear Admiral

Capt. Brian P. Monahan

Cal. #20 The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

to be Rear Admiral

Rear Adm. (lh) Michael A. Brown

The Senate proceeded with a legislative session and proceeded with a period of morning business.

Reid unanimous consent request that at 2:00 PM on Monday, March 2 the Senate proceed to consideration of H.R. 1105 (Omnibus appropriations bill). Without objection.

S. Res. 59 (Junior Auxiliaries Day). Agreed to by voice vote.

The Senate will convene at 2:00 PM on Monday, March 2 and will proceed to the consideration of H.R. 1105 (Omnibus appropriations bill). The next vote will occur Tuesday morning.

The Senate adjourned at 12:00 Noon.

SENATE FLOOR PROCEEDINGS

THURSDAY, FEBRUARY 26, 2009

The Senate will convene at 9:30 AM and will immediately resume consideration of S. 160 (DC Voting Rights). The Senate will vote at 10:30 AM on Kyl amend #585 (To provide for the retrocession of the District of Columbia to the State of Maryland).

The following bills were considered en bloc:

S. 478 (Labor Relations Board Secret Ballot Elections).

S. 482 (Senate candidates to file in electronic format).

H.R. 1105 (Omnibus appropriations bill).

Second reading en bloc.

S. 160 (DC Voting Rights).

Kyl amend #585 (To provide for the retrocession of the District of Columbia to the State of Maryland). Yeas and nays ordered. The amendment is not agreed to by a vote of **30-67**.

Ensign amend #575 (To restore Second Amendment rights in DC). Laid aside.

DeMint amend #573 (To prevent the Federal Communications Commission from repromulgating the fairness doctrine). Laid aside.

Durbin amend #591 (To encourage and promote diversity in communication media ownership, and to ensure that the public airwaves are used in the public interest). Yeas and nays ordered. The amendment was agreed to by a vote of **57-41**.

DeMint amend #573 (To prevent the Federal Communications Commission from repromulgating the fairness doctrine). Yeas and nays ordered. The amendment was agreed to by a vote of **87-11**.

Thune mend #579 (To amend chapter 44 of title 18, United States Code, to allow citizens who have concealed carry permits from the State or the District of Columbia in which they reside to carry concealed firearms in another State or the District of Columbia that grants concealed carry permits, if the individual complies with the laws of the State or District of Columbia). Withdrawn.

Ensign amend #587 (to reauthorize the DC School Choice Incentive Act of 2003 for fiscal year 2010). Withdrawn.

Ensign amend #575 (To restore Second Amendment rights in DC). Yeas and nays ordered. The amendment was agreed to **62-36**.

S. 160 (DC Voting Rights). The substitute amendment was agreed to. Under a previous unanimous consent agreement the bill requires a 60 vote threshold to pass. Final passage. The bill as amended was agreed to **61-37**.

S. 387 (Courthouse naming). Agreed to by voice vote.

The Senate will convene at 9:30 AM on Friday, February 27 and will be in a period of morning business. There will be no votes during Friday's session. Next week the Senate will begin consideration of H.R. 1105 (Omnibus appropriations bill).

The Senate adjourned at 5:11 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, FEBRUARY 25, 2009

The Senate will convene at 9:30 AM and will immediately resume consideration of S. 160 (DC Voting Rights).

S. 160 (DC Voting Rights).

McCain raised a Constitutional point of order that the bill violates Article 1, Section 2 of the Constitution. Under the precedence and practice of the Senate, the Chair has no power or authority to pass such a point of order. The motion is debatable.

Kyl amend #574 (To provide expedited judicial review for Members of Congress). Agreed to by voice vote.

Ensign amend #575 (To restore Second Amendment rights in DC). Laid aside.

At 2:00 PM, the Senate will proceed to a vote on the McCain Constitutional point of order with respect to S. 160 (DC Voting Rights).

Coburn 2nd degree amend #576 (perfecting amendment) to Ensign amend #575 (To restore Second Amendment rights in DC). Laid aside.

McCain raised a Constitutional point of order that the bill violates Article 1, Section 2 of the Constitution. Under the precedence and practice of the Senate, the Chair has no power or authority to pass such a point of order. Yeas and nays ordered. The Constitutional point of order was not well taken by a vote of 36-62.

Thune amend #579 (To allow citizens who have concealed carry permits from the State or the District of Columbia in which they reside to carry concealed firearms in another State or the District of Columbia that grants concealed carry permits). Laid aside.

Kyl amend #585 (To provide for the retrocession of the District of Columbia to the State of Maryland). Laid aside.

Coburn amend #581 (In the nature of a substitute). Yeas and nays ordered. The amendment was not agreed to by a vote of 7-91.

Reid motion to invoke cloture on S. 160 (DC Voting Rights).

S. Res. 53 (Authorizing the plaque commemorating the role of enslaved African-Americans in the construction of the Capitol). Agreed to by Unanimous Consent.

S. Con. Res. 8 (Children's Dental Health Month). Agreed to by Unanimous Consent.

The following bills were considered en bloc:

S. 478 (Labor Relations Board Secret Ballot Elections).

S. 482 (Senate candidates to file in electronic format).

H.R. 1105 (Omnibus appropriations bill).

First reading en bloc. Second reading objected to en bloc by UC and the bills were placed on the calendar en bloc.

The Senate will convene at 9:30 AM on Thursday, February 26, 2009 and will immediately resume consideration of S. 160 (DC Voting Rights). The Senate will vote at 10:30 AM on Kyl amend #585 (To provide for the retrocession of the District of Columbia to the State of Maryland).

