

HR 3326

Department of Defense Appropriations Act, 2010

Congress: 111 (2009–2011, Ended)

Chamber: House

Policy Area: Armed Forces and National Security

Introduced: Jul 24, 2009

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Latest Action: Became Public Law No: 111-118. (Dec 19, 2009)

Law: 111-118 (Enacted Dec 19, 2009)

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Sponsor

Name: Rep. Murtha, John P. [D-PA-12]

Party: Democratic • **State:** PA • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Appropriations Committee	House	Reported Original Measure	Jul 24, 2009
Appropriations Committee	Senate	Reported By	Sep 10, 2009

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

Bill	Relationship	Last Action
111 HRES 976	Related bill	Dec 16, 2009: Motion to reconsider laid on the table Agreed to without objection.
111 HRES 685	Procedurally related	Jul 29, 2009: Motion to reconsider laid on the table Agreed to without objection.

(This measure has not been amended since it was passed by the House on December 16, 2009. The summary of that version is repeated here.)

Department of Defense Appropriations Act, 2010 - **Division A: Department of Defense Appropriations - Title I:**

Military Personnel - Appropriates funds for FY2010 for active-duty and reserve personnel in the Army, Navy, Marine Corps, and Air Force (the military departments), and for National Guard personnel in the Army and Air Force.

Title II: Operation and Maintenance - Appropriates funds for FY2010 for operation and maintenance (O&M) for the military departments, the defense agencies, the reserve components, and the Army and Air National Guard. Appropriates funds for: (1) the United States Court of Appeals for the Armed Forces; (2) environmental restoration for the military departments, the Department of Defense (DOD), and at formerly used defense sites; (3) overseas humanitarian, disaster, and civic aid; (4) former Soviet Union threat reduction; and (5) the Department of Defense Acquisition Workforce Development Fund.

Title III: Procurement - Appropriates funds for FY2010 for procurement by the Armed Forces of aircraft, missiles, weapons, tracked combat vehicles, ammunition, shipbuilding and conversion, and other procurement. Appropriates funds for: (1) defense-wide procurement; and (2) certain procurements under the Defense Production Act of 1950.

Title IV: Research, Development, Test and Evaluation - Appropriates funds for FY2010 for research, development, test and evaluation (RDT&E) by the Armed Forces and defense agencies. Appropriates funds for the Director of Operational Test and Evaluation.

Title V: Revolving and Management Funds - Appropriates funds for: (1) the Defense Working Capital Funds; and (2) programs under the National Defense Sealift Fund.

Title VI: Other Department of Defense Programs - Appropriates funds for: (1) the Defense Health Program; (2) the destruction of lethal chemical agents and munitions; (3) drug interdiction and counter-drug activities, defense; (4) the Joint Improvised Explosive Device Defeat Fund; and (5) the Office of the Inspector General.

Title VII: Related Agencies - Appropriates funds for the: (1) Central Intelligence Agency Retirement and Disability System Fund; and (2) Intelligence Community Management Account.

Title VIII: General Provisions - Specifies authorized, restricted, and prohibited uses of authorized funds.

(Sec. 8007) Requires a report from DOD to the defense committees to establish the baseline for application of FY2010 reprogramming and transfer authorities.

(Sec. 8011) Allows for the use of procurement funds for a multiyear contract for F-18 aircraft variants.

(Sec. 8013) Prohibits, during FY2010, the management by end strengths of DOD civilian personnel.

(Sec. 8024) Authorizes DOD to incur obligations of up to \$350 million for DOD military compensation, construction projects, and supplies and services in anticipation of receipts of contributions from the government of Kuwait.

(Sec. 8026) Prohibits the use of funds from this Act to establish a new federally funded research and development center (FFRDC). Limits the federal compensation to be paid to FFRDC members or consultants. Prohibits the use of FY2010

funds for new building construction, cost-sharing payments for projects funded by government grants, absorption of contract overruns, or certain charitable contributions. Limits the staff years of technical effort that may be funded for FFRDCs from FY2010 funds. Reduces, by \$125.2 million, the total amount appropriated in this Act for FFRDCs.

(Sec. 8027) Provides Buy American requirements with respect to the DOD procurement of carbon, alloy, or armor steel plating.

(Sec. 8030) Requires the Secretary of Defense (Secretary) to report to Congress on the amount of DOD purchases from foreign entities in FY2010.

(Sec. 8032) Authorizes the Secretary of the Air Force to convey to Indian tribes located in Nevada, Idaho, North Dakota, South Dakota, Montana, Oregon, and Minnesota relocatable military housing units currently located at Grand Forks, Malmstrom, Mountain Home, Ellsworth, and Minot Air Force Bases that are excess to the needs of the Air Force. Requires the Operation Walking Shield Program to resolve any housing unit conflicts arising after such conveyance.

(Sec. 8038) Prohibits the use of funds: (1) by a DOD entity without compliance with the Buy American Act; (2) to establish additional field operating agencies of DOD elements, except for those funded within the National Foreign Intelligence Program and Army agencies established to eliminate, mitigate, or counter the effects of improvised explosive devices; (3) for assistance to the Democratic People's Republic of North Korea, unless specifically appropriated for such purpose; and (4) to reduce the civilian medical and medical support personnel assigned to military treatment facilities below the September 30, 2003, level.

(Sec. 8042) Rescinds specified funds from various accounts under prior defense appropriations Acts.

(Sec. 8047) Prohibits the transfer to any other department or agency, except as specifically provided in an appropriations law, of funds available to DOD or the Central Intelligence Agency (CIA) for drug interdiction or counter-drug activities.

(Sec. 8051) Prohibits current fiscal year DOD funds from being obligated or expended to transfer to another nation or international organization defense articles or services for use in any United Nations (UN) peacekeeping or peace enforcement operation, or for any other international peacekeeping, peace enforcement, or humanitarian assistance operation, unless Congress is given 15 days' advance notice.

(Sec. 8055) Treats service as a member of the Alaska Territorial Guard during World War II for any individual honorably discharged therefrom as active service in the computation of military retired pay.

(Sec. 8059) Prohibits funds from being used to approve or license the sale of the F-22 advanced tactical fighter to any foreign government.

(Sec. 8060) Authorizes the Secretary, on a case-by-case basis, to waive limitations on the procurement of defense items from a foreign country if: (1) the Secretary determines that such limitations would invalidate cooperative or reciprocal trade agreements for the procurement of defense items; and (2) such country does not discriminate against the same or similar defense items procured in the United States for that country. Provides exceptions.

(Sec. 8061) Prohibits the use of appropriated funds to support a unit of the security forces of a foreign country if credible information exists that such unit has committed a gross violation of human rights, unless all necessary corrective steps have been taken. Requires the monitoring of such information. Authorizes the Secretary to waive such prohibition under extraordinary circumstances (requiring a report to the defense committees on any such waiver).

(Sec. 8067) Authorizes members of the National Guard performing full-time duty to support ground-based elements of the National Ballistic Missile Defense System.

(Sec. 8068) Prohibits appropriated funds from being used to transfer to any nongovernmental entity specified armor-piercing ammunition, except to an entity performing demilitarization services for DOD.

(Sec. 8069) Authorizes the Chief of the National Guard Bureau to waive payment for the lease of non-excess DOD personal property to certain, youth, social, or fraternal nonprofit organizations.

(Sec. 8074) Appropriates funds to DOD for construction and furnishing of additional Fisher Houses for use by family members confronted with the illness or hospitalization of a military beneficiary.

(Sec. 8075) Earmarks specified RDT&E funds for the Israeli Cooperative Programs (missile defense).

(Sec. 8076) Makes Navy shipbuilding and conversion funds available to fund prior-year shipbuilding cost increases, allocating such funds among specified naval accounts.

(Sec. 8081) Appropriates funds for assistance to public schools that have unusually high concentrations of special needs military dependents enrolled.

(Sec. 8082) Appropriates funds to facilitate access by veterans to opportunities for skilled employment in the construction industry.

(Sec. 8083) Requires the FY2011 budget to include separate budget justification documents for costs of U.S. Armed Forces' participation in contingency operations for the military personnel, O&M, and procurement accounts.

(Sec. 8084) Prohibits funds from being used for RDT&E, procurement, or deployment of nuclear armed interceptors of a missile defense system.

(Sec. 8085) Appropriates funds to DOD for 16 specified grants by the Secretary.