The Senate adjourned at 7:25 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, FEBRUARY 24, 2009

The Senate will convene at 10:00 AM and will resume consideration of S. 160 (DC Voting Rights). At 11:00 AM, the Senate will vote on the motion to invoke cloture on S. 160 (DC Voting Rights). Following this vote, the Senate will proceed to Executive Session to vote on the motion to invoke cloture on the nomination of Hilda Solis to be Secretary of Labor. The Senate will recess from 12:30-2:15 PM for weekly party caucus luncheons. Senators will proceed as a body to the House of Representatives for a Joint Session of Congress to receive a message from President Obama at 9:00 PM.

McConnell motion to withdraw the cloture motion on the nomination of Hilda Solis to be Secretary of Labor. Motion agreed to by voice vote.

McConnell motion that following the cloture vote on S. 160, the Senate will proceed to Executive Session to debate the nomination of Hilda Solis to be Secretary of Labor. At 4:30 PM, the Senate will vote on the nomination. Motion agreed to by voice vote.

Motion to Invoke Cloture on the Motion to Proceed to S. 160 (DC Voting Rights). Yeas and nays ordered. The motion to invoke cloture was agreed to by a vote of **62-34**. Under a previous motion to proceed is agreed to.

The Senate proceeded to Executive Session to debate the nomination of Hilda Solis to be Secretary of Labor.

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

The Senate convened at 2:15 PM and proceeded to an Executive Session.

Hilda Solis to be Secretary of Labor. Yeas and nays ordered. The nomination was confirmed by a vote of **80-17**.

The Senate proceeded with a legislative session.

The Senate stands in recess until 8:40 PM, at which time Senators will proceed as a body to the House of Representatives for a Joint Session of Congress to receive a message from President Obama at 9:00 PM. Following the State of the Union, the Senate will adjourn until 9:30 AM on Wednesday, February 25 and will immediately resume consideration of S. 160 (DC Voting Rights).

SENATE FLOOR PROCEEDINGS

MONDAY, FEBRUARY 23, 2009

The Senate will convene at 2:00 PM and will proceed to Washington's farewell address. There will be no votes on Monday. The Senate will vote on the cloture motion to S. 160 (DC Voting Rights) on Tuesday, February 24 at 11:00 AM. If cloture is invoked, all post-cloture time will be yielded back and the Senate will proceed to the bill. Senators will meet at 8:30 PM on Tuesday, February 24 to walk together to the House of Representatives to hear President Obama's Congressional Address.

The Senate convened and proceeded to Washington's Farewell Address.

The Senate proceeded to a Legislative Session.

S. 160 (DC Voting Rights).

The Senate will convene at 10:00 AM on Tuesday, February 24, 2009 and will resume consideration of S. 160 (DC Voting Rights). At 11:00 AM, the Senate will vote on the motion to invoke cloture on S. 160 (DC Voting Rights). Following this vote, the Senate will proceed to Executive Session to vote on the motion to invoke cloture on the nomination of Hilda Solis to be Secretary of Labor. The Senate will recess from 12:30-2:15 PM for weekly party caucus luncheons. Senators will proceed as a body to the House of Representatives for a Joint Session of Congress to receive a message from President Obama at 9:00 PM.

The Senate adjourned at 5:49 PM.

SENATE FLOOR PROCEEDINGS

FRIDAY, FEBRUARY 13, 2009

The Senate will convene at 10:00 AM and will be in morning business until 5:00 PM. While an official time has not been set, the Senate is expected to vote on the Conference Report to Accompany H. R. 1 (American Recovery and Reinvestment Act of 2009) this evening. Senator Reid said the vote will be held open in order for Senator Brown to vote upon his return from Ohio.

The Senate convened and proceeded with Morning Business.

Conference Report to Accompany H.R. 1 (American Recovery and Reinvestment Act of 2009). McCain point of order that the Conference Report violates the Budget Act. Reid motion to waive the point of order. Under a previous Unanimous Consent agreement, the vote on the motion to waive the point of order will count as adoption of the Conference Report with a 60-vote threshold. Yeas and nays ordered. The motion to waive was agreed to by a vote of 60-38. The point of order falls and under a previous unanimous consent order, the Conference Report is agreed to.

The Senate proceeded to a period of morning business.

S. 160 (DC Voting Rights). Reid motion to invoke cloture to the motion to proceed. The motion is withdrawn by Sen. Reid.

The Senate proceeded to an Executive Session.

Hilda Solis to be Secretary of Labor. Reid motion to invoke cloture.

The Senate proceeded to a Legislative Session.

H. Con. Res. 35 (Honoring the NAACP on its 100th Anniversary). Agreed to by Unanimous Consent.

H. Con. Res. 47 (Providing for a conditional adjournment for the House of Representatives and Senate). Agreed to by Unanimous Consent.

The Senate will convene at 2:00 PM on Monday, February 23, 2009 and will proceed to Washington's farewell address. There will be no votes on Monday. The Senate will vote on the cloture motion Tuesday, February 24 at 11:00 AM. If cloture is invoked, all postcloture time

will be yielded back and the Senate will proceed to the bill. Senators will meet at 8:30 PM on Tuesday, February 24 to walk together to the House of Representatives to hear President Obama's Congressional Address.

The Senate adjourned at 11:03 PM.

SENATE FLOOR PROCEEDINGS

THURSDAY, FEBRUARY 12, 2009

The Senate will convene at 10:00 AM and will proceed with morning business. The Senate will recess from 11:30 AM until 1:00 PM for a ceremony honoring Abraham Lincoln in the U. S. Capitol Rotunda.

The Senate convened and proceeded with Morning Business.

S. Res. 38 (Commemorating the life and legacy of President Abraham Lincoln on the bicentennial of his birth). Agreed to by voice vote.

At 11:25 AM, the Senate recessed until 1:00 PM.

The Senate reconvened at 1:00 PM and proceeded with Morning Business.

The Senate proceeded to Executive Session.

Leon Panetta to be Director of the C.I.A. The nomination was confirmed by voice vote.

The Senate proceeded with a legislative session.

S. Res. 48 (Centennial of Oregon Statehood). Agreed to by voice vote.

The Senate will convene at 10:00 AM on Friday, February 13 and will be in morning business until 5:00 PM. The Senate is expected to vote on the Conference Report to Accompany H. R. 1 (American Recovery and Reinvestment Act of 2009) Friday evening. Senator Reid said the vote will be held open in order for Senator Brown to vote upon his return from Ohio.

The Senate adjourned at 8:12 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, FEBRUARY 11, 2009

The Senate will convene at 10:00 AM and will proceed with a period of Morning Business. Sen. Reid announced his intention to proceed to the consideration of Executive Calendar #14, William J. Lynn, III to be Deputy Secretary of Defense. While votes are possible, none are currently scheduled.

The Senate proceeded to an Executive Session.

Cal. #14 (William J. Lynn, III to be Deputy Secretary of Defense). Yeas and nays ordered. The nomination was confirmed by a vote of 93-4.

S. Res. 35 (Honoring the Miami University for 200 years of commitment to higher education). Agreed to by voice vote.

H. Con. Res. 41 (Providing for a Joint Session of the Congress to receive an address from the President of the United States). Agreed to by voice vote.

The Senate will convene at 10:00 AM on Thursday February 12, 2009. The senate will proceed with morning business. The Senate will recess from 11:30 am until 1:00 PM for a ceremony honoring Abraham Lincoln in the U. S. Capitol Rotunda.

The Senate adjourned at 5:53 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, FEBRUARY 10, 2009

The Senate will convene at 10:00 AM on and will immediately resume consideration of H. R. 1 (American Recovery and Reinvestment Act of 2009). At around 12:00 Noon, the Senate will proceed to votes on the Collins/Nelson of Nebraska amendment #570 (Substitute Bill Language) and final passage of the bill. The Senate will recess following the votes until 2:15 PM for the party lunches. Additional votes are possible later in the day on Executive nominations.

The Senate convened and proceeded with a Legislative Session.

H. R. 1 (American Recovery and Reinvestment Act of 2009).

Collins/Nelson amend #570 (Substitute Bill Language). Session point of order that the amendment violates the Budget Act. Reid motion to waive the Budget Act. The motion to waive is agreed to by a vote of 61-37. Under a previous order, the amendment is agreed to by Unanimous Consent.

H. R. 1 (American Recovery and Reinvestment Act of 2009), as amended. The bill was read a third time. **Final passage.** The bill, as amended, passed by a vote of 61-37. Under a previous order, the Senate insists on its amendments and requests a conference with the House. The Chair appointed the following conferees: Sens. Inouye, Baucus, Reid, Cochran, and Grassley.

The Senate recessed at 12:44 PM until 2:15 PM for weekly caucus luncheons.

The Senate reconvened at 2:15 PM.

At 4:13 PM, the Senate recessed subject to the Call of the Chair.

At 4:49 PM, the Senate reconvened.

The Senate will convene at 10:00 AM on Wednesday, February 11, 2009. The Senate will proceed with a period of Morning Business. Sen. Reid announced his intention to proceed to the consideration of Executive Calendar #14, William J. Lynn, III to be Deputy Secretary of Defense. While votes are possible, none are currently scheduled.

The Senate adjourned at 4:50 PM.

SENATE FLOOR PROCEEDINGS

MONDAY, FEBRUARY 9, 2009

The Senate will convene at 1:00 PM and will immediately resume consideration of H. R. 1 (American Recovery and Reinvestment Act of 2009). The Senate will proceed with debate on the Collins/Nelson of Nebraska amendment #570 until 5:30 PM, when the Senate will vote on the motion to invoke cloture on the amendment.

H. R. 1 (American Recovery and Reinvestment Act of 2009).

Collins/Nelson of Nebraska amend #570 (Substitute Bill Language).

Sessions unanimous consent request that he be allowed to call up his E-Verify amendment. Baucus objected.

Motion to Invoke Cloture on Collins/Nelson of Nebraska amend #570 (Substitute Bill Language). Yeas and nays ordered. The motion was agreed to by a vote of **61-36**.

The Senate proceeded to an Executive Session and confirmed the following nominees en bloc:
Cal. #11 (Michele Flournoy to be Under Secretary of Defense for Policy).
Cal. #12 (Robert Hale to be Under Secretary of Defense - Comptroller).
Cal. #13 (Jeb Charles Johnson to be General Counsel of the Department of Defense).

The Senate proceeded with a Legislative Session.

The Senate will convene at 10:00 AM on Tuesday, February 10 and will immediately resume consideration of H. R. 1 (American Recovery and Reinvestment Act of 2009). At around 12:00 Noon, the Senate will proceed to votes on the Collins/Nelson of Nebraska amendment #570 (Substitute Bill Language) and final passage of the bill. The Senate will recess following the votes until 2:15 PM for the party lunches. Additional votes are possible later in the day on Executive nominations.

The Senate adjourned at 6:38 PM.

SENATE FLOOR PROCEEDINGS

SATURDAY, FEBRUARY 7, 2009

The Senate will convene at 12:00 PM and will proceed immediately to the consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). Under a Unanimous Consent agreement, the Collins/Nelson of Nebraska amendment will be the pending business and cloture will be immediately filed on the amendment. Today's session will be for debate only. There will be no roll call votes.

On Monday, February 9, 2009, The Senate will resume consideration of H. R. 1 at 1:00 PM. There will be debate on the bill until 5:30 PM, followed by a roll call vote on the motion to invoke cloture on the Collins/Nelson of Nebraska amendment. If cloture is invoked, post-cloture debate time will run until it expires at 12:00 PM on Tuesday, February 10. If there is no point of order against the amendment, then adoption to the amendment is subject to a 60-vote threshold. Upon dispensation of the amendment, the Senate will proceed to Final Passage of the bill.