(Sec. 8087) Prohibits the availability of funds for integration of foreign intelligence information unless such information has been lawfully collected and processed during the conduct of authorized foreign intelligence activities.

(Sec. 8088) Requires reserve members called or ordered to active duty in time of national emergency to be notified in writing of their expected mobilization period. Allows the Secretary to waive such requirement in order to respond to a national security emergency or to meet dire operational requirements.

(Sec. 8094) Earmarks specified Navy O&M funds for the Asia Pacific Regional Initiative Program for enabling the Pacific Command to execute Theater Security Cooperation activities such as humanitarian assistance, and the payment of incremental and personnel costs of training and exercising with foreign security forces.

(Sec. 8097) Reduces the total amount appropriated in titles II through V by specified amounts, to reflect savings from revised economic assumptions.

(Sec. 8099) Directs the Secretary to create a major force program category for space for DOD's Future Years Defense Program.

(Sec. 8102) Requires the Secretary to maintain on the home page of the DOD Internet website a direct link to the website

of the DOD Office of Inspector General.

(Sec. 8103) Requires the Office of the Director of National Intelligence (DNI) to report to the intelligence committees to establish the baseline for application of reprogramming and transfer authorities for FY2010. Prohibits funds provided for the National Intelligence Program from being available for reprogramming or transfer until the report is submitted, unless the DNI certifies to such committees that the reprogramming or transfer is necessary as an emergency requirement.

(Sec. 8104) Directs the DNI to submit annually to Congress a future-years intelligence program reflecting estimated expenditures and proposed appropriations included in the President's budget.

(Sec. 8106) Requires DOD to continue to report incremental contingency operations costs for Operations Iraqi Freedom and Enduring Freedom on a monthly basis.

(Sec. 8107) Reduces by \$400 million the amount appropriated in title II, to reflect excess cash balances in DOD Working Capital Funds.

(Sec. 8108) Makes funds available to the military department Secretaries to provide special pay during FY2010 to members, including reserve personnel, who serve on active duty while the member's enlistment or period of obligated service is extended, or whose eligibility for retirement is suspended, under the President's "stop-loss" authority (the authority to suspend such enlistment or period of service or suspend such retirement in time of war or national emergency). Makes such special pay \$500 per month.

(Sec. 8109) Authorizes the transfer of specified military department O&M funds to a central fund established for Fisher Houses and Suites.

(Sec. 8110) Makes specified Intelligence Community Management Account funds available for transfer by the DNI to other departments and agencies for government-wide information sharing activities.

(Sec. 8111) Makes O&M funds available for remittances to the Defense Acquisition Workforce Development Fund.

(Sec. 8112) Earmarks specified drug interdiction and counter-drug activities funds for high-priority National Guard counterdrug programs.

(Sec. 8113) States that the United States, acting through Congress: (1) recognizes that there have been years of official depredations, ill-conceived policies, and the breaking of covenants by the federal government regarding Indian tribes; (2) apologizes on behalf of the people of the United States to all Native Peoples for the many instances of violence, maltreatment, and neglect inflicted upon them by U.S. citizens; (3) urges the President to acknowledge such wrongs; and (4) commends state governments that have begun reconciliation efforts and encourages all state governments to work toward reconciling their relationships with Indian tribes within their boundaries. States that nothing in this section authorizes or supports any claim, or serves as a settlement of a claim, against the United States.

(Sec. 8114) Requires any agency receiving funds appropriated under this Act to post on its public website any report required to be submitted to Congress in this or any other Act, upon the determination by such agency head that it shall serve the national interest. Provides exceptions when posting the report would compromise national security or for reports containing proprietary information.

(Sec. 8115) Expresses the sense of Congress that: (1) all of the National Nuclear Security Administration sites, including the Nevada Test Site, can play an effective and essential role in nuclear treaty verification and related threat reduction

technologies; and (2) the Administrator for Nuclear Security should expand the mission of the Nevada Test Site to carry out such roles. Requires a report from such Administrator describing a plan for improving the Nevada Test Site and others in order to fulfill and expand its mission as required.

(Sec. 8116) Provides specific limitations on the use of this Act's funds for any federal contract in excess of \$1 million awarded more than 60 days after the effective date of this Act.