The Senate convened and proceeded with a Legislative Session.

H. R. 1 (American Recovery and Reinvestment Act of 2009).

At 3:37 PM, the Senate recessed subject to the Call of the Chair.

At 4:24 PM, the Senate reconvened.

At 4:25 PM, the Senate recessed until 8:30 PM this evening.

At 8:30 PM, the Senate reconvened and proceeded with a Legislative Session.

H. R. 1 (American Recovery and Reinvestment Act of 2009).

Collins/Nelson of Nebraska amend #570 (Substitute bill language). Sen. Reid filed a cloture motion on the amendment. Laid aside.

The Senate will convene at 1:00 PM on Monday, February 9, 2009. The Senate will immediately resume consideration of H. R. 1 (American Recovery and Reinvestment Act of 2009). The Senate will proceed with debate on the Collins/Nelson of Nebraska amendment #570 until 5:30 PM, when the Senate will vote on the motion to invoke cloture on the amendment.

The Senate adjourned at 10:55 PM.

SENATE FLOOR PROCEEDINGS

FRIDAY, FEBRUARY 6, 2009

The Senate will convene at 10:00 AM on Friday, February 6, 2009. The Senate will immediately resume consideration of H. R. 1 (American Recovery and Reinvestment Act of 2009).

The Senate convened and proceeded to a Legislative Session.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

Inouye amend #98 (Complete substitute language).

Klobuchar amend #201 (To ensure that quality assessment and improvement activities are not subject to valid authorization requirements or de-identifiable data requirements under this Act). Laid aside.

At 1:00 PM, the Senate will proceed to a series of votes on the following amendments:

Sanders-Grassley amend #306 (To prohibit any recipient of TARP funding from hiring H-1B visa holders) as modified.

Coburn amend #309 (To ensure that taxpayer money is not lost on wasteful and non-stimulative projects)

Udall amend #359 (To expand the number of veterans eligible for the employment tax credit for unemployed veterans).

Coburn #176 (To require the use of competitive procedures to award contracts, grants, and cooperative agreements funded under this Act).

Sanders amend #306 (To prohibit any recipient of TARP funding from hiring H-1B visa holders), as modified. The amendment was agreed to by voice vote.

Coburn amend #309 (To ensure that taxpayer money is not lost on wasteful and non-stimulative projects). The amendment was agreed to by voice vote 73-24.

Udall amend #359 (To expand the number of veterans eligible for the employment tax credit for unemployed veterans). Agreed to by voice vote.

Coburn #176 (To require the use of competitive procedures to award contracts, grants, and cooperative agreements funded under this Act). The amendment was agreed to by a vote of 97-0.

Vitter amend #107 (Prohibiting direct or indirect use of funds to fund the Association of Community Organizers for Reform Now, or ACORN). Laid aside.

Graham amend #501 (To limit wasteful spending, to fund a systematic program of foreclosure prevention, to be administered by the Federal Deposit Insurance Corporation), as modified. Laid aside.

Grassley amend #297 (To provide the same temporary increase in the FMAP for all States and to permit States to choose the period through June 2011 for receiving the increase). Laid aside.

Cantwell amend #274 (To provide tax incentives for manufacturing facilities producing plug-in electric drive motor vehicles and components, to provide a credit for plug-in electric motor vehicles conversion kits), as modified. Laid aside.

Bunning amend #531 (To temporarily increase the limitations on offsetting ordinary income with capital losses and to strike the 5-year carryback of general business credits). Laid aside.

Feingold amend #445 (To clarify that certain programs constitute a qualified conservation purpose for qualified energy conservation bonds). Laid aside.

Thune amend #538 (To replace all spending and tax provisions with a direct rebate to all Americans filing a tax return). Laid aside.

Enzi amend #293 (To improve provisions with respect to health information technology), as modified. Laid aside.

Wyden amend #468 (To require financial institutions receiving TARP assistance to redeem from the United States preferred stock in an amount equal to excess bonuses for 2008 or pay a 35 percent tax on such amount). Laid aside.

The Senate stands in recess until 6:30 PM.

The Senate convened at 6:30 PM and proceeded to a Legislative Session.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

Inouye amend #98 (Complete substitute language).

The Senate stands in recess until 7:00 PM.

The Senate convened at 7:00 PM and proceeded to a Legislative Session.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

Inouye amend #98 (Complete substitute language).

The Senate will proceed to the following amendments:

Graham amend #501 (To limit wasteful spending, to fund a systematic program of foreclosure prevention, to be administered by the Federal Deposit Insurance Corporation, and for other purposes).

Dodd amend #145 (To improve the efforts of the Federal Government in mitigating home foreclosures and to require the Secretary of the Treasury to develop and implement a foreclosure prevention loan modification plan), as modified.

Grassley amend #297 (To provide the same temporary increase in the FMAP for all States and to permit States to choose the period through June 2011 for receiving the increase).

Enzi amend #293 (In the nature of a substitute), as modified.

Cantwell amend #274 (To improve provisions relating to energy tax incentives and provisions relating manufacturing tax incentives for energy property), as modified.

Vitter amend #107 (Prohibiting direct or indirect use of funds to fund the Association of Community Organizations for Reform Now (ACORN)).

Bunning amend #531 (To temporarily increase the limitations on offsetting ordinary income with capital losses and to strike the 5-year carry back of general business credits).

Wyden amend #468 (To require financial institutions receiving TARP assistance to redeem from the United States preferred stock in an amount equal to excess bonuses for 2008 or to pay a 35 percent tax on such amount).

Thune amend #538 (To replace all spending and tax provisions with a direct rebate to all Americans filing a tax return).

Murray amend #110 (To strengthen the infrastructure investments made by the bill).

Graham amend #501 (To limit wasteful spending, to fund a systematic program of foreclosure prevention, to be administered by the Federal Deposit Insurance Corporation, and for other purposes). Yeas and nays ordered. The amendment is not agreed to by a vote of 39-57.

Dodd amend #145 (To improve the efforts of the Federal Government in mitigating home foreclosures and to require the Secretary of the Treasury to develop and implement a foreclosure prevention loan modification plan), as modified. The amendment was **agreed to by voice vote**.

Grassley amend #297 (To provide the same temporary increase in the FMAP for all States and to permit States to choose the period through June 2011 for receiving the increase). Yeas and nays ordered. The amendment was not agreed to by a vote of 47-49.

Cantwell amend #274 (To improve provisions relating to energy tax incentives and provisions relating manufacturing tax incentives for energy property), as modified. Sessions point of order

that the amendment violates the Budget Act. Cantwell motion to waive the Budget Act with respect to the amendment. Yeas and nays ordered. The motion to waive was agreed to by a vote of **80-16**. The amendment was **agreed to by voice vote**.

Murray amend #110 (To strengthen the infrastructure investments made by the bill). Withdrawn by Sen. Baucus by Unanimous Consent.

Feingold amend #485 (To clarify that certain programs constitute a qualified conservation purpose for qualified energy conservation bonds). Withdrawn by Sen. Baucus by Unanimous Consent.

Vitter amend #107 (Prohibiting direct or indirect use of funds to fund the Association of Community Organizations for Reform Now (ACORN)). Yeas and nays ordered. The amendment was not agreed to by a vote of **45-51**.

Bunning amend #531 (To temporarily increase the limitations on offsetting ordinary income with capital losses and to strike the 5-year carry back of general business credits). Yeas and nays ordered. The amendment was not agreed to by a vote of **41-55**.

Wyden amend #468 (To require financial institutions receiving TARP assistance to redeem from the United States preferred stock in an amount equal to excess bonuses for 2008 or to pay a 35 percent tax on such amount). The amendment was **agreed to by voice vote**.

Thune amend #538 (To replace all spending and tax provisions with a direct rebate to all Americans filing a tax return). Baucus point of order that the amendment violates the Budget Act. Thune motion to waive the point of order. Yeas and nays ordered. The motion to waive was not agreed to by a vote of **35-61**. The point of order is sustained and the amendment falls.

Enzi amend #293 (Health IT), as modified. The amendment is **agreed to by voice vote**.

Inouye amend #98 (Complete substitute language). Withdrawn by Unanimous Consent.

The Senate will convene at 12:00 PM on Saturday, February 7, 2009 and proceed immediately to the consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). Under a Unanimous Consent request, the Collins/Nelson of Nebraska amendment will be called up, the reading will be waived and cloture will be filed on the amendment. There will be debate only during Saturday's session.

On Monday, February 9, 2009, the time from 1:00 PM-5:30 PM will be for debate of H.R. 1, and at 5:30 PM, the Senate will proceed to a roll call vote on the motion to invoke cloture on the Collins/Nelson of Nebraska amendment. If cloture is invoked, postcloture time will run during

any recess or adjournment time and will be considered expired at 12:00 PM on Tuesday, February 10. If there is no point of order against the amendment, then adoption to the amendment is subject to a 60-vote threshold. The Senate will then proceed to Final Passage of the bill.

The Senate adjourned at 12:40 AM on Saturday, February 07, 2009.

SENATE FLOOR PROCEEDINGS

THURSDAY, FEBRUARY 5, 2009

The Senate will convene at 9:30 AM and will immediately proceed to consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). Roll call votes are expected to occur throughout the day.

The Senate convened and proceeded with a Legislative Session.

H. R. 1 (American Recovery and Reinvestment Act of 2009).

Inouye amend #98 (Complete Substitute language).

McCain amend #364 (Substitute).

At 4:30 PM, the Senate will proceed to a vote on the following amendments:

McCain amend #364 (In the nature of a substitute).

Dorgan amend #200 (To amend the Internal Revenue Code of 1986 to provide for the taxation of income of controlled foreign corporations attributable to imported property).

Feingold amend #140 (To provide greater accountability of taxpayers' dollars by curtailing congressional earmarking and requiring disclosure of lobbying by recipients of Federal funds).

Dodd amend #354 (To impose executive compensation limitations with respect to entities assisted under the Troubled Asset Relief Program).

DeMint amend #189 (To allow the free exercise of religion at institutions of higher education that receive funding under section 803 of division A).

Harkin amend #338 (To require the Secretary of the Treasury to carry out a program to enable certain individuals to trade certain old automobiles for certain new automobiles).

Dodd amend #145 (To improve the efforts of the Federal Government in mitigating home foreclosures and to require the Secretary of the Treasury to develop and implement a foreclosure prevention loan modification plan).

McCaskill amend #125 (To limit compensation to officers and directors of entities receiving emergency economic assistance from the Government).

Ensign amend #353 (In the nature of a substitute).

McCaskill amend #236 (To establish funding levels for various offices of inspectors general and to set a date until which such funds shall remain available), as modified.

Thune amend #197 (In the nature of a substitute).

Boxer amend #363 (To ensure that any action taken under this act of any funds made available under this act that are subject to the National Environmental Policy Act (NEPA) protect the public health of communities across the country), as modified.

Barrasso amend #326 (To expedite reviews required to be carried out under the National Environment Policy Act of 1969).

McCain amend #364 (In the nature of a substitute). Yeas and nays ordered. Baucus point of order the amendment violates the Budget Act. McCain motion to waive the Budget Act. The motion to waive was not agreed to by a vote of 40-57. The Point of Order was sustained and the amendment falls.

Feingold amend #140 (To provide greater accountability of taxpayers' dollars by curtailing congressional earmarking and requiring disclosure of lobbying by recipients of Federal funds). The amendment was not agreed to by a vote of 32-65.