(Sec. 8117) Provides specific limitations on the use of funds from this Act and certain previous appropriations Acts to begin or announce a competition to award to a contractor, or convert to contractor performance, any functions performed by federal employees pursuant to a study conducted under Office of Management and Budget (OMB) Circular A-76. Provides an exception.

(Sec. 8118) Prohibits the use of National Intelligence Program funds from this Act for a mission critical or mission essential business management information technology system not registered with the DNI. Requires the Director of the Business Transformation Office to report semiannually to the defense committees on the results of the Business Transformation Investment Review Board's activities, including certification of compliance with specified procedures prior to a system's approval.

(Sec. 8119) Appropriates funds to the Tanker Replacement Transfer Fund for a tanker acquisition program. Requires reports from the Secretary of the Air Force to the defense committees on the use of funds transferred for such purpose.

(Sec. 8121) Requires each congressionally-directed spending item in this Act or its accompanying report that is intended for award to a for-profit entity to be subject to acquisition regulations for full and open competition on the same basis as each spending item intended for a for-profit entity that is contained in the budget request of the President. Provides exceptions.

(Sec. 8122) Prohibits the use of appropriated funds: (1) to award to a contractor or convert to contractor performance any functions pursuant to an OMB Circular A-76 study or as part of a utility privatization currently performed by employees at the U.S. Military Academy; or (2) for distribution to the Association for Community Organizations for Reform Now (ACORN) or its subsidiaries.

Title IX: Overseas Contingency Operations - Appropriates funds for FY2010 for overseas deployments and other activities of DOD, specifically for: (1) military personnel; (2) O&M; (3) the Overseas Contingency Operations Transfer Fund; (4) the Afghanistan Security Forces Fund; (5) procurement, including National Guard and Reserve equipment; (6) the Mine Resistant Ambush Protected Vehicle Fund; (7) RDT&E; (8) Defense Working Capital Funds; (9) the Defense Health Program; (10) drug interdiction and counter-drug activities; (11) the Joint Improvised Explosive Device Defeat Fund; and (12) the Office of the Inspector General.

(Sec. 9002) Authorizes the Secretary, in the national interest, to transfer up to \$4 billion of the amounts made available to DOD in this title between any such authorizations for that fiscal year, with the exception of the Overseas Contingency Operations Transfer Fund. Requires prompt congressional notification of each transfer.

(Sec. 9004) Authorizes the Secretary to use funds appropriated in this title to purchase motor vehicles for use by military and civilian DOD employees in Iraq and Afghanistan, with a limit of \$75,000 per passenger vehicle and \$250,000 per each heavy or light armored vehicle.

(Sec. 9005) Authorizes the use of specified funds to fund the Commander's Emergency Response Program (urgent

humanitarian relief and reconstruction assistance in Iraq and Afghanistan).

(Sec. 9006) Allows funds to be used to provide supplies, services, transportation, and other logistical support to coalition forces supporting military and stability operations in Iraq and Afghanistan. Requires quarterly reports from the Secretary to the defense committees regarding such support.

(Sec. 9008) Prohibits any funds from being obligated or expended: (1) to establish any military installation or base for providing for the permanent stationing of U.S. Armed Forces in Iraq or Afghanistan; or (2) to exercise U.S. control over any oil resource of Iraq.

(Sec. 9009) Prohibits funds from being used in contravention of specified laws enacted or regulations promulgated to implement the United Nations Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment or Punishment.

(Sec. 9010) Requires the Director of the Office of Management and Budget (OMB) to report quarterly to the defense committees on the proposed use of all funds appropriated to the Iraq Security Forces Fund, Afghanistan Security Forces Fund, and Pakistan Counterinsurgency Fund. Directs the Secretary to notify such committees of any new projects or transfers of funds in excess of \$20 million using funds appropriated to any of such Funds.

(Sec. 9011) Prohibits any funds from being used to release an individual detained as of June 24, 2009, at Naval Station Guantanamo Bay, Cuba, into the continental United States, Alaska, Hawaii, the District of Columbia, or Guam, American Samoa, the U.S. Virgin Islands, or the Commonwealths of Puerto Rico or the Northern Mariana Islands.