Dorgan amend #138 (Disclosure of information from recipients of federal funds), as modified. The amendment was agreed to by voice vote.

Dorgan amend #200 (To amend the Internal Revenue Code of 1986 to provide for the taxation of income of controlled foreign corporations attributable to imported property). Withdrawn.

Dodd amend #354 (To impose executive compensation limitations with respect to entities assisted under the Troubled Asset Relief Program). Agreed to by voice vote.

DeMint amend #189 (To allow the free exercise of religion at institutions of higher education that receive funding under section 803 of division A). The amendment was not agreed to by a vote of 43-54.

Dodd amend #145 (To improve the efforts of the Federal Government in mitigating home foreclosures and to require the Secretary of the Treasury to develop and implement a foreclosure prevention loan modification plan). The amendment was removed from the current series of votes by unanimous consent. The amendment remains pending to the bill and will be disposed of at a later time.

Harkin amend #338 (To require the Secretary of the Treasury to carry out a program to enable certain individuals to trade certain old automobiles for certain new automobiles). Withdrawn.

McCaskill amend #125 (To limit compensation to officers and directors of entities receiving emergency economic assistance from the Government). The amendment was agreed to by a voice vote.

Ensign amend #353 (In the nature of a substitute). Baucus Point of Order that the amendment violates the Congressional Budget Act of 1974. Ensign motion to waive the Budget Act with respect to

the amendment was not agreed to by a vote of 35-62. The Point of Order is sustained and the amendment falls.

McCaskill amend #236 (To establish funding levels for various offices of inspectors general and to set a date until which such funds shall remain available), as modified. The amendment was agreed to by voice vote.

Thune amend #197 (In the nature of a substitute). Baucus Point of Order that the amendment violates the Congressional Budget Act of 1974. Thune motion to waive the Budget Act with respect to the amendment was not agreed to by a vote of 37-60. The Point of Order was sustained and the amendment falls.

Boxer amend #363 (To ensure that any action taken under this act of any funds made available under this act that are subject to the National Environmental Policy Act (NEPA) protect the public health of communities across the country), as modified. Agreed to by voice vote.

Barrasso amend #326 (To expedite reviews required to be carried out under the National Environment Policy Act of 1969). The amendment was not agreed to by a voice vote.

Coburn amend #176 (Competitive bidding on contracts and agreements). Laid aside.

Udall amend #359 (Expand the number of veterans eligible for the employment tax credit for unemployed veterans). Laid aside.

Coburn amend #309 (Ensure that taxpayer money is not lost on wasteful and non-stimulative projects). Laid aside.

Sanders amend #306 (Prohibit any recipient of TARP funding from hiring H1B Visa holders), as modified. Laid aside.

The Senate will shortly vote on the following amendments:

Coburn amend #176 (Competitive bidding on contracts and agreements).

Coburn amend #309 (Ensure that taxpayer money is not lost on wasteful and non-stimulative projects).

Sanders amend #306, (Prohibit any recipient of TARP funding from hiring H1B Visa holders), as modified.

Cornyn amend #268 (Fund equipment needs of the National Guard).

Thune amend #486 (Replace all spending and tax provisions with a direct rebate to all Americans with tax liability).

Baucus amend #404 (Address the impact of globalization).

Grassley amend #297 (Provide the same temporary increase in FMAP for all States).

Harkin amend #397 (Support development and commercialization of advanced biofuels and alternative energy systems).

Coburn amend #176 (Competitive bidding on contracts and agreements). Motion to table the amendment not agreed to by a vote of 1 – 96.

At 8:40 PM, Sen. Reid announced that the Senate may adjourn shortly and return on Friday, February 6 in order to attempt to complete action on H. R. 1 (American Recovery and Reinvestment Act of 2009).

The Senate will convene at 10:00 AM on Friday, February 6, 2009. The Senate will immediately resume consideration of H. R. 1 (American Recovery and Reinvestment Act of 2009).

The Senate adjourned at 9:04 PM.

SENATE FLOOR PROCEEDINGS

WEDNESDAY, FEBRUARY 4, 2009

The Senate will convene at 10:30 PM and will immediately proceed to consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). Roll call votes are expected to occur in the late afternoon hours.

The Senate convened and proceeded to a Legislative Session.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

Isakson amend #106 (Tax credit for certain home purchases) as modified. Laid aside.

Cardin amend #237 (To amend certain provisions of the Small Business Investment Act of 1958, related to the surety bond guarantee program). Laid aside.

DeMint amend #168 (In the nature of a substitute). Laid aside.

Thune amend #197 (In the nature of a substitute). Laid aside.

Thune amend #238 (To ensure that the \$1 trillion spending bill is not used to expand the scope of the Federal Government by adding new spending programs). Laid aside.

Dorgan amend #200 (To amend the Internal Revenue Code of 1986 to provide for the taxation of income of controlled foreign corporations attributable to imported property). Laid aside.

Martinez amend #159 (To reduce home foreclosures, compensate servicers who modify mortgages, and remove the legal constraints that inhibit modification). Laid aside.

McCain amend #278 (To reimplement Gramm-Rudman-Hollings to require deficit reduction and spending cuts upon 2 consecutive quarters of positive GDP growth). Laid aside.

McCain amend #279 (To prohibit the applicability of Buy American requirements to the utilization of funds). Laid aside.

Bond amend #161 (To provide \$2,000,000,000 from the HOME program for investment in the low income housing tax credit projects). Laid aside.

Inhofe amend #262 (To appropriate, with an offset, \$5,232,000,000 for procurement for the Department of Defense to reconstitute military units to an acceptable readiness rating and to restock prepositioned assets and war reserve material). Laid aside.

Cornyn amend #277 (To reduce income taxes for all working taxpayers). Laid aside.

Bunning amend #243 (). Laid aside.

At 5:45 PM, the Senate will proceed to votes on the following amendments:

Vitter amend #179 (To eliminate unnecessary spending).

Isakson amend #106 (amend the Internal Revenue Code of 1986 to provide a Federal income tax credit for certain home purchases.) as modified.

Cardin amend #237 (to amend certain provisions of the Small Business Investment Act of 1958, related to the surety bond guarantee program).

DeMint amend #168 (In the nature of a substitute).

Thune amend #238 (to ensure that the \$1 trillion spending bill is not used to expand the scope of the Federal Government by adding new spending programs).

Martinez amend #159 (to reduce home foreclosures, compensate servicers who modify mortgages, and remove legal constraints that inhibit modification, and for other purposes).

McCain amend #278 (To reimplement Gramm-Rudman-Hollings to require deficit reduction and spending cuts upon 2 consecutive quarters of positive GDP growth).

Bond amend #161 (To provide \$2,000,000,000 from the HOME program for investment in the low income housing tax credit projects).

Inhofe amend #262 (To appropriate, with an offset, \$5,232,000,000 for procurement for the Department of Defense to reconstitute military units to an acceptable readiness rating and to restock prepositioned assets and war reserve material).

Cornyn amend #277 (to reduce income taxes for all working taxpayers).

Bunning amend #242 (to amend the Internal Revenue Code of 1986 to suspend for 2009 the 1993 income tax increase on Social Security benefits, and for other purposes).

Dorgan amend #300 (to clarify that the Buy American provisions shall be applied in a manner consistent with United States obligations under international agreements).

McCain amend #279 (to prohibit the applicability of Buy American requirements in the Act to the utilization of funds provided by the Act).

Vitter amend #179 (To eliminate unnecessary spending). The amendment was not agreed to **32-65**.

Isakson amend #106 (amend the Internal Revenue Code of 1986 to provide a Federal income tax credit for certain home purchases.) as modified. Agreed to by voice vote.

Cardin amend #237 (to amend certain provisions of the Small Business Investment Act of 1958, related to the surety bond guarantee program). Agreed to by voice vote.

DeMint amend #168 (In the nature of a substitute). Baucus point of order the amendment violates the Budget Act. DeMint motion to waive the Budget Act. The motion to waive the Budget Act was not agreed to by a vote of **36-61**. The point of order was sustained and the **amendment falls**.

Thune amend #238 (to ensure that the \$1 trillion spending bill is not used to expand the scope of the Federal Government by adding new spending programs). The amendment was not agreed to **35-62**.

Martinez amend #159 (to reduce home foreclosures, compensate servicers who modify mortgages, and remove legal constraints that inhibit modification, and for other purposes). The amendment was **withdrawn**.

McCain amend #278 (To reimplement Gramm-Rudman-Hollings to require deficit reduction and spending cuts upon 2 consecutive quarters of positive GDP growth). Conrad point of order the amendment violates the Budget Act. McCain motion to waive the Budget Act. The motion to waive the Budget Act was not agreed to by a vote of **44-53**. The point of order was sustained and the **amendment falls**.

Bond amend #161 (To provide \$2,000,000,000 from the HOME program for investment in the low income housing tax credit projects). Agreed to by voice vote.

Inhofe amend #262 (To appropriate, with an offset, \$5,232,000,000 for procurement for the Department of Defense to reconstitute military units to an acceptable readiness rating and to restock prepositioned assets and war reserve material). Baucus point of order the amendment violates the Budget Act. Inhofe motion to waive the Budget Act. The motion to waive the Budget Act was not agreed to by a vote of **38-59**. The point of order was sustained and the **amendment falls**.

Cornyn amend #277 (to reduce income taxes for all working taxpayers). Baucus point of order the amendment violates the Budget Act. Cornyn motion to waive the Budget Act. The motion to waive the Budget Act was not agreed to by a vote of **37-60**. The point of order was sustained and the **amendment falls**.

Bunning amend #242 (to amend the Internal Revenue Code of 1986 to suspend for 2009 the 1993 income tax increase on Social Security benefits, and for other purposes). Baucus point of order the amendment violates the Budget Act. Bunning motion to waive the Budget Act. The

motion to waive the Budget Act was not agreed to by a vote of **39-57**. The point of order was sustained and the amendment falls.

Dorgan amend #300 (to clarify that the Buy American provisions shall be applied in a manner consistent with United States obligations under international agreements). Agreed to by voice vote.

McCain amend #279 (to prohibit the applicability of Buy American requirements in the Act to the utilization of funds provided by the Act). The amendment was not agreed to by a vote of **31-65**.

Ensign amend #353 (In nature of a substitute). Laid aside.

Dodd amend #354 (To impose executive compensation limitations with respect to entities assisted under the Troubled Asset Relief Program). Laid aside.

Barrasso amend #326 (To expedite reviews required to be carried out under the National Environment Policy Act of 1969). Laid aside.

DeMint amend #189 (To allow the free exercise of religion at institutions of higher education that receive funding under section 803 of division A). Laid aside.

Dodd amend #145 (To improve the efforts of the Federal Government in mitigating home foreclosures and to require the Secretary of the Treasury to develop and implement a foreclosure prevention loan modification plan). Laid aside.

Harkin amend #338 (To require the Secretary of the Treasury to carry out a program to enable certain individuals to trade certain automobiles for certain new automobiles). Laid aside.

McCaskill amend #125 (To limit compensation to officers and directors of entities receiving emergency economic assistance from the Government). Laid aside.

Landrieu amend #102 (To ensure that assistance for the redevelopment of foreclosed and abandoned homes to States or units of local government impacted by catastrophic natural disasters may be used to support the redevelopment of homes damaged or destroyed as a result of the 2005 hurricanes, the severe flooding in the Midwest in 2008, and other natural disasters) Agreed to by voice vote.