Prohibits any funds from being used to transfer such an individual into the United States and its territories and possessions for purposes of detention or legal proceedings until 45 days after the President submits to Congress a classified plan for the disposition of each such individual. Requires such plan to include, among other things, a determination of the individual's risk to national security and a plan for mitigating such risk.

Prohibits any funds from being used to transfer or release any such individual to the country of the individual's nationality or last residence or to another country, unless the President submits to Congress, at least 15 days in advance, specified information identifying the individual, assessing the risk to national security posed by the transfer or release, and describing any agreement reached with such a country for the acceptance of the individual. Directs the President, prior to termination of detention operations at Guantanamo Bay, to report to Congress describing the disposition or legal status of each individual detained as of the date of enactment of this Act.

(Sec. 9012) Earmarks specified overseas contingency operations funds for outreach and reintegration services under the Yellow Ribbon Reintegration Program (authorized under the National Defense Authorization Act for Fiscal Year 2008).

Division B: Other Matters - (Sec. 1001) Appropriates funds for carrying out the Food and Nutrition Act of 2008, including administration of the Supplemental Nutrition Assistance Program (SNAP). Provides for the allocation and reallocation of state funding under such program. Designates such appropriations as emergency requirements under the FY2010 concurrent budget resolution.

(Sec. 1003) Amends federal copyright law and the Communications Act of 1934 to extend until February 28, 2010, provisions permitting satellite television providers to retransmit certain network programming to subscribers.

(Sec. 1004) Amends the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 to extend through February 28, 2010, the "library provision," the "roving wiretaps

provision," and the "lone wolf provision."

(Sec. 1005) Amends the Continuing Appropriations Resolution, 2010 to continue through February 28, 2010, the authority of the Administrator of the Federal Emergency Management Agency (FEMA) to issue notes or other obligations to carry out the National Flood Insurance Program.

(Sec. 1006) Appropriates funds for the Small Business Administration (SBA) for the the Business Loan Program Account for loan fee reductions and the cost of guaranteed loans authorized under the American Recovery and Reinvestment Act of 2009. Extends through February 28, 2010, the authority for such fee reductions and loans. Designates such appropriations as emergency requirements.

(Sec. 1007) Authorizes the Secretary of the Interior to make a payment to Swain County, North Carolina, in connection with the non-construction of the North Shore Road. Rescinds specified funds appropriated for such road construction in the Department of Transportation and Related Agencies Appropriations Act, 2001.

(Sec. 1008) Extends through February 28, 2010, highway and surface transportation programs and related authorized expenditures from the Highway Trust Fund under the Continuing Appropriations Resolution, 2010.

(Sec. 1009) Amends various Acts to extend through February 28, 2010, provisions concerning: (1) federal-state agreements for emergency unemployment compensation; (2) an increase in unemployment compensation benefits; and (3) full federal funding of extended unemployment compensation. Extends through July 31, 2010, the period of limited extension of federal unemployment compensation benefits. Designates amounts appropriated during such extensions as emergency requirements.

(Sec. 1010) Amends the American Recovery and Reinvestment Act of 2009 to: (1) extend the job eligibility lost date to February 28, 2010, for health insurance premium assistance under the Consolidated Omnibus Budget Reconciliation Act (COBRA); and (2) extend from 9 to 15 months the COBRA health insurance subsidy for individuals who have lost jobs. Provides rules related to the 2009 extension of such assistance and the transition period prior to enactment of this section. Designates amounts appropriated during such extensions as emergency requirements.

(Sec. 1011) Amends title XVIII (Medicare) of the Social Security Act to: (1) provide a zero percent update to the sustainable growth rate conversion factor for physician payments for the period of January 1 through February 28, 2010; (2) state that such update shall have no effect on the computation of such conversion factor for the remainder of 2010 and subsequent years; (3) reduce for FY2014 amounts made available in the Medicare Improvement Fund; and (4) provide an FY2015 Fund amount.

(Sec. 1012) Prohibits the Secretary of Health and Human Services (HHS) from publishing updated poverty guidelines required under the Omnibus Budget Reconciliation Act of 1981 before March 1, 2010.

(Sec. 1013) Rescinds \$128 million of funds available to the Department of Commerce for use by the National Telecommunications and Information Administration for the digital-to-analog converter box program.

(Sec. 1014) Requires the explanatory statement regarding this Act to have the same effect with respect to the allocation of funds and the implementation of this Act as if it were a joint explanatory statement of a conference committee.

Actions Timeline

- **Dec 19, 2009:** Considered by Senate (message from the House with respect to H.R. 3326). (consideration: CR S13472-13477)
- **Dec 19, 2009:** Motion by Senator Reid to concur in House amendment to Senate amendment with amendment (SA 3248) tabled by Yea-Nay Vote. 63 - 35. Record Vote Number: 382. (consideration: CR S13472, S13476)
- **Dec 19, 2009:** Point of order against the motion to concur in the House amendment to the Senate amendment to H.R. 3326 raised in Senate.
- **Dec 19, 2009:** Motion to waive the Budget Act with respect to the measure (the motion to concur in the House amendment to the Senate amendment to H.R. 3326) agreed to in Senate by Yea-Nay Vote. 63 - 35. Record Vote Number: 383. (consideration: CR S13476)
- **Dec 19, 2009:** Resolving differences -- Senate actions: Senate concurred in the House amendment to the Senate amendment to the bill H.R. 3326 Yea-Nay Vote. 88 - 10. Record Vote Number: 384.(consideration: CR S13476)
- **Dec 19, 2009:** Senate concurred in the House amendment to the Senate amendment to the bill H.R. 3326 Yea-Nay Vote. 88 - 10. Record Vote Number: 384. (consideration: CR S13476)
- **Dec 19, 2009:** Message on Senate action sent to the House.
- **Dec 19, 2009:** Cleared for White House.
- **Dec 19, 2009:** Presented to President.
- **Dec 19, 2009:** Signed by President.
- **Dec 19, 2009:** Became Public Law No: 111-118.
- **Dec 18, 2009:** Considered by Senate (message from the House with respect to H.R. 3326). (consideration: CR S13409-13455)
- **Dec 18, 2009:** Cloture on the motion to concur in House amendment to Senate amendment to H.R. 3326 invoked in Senate by Yea-Nay Vote. 63 - 33. Record Vote Number: 381. (consideration: CR S13407-13408; text: CR S13407)
- **Dec 18, 2009:** Motion by Senator Reid to refer to Senate Committee on Appropriations fell when cloture was invoked on the motion to concur in House amendment to Senate amendment in Senate. (consideration: CR S13408)
- **Dec 18, 2009:** Considered by Senate (message from the House with respect to H.R. 3326).
- **Dec 17, 2009:** Considered by Senate (message from the House with respect to H.R. 3326). (consideration: CR S13345-13376)
- **Dec 16, 2009:** Rules Committee Resolution H. Res. 976 Reported to House. Rule provides for consideration of H.R. 3326, H.J. Res. 64, H.R. 4314 and H.R. 2847.
- **Dec 16, 2009:** Mr. Murtha moved that the House agree with an amendment to the Senate amendment. (consideration: CR H15007-15420)
- **Dec 16, 2009:** A point of order was raised against consideration of the measure on the grounds that it violated the Budget Act. Following 20 minutes of debate on the point of order, the Chair will put the question on consideration of the measure.
- **Dec 16, 2009:** The Chair put the question on consideration of the measure.
- **Dec 16, 2009:** Resolving differences -- House actions: On motion that the House now consider the measure Agreed to by voice vote.
- **Dec 16, 2009:** On motion that the House now consider the measure Agreed to by voice vote.
- **Dec 16, 2009:** The House proceeded with one hour debate on the motion to agree to the Senate amendment with an amendment.
- **Dec 16, 2009:** The previous question was ordered without objection. (consideration: CR H15419)
- **Dec 16, 2009:** Resolving differences -- House actions: On motion that the House agree with an amendment to the Senate amendment Agreed to by the Yeas and Nays: 395 - 34 (Roll No. 985).(text as House agreed to Senate amendment with an amendment: CR H15022-15040)
- **Dec 16, 2009:** On motion that the House agree with an amendment to the Senate amendment Agreed to by the Yeas and Nays: 395 - 34 (Roll No. 985). (text as House agreed to Senate amendment with an amendment: CR H15022-15040)
- **Dec 16, 2009:** Motion to reconsider laid on the table Agreed to without objection.
- **Dec 16, 2009:** Message on House action received in Senate and at desk: House amendment to Senate amendment.
- **Dec 16, 2009:** Considered by Senate (message from the House with respect to H.R. 3326). (consideration: CR S13295-13396)
- **Dec 16, 2009:** Motion by Senator Reid to concur in House amendment to Senate amendment made in Senate.