S. Res. 27 (Congratulation Super Bowl Champs). Agreed to by voice vote.

S. 383 (Amend Emergency Stabilization Act). Agreed to by voice vote.

The Senate will convene at 9:30 AM on Thursday, February 5 and will immediately proceed to consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). Roll call votes are expected to occur throughout the day. The Senate adjourned at 10:10 PM.

SENATE FLOOR PROCEEDINGS

TUESDAY, FEBRUARY 3, 2009

The Senate will convene at 10:00 AM and will immediately resume consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). The Senate will recess from 12:30 – 2:15 for party caucuses.

The Senate convened and proceeded to a Legislative Session.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

Inouye amend #98 (Complete Substitute).

Murray amend #110 (To strengthen the infrastructure investments made by the bill). Inhofe point of order that the amendment violates the Budget Act. Murray Motion to Waive the Budget Act with respect to the amendment. The Motion to Waive the Budget Act was not agreed to by a vote of 58-39. The point of order was sustained and **the amendment falls.**

The Senate recessed at 12:55 PM for the party lunches.

The Senate reconvened at 2:15 PM.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

Coburn amend #109 (To strike the \$246 million tax earmark for Hollywood production companies). Laid aside.

Mikulski amend #104 (To amend the Internal Revenue Code of 1986 to allow an above-the-line deduction against individual income tax for interest on indebtedness and for State sales and excise taxes with respect to the purchase of certain motor vehicles). Laid aside.

Coburn amend #109 (To strike the \$246 million tax earmark for Hollywood production companies). Yeas and nays. The amendment was agreed to by a vote of 52-45.

Mikulski amend #104 (To amend the Internal Revenue Code of 1986 to allow an above-the-line deduction against individual income tax for interest on indebtedness and for State sales and excise taxes with respect to the purchase of certain motor vehicles). Grassley point of order that the amendment violates the Budget Act. Mikulski motion to waive the Budget Act with respect to the amendment. The motion to waive was agreed to by a vote of 71-26. The amendment was agreed to by **voice vote.**

Specter amend #101 (To provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research), as modified. Laid aside.

Harkin 2nd degree amend #178 (To provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research), as modified, to Specter amend #101 (To provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research). Laid aside.

Vitter amend #179 (To eliminate unnecessary spending). Laid aside.

Boxer amend #112 (To amend the Internal Revenue Code of 1986 to allow the deduction for dividends received from controlled foreign corporations for an additional year). Baucus point of order that the amendment violates the Budget Act. Boxer motion to waive the Budget Act. Yeas and nays ordered. The motion to waive was not agreed to by a vote of **42-55**. The point of order is sustained and the amendment falls.

Specter amend #101 (To provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research), as modified. Withdrawn by Sen. Specter.

Harkin 2nd degree amend #178 (To provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research), as modified, to Specter amend #101 (To provide an additional \$6,500,000,000 to the National Institutes of Health for biomedical research). Ensign point of order that the amendment violates the Budget Act. Harkin motion to waive the Budget Act. Point of order vitiated by Unanimous Consent. The amendment was agreed to by **Voice Vote**.

Isakson amend #106 (To amend the Internal Revenue Code of 1986 to provide a Federal income tax credit for certain home purchases). Laid aside.

Feingold amend #140 (To provide greater accountability of taxpayers' dollars by curtailing congressional earmarking and requiring disclosure of lobbying by recipients of Federal funds). Laid aside.

H. Con. Res. 27 (Authorizing the use of the Rotunda in the U.S. Capitol for the celebration of the bicentennial of the birth of President Abraham Lincoln). Agreed to by Unanimous Consent.

The Senate will convene at 10:30 PM on Wednesday, February 4, 2009 and will immediately proceed to consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). Roll call votes are expected to occur in the late afternoon hours.

The Senate adjourned at 9:46 PM.

SENATE FLOOR PROCEEDINGS

MONDAY, FEBRUARY 2, 2009

The Senate will convene at 2:00 PM and will immediately proceed to the consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). At 3:15, the Senate will proceed to an Executive Session to consider the nomination of Eric Holder to be U.S. Attorney General. The Senate will vote on confirmation of the nomination at 6:15 PM.

The Senate convened and proceeded to a Legislative Session.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

Inouye amend #98 (Complete Substitute).

The Senate proceeded to an Executive Session.

Eric Holder to be U.S. Attorney General. The nomination was confirmed by a vote of 75-21.

The Senate proceeded with a Legislative Session.

H.R. 1 (American Recovery and Reinvestment Act of 2009).

The Senate will convene at 10:00 AM on Tuesday, February 3, 2009. The Senate will immediately resume consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). The Senate will recess from 12:30 – 2:15 for party caucuses.

The Senate adjourned at 8:07 PM.

SENATE FLOOR PROCEEDINGS

FRIDAY, JANUARY 30, 2009

The Senate will convene at 9:30 AM and will proceed to a period of Morning Business. There will be no roll call votes during Friday's session.

At 2:00 PM on Monday, February 2, 2009, the Senate will consider the Economic Stimulus Package. At 3:15, the Senate will proceed to an Executive Session to consider the nomination of Eric Holder to be U.S. Attorney General. The Senate will vote on confirmation of the nomination at 6:15 PM.

The Senate convened and proceeded with Morning Business.

The Senate will convene at 2:00 PM on Monday, February 2 and will immediately proceed to the consideration of H.R. 1 (American Recovery and Reinvestment Act of 2009). At 3:15, the Senate will proceed to an Executive Session to consider the nomination of Eric Holder to be U.S. Attorney General. The Senate will vote on confirmation of the nomination at 6:15 PM.

The Senate adjourned at 2:37 PM.