Dec 16, 2009: Cloture motion on the motion to concur in House amendment to Senate amendment to H.R. 3326 presented in Senate. (consideration: CR S13295; text: CR S13295)

- **Dec 16, 2009:** Motion by Senator Reid to concur in House amendment to Senate amendment with amendment (SA 3248) made in Senate. (consideration: CR S13295)
- **Dec 16, 2009:** Motion by Senator Reid to refer to Senate Committee on Appropriations with instructions that the Committee report back with the following amendment (SA 3249) made in Senate. (consideration: CR S13295-13296)
- **Oct 7, 2009:** Message on Senate action sent to the House.
- **Oct 6, 2009:** Considered by Senate. (consideration: CR S10143-10159)
- **Oct 6, 2009:** The committee substitute as amended agreed to by Unanimous Consent.
- **Oct 6, 2009:** Passed/agreed to in Senate: Passed Senate with an amendment by Yea-Nay Vote. 93 - 7. Record Vote Number: 315.(text: CR 10/7/2009 S10228-10243)
- **Oct 6, 2009:** Passed Senate with an amendment by Yea-Nay Vote. 93 - 7. Record Vote Number: 315. (text: CR 10/7/2009 S10228-10243)
- **Oct 6, 2009:** Senate insists on its amendment, asks for a conference, appoints conferees Inouye; Byrd; Leahy; Harkin; Dorgan; Durbin; Feinstein; Mikulski; Kohl; Murray; Specter; Cochran; Bond; McConnell; Shelby; Gregg; Hutchison; Bennett; Brownback. (consideration: CR S10159)
- **Oct 1, 2009:** Considered by Senate. (consideration: CR S10009-10016, S10019-10025, S10026-10034, S10035, S10036-10038, S10039-10045, S10046-10050, S10052-10054)
- **Oct 1, 2009:** Cloture motion on the committee reported substitute amendment withdrawn by unanimous consent in Senate.
- **Oct 1, 2009:** Cloture motion on the bill withdrawn by unanimous consent in Senate.
- **Sep 30, 2009:** Considered by Senate. (consideration: CR S9970-9972, S9975)
- **Sep 30, 2009:** Cloture motion on the committee reported substitute amendment presented in Senate. (consideration: CR S9975; text: CR S9975)
- **Sep 30, 2009:** Cloture motion on the bill presented in Senate. (consideration: CR S9975; text: CR S9975)
- **Sep 29, 2009:** Considered by Senate. (consideration: CR S9906-9907, S9908-9909, S9910-9918)
- **Sep 25, 2009:** Considered by Senate. (consideration: CR S9861-9863)
- **Sep 24, 2009:** Measure laid before Senate by unanimous consent. (consideration: CR S9817-9830; text of measure as reported in Senate: CR S9817-9832)
- **Sep 10, 2009:** Committee on Appropriations. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **Sep 10, 2009:** Committee on Appropriations. Reported by Senator Inouye with an amendment in the nature of a substitute. With written report No. 111-74.
- **Sep 10, 2009:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 159.
- **Aug 3, 2009:** Received in the Senate and Read twice and referred to the Committee on Appropriations.
- **Jul 30, 2009:** Considered as unfinished business. (consideration: CR H9062-9131)
- **Jul 30, 2009:** The House resolved into Committee of the Whole House on the state of the Union for further consideration.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 20 minutes of debate on the Murtha amendment.
- **Jul 30, 2009:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Murtha amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the ayes had prevailed. Mr. Young (FL) demanded a recorded vote and the Chair postponed further proceedings on adoption of the amendment until later in the legislative day.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Conaway amendment.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Session amendment.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Tierney amendment.
- **Jul 30, 2009:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Tierney amendment, the Chair put

the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Tierney demanded a recorded vote and the Chair postponed further proceedings on adoption of the amendment until later in the legislative day.

- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 1.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 258.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 315.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 389.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 432.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 439.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 449.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 553.
- **Jul 30, 2009:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Flake amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Flake demanded a recorded vote and the Chair postponed further proceedings on adoption of the amendment until later in the legislative day.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes of debate on the Flake En Bloc amendment.
- **Jul 30, 2009:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Flake En Bloc amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Flake demanded a recorded vote and the Chair postponed further proceedings on adoption of the amendment until later in the legislative day.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes on the Campbell amendment No. 1.
- **Jul 30, 2009:** DEBATE - Pursuant to the provisions of H.Res. 685, the Committee of the Whole proceeded with 10 minutes on the Campbell amendment No. 8.
- **Jul 30, 2009:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Campbell amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Campbell demanded a recorded vote and the Chair postponed further proceedings on adoption of the amendment until later in the legislative day.
- **Jul 30, 2009:** UNFINISHED BUSINESS - The Chair announced that the unfinished business was the question of adoption of amendments which had been debated earlier and on which further proceedings had been postponed.
- **Jul 30, 2009:** The House rose from the Committee of the Whole House on the state of the Union to report H.R. 3326.
- **Jul 30, 2009:** The House adopted the amendments en gross as agreed to by the Committee of the Whole House on the state of the Union. (text: CR H9062-9080)
- **Jul 30, 2009:** The previous question was ordered pursuant to the rule. (consideration: CR H9129)
- **Jul 30, 2009:** Mr. Frelinghuysen moved to recommit with instructions to Appropriations. (consideration: CR H9129-9131; text: CR H9129)
- **Jul 30, 2009:** DEBATE - The House proceeded with 10 minutes of debate on the Frelinghuysen motion to recommit with instructions. The instructions contained in the motion seek to report the bill back to the House with amendments to increase appropriations for Army Military Personnel and Air Force aircraft procurement. The amendments reduce appropriations for Navy Research and Development. The amendments strike the provision which restricts any funds be used for advance procurement of the F-22 aircraft.
- **Jul 30, 2009:** The previous question on the motion to recommit with instructions was ordered without objection. (consideration: CR H9130)
- **Jul 30, 2009:** On motion to recommit with instructions Failed by recorded vote: 169 - 261 (Roll no. 674). (consideration: CR H9130-9131)

Jul 30, 2009: Passed/agreed to in House: On passage Passed by the Yeas and Nays: 400 - 30 (Roll no. 675).

• **Jul 30, 2009:** On passage Passed by the Yeas and Nays: 400 - 30 (Roll no. 675).

• **Jul 30, 2009:** Motion to reconsider laid on the table Agreed to without objection.

• **Jul 29, 2009:** Rule H. Res. 685 passed House.

• **Jul 29, 2009:** Considered under the provisions of rule H. Res. 685. (consideration: CR H9024-9035)

• **Jul 29, 2009:** Rule provides for consideration of H.R. 3326 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Specified amendments are in order. The bill shall be considered as read through page 147, line 4. Notwithstanding clause 11 of rule XVIII, except as provided in section 2, no amendment shall be in order except those amendments printed in the report of the Committee on Rules. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI.

• **Jul 29, 2009:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 685 and Rule XVIII.

• **Jul 29, 2009:** The Speaker designated the Honorable Tammy Baldwin to act as Chairwoman of the Committee.

• **Jul 29, 2009:** GENERAL DEBATE - The Committee of the Whole proceeded with one hour of general debate on H.R. 3326.

• **Jul 29, 2009:** Committee of the Whole House on the state of the Union rises leaving H.R. 3326 as unfinished business.

• **Jul 28, 2009:** Rules Committee Resolution H. Res. 685 Reported to House. Rule provides for consideration of H.R. 3326 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Specified amendments are in order. The bill shall be considered as read through page 147, line 4. Notwithstanding clause 11 of rule XVIII, except as provided in section 2, no amendment shall be in order except those amendments printed in the report of the Committee on Rules. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI.

• **Jul 24, 2009:** Introduced in House

• **Jul 24, 2009:** The House Committee on Appropriations reported an original measure, H. Rept. 111-230, by Mr. Murtha.

• **Jul 24, 2009:** Placed on the Union Calendar, Calendar No. 128.