



United States  
of America

# Congressional Record

PROCEEDINGS AND DEBATES OF THE 107<sup>th</sup> CONGRESS, SECOND SESSION

Vol. 148

WASHINGTON, MONDAY, DECEMBER 16, 2002

No. 153

## PROCEEDINGS OF THE HOUSE OF REPRESENTATIVES AFTER SINE DIE ADJOURNMENT OF THE 107TH CONGRESS 2D SESSION

OMISSION FROM THE CONGRESSIONAL RECORD OF FRIDAY, NOVEMBER 22, 2002, AT PAGE H9126

### BILLS PRESENTED TO THE PRESIDENT

Jeff Trandahl, Clerk of the House reports that on November 22, 2002 he presented to the President of the United States, for his approval, the following bills:

H.J. Res 117. Approving the location of the commemorative work in the District of Columbia honoring former President John Adams.

H.R. 727. To amend the Consumer Product Safety Act to provide that low-speed electric bicycles are consumer products subject to such act.

H.R. 2595. To direct the Secretary of the Army to convey a parcel of land to Chatham County, Georgia.

H.R. 3210. To ensure the continued financial capacity of insurers to provide coverage for risks from terrorism.

H.R. 3908. To reauthorize the North American Wetlands Conservation Act, and for other purposes.

H.R. 5005. To establish the Department of Homeland Security, and for other purposes.

H.R. 5469. To amend title 17, United States Code, with respect to the statutory license for webcasting, and for other purposes.

COMMUNICATION FROM STAFF MEMBER OF THE HONORABLE JOHN M. MCHUGH AFTER SINE DIE ADJOURNMENT

NOVEMBER 8, 2002.

Hon. J. DENNIS HASTERT,  
*The Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MR. SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House, that I have been served with a trial subpoena for testimony and documents issued by the U.S. District Court for the Northern District of New York.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

RUTH MARY ORTLOFF,  
*Consultant Services*  
*Representatives.*

### ENROLLED BILLS SIGNED AFTER SINE DIE ADJOURNMENT

Mr. Trandahl, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker pro tempore, Mr. TOM DAVIS of Virginia, on December 2, 2002:

H.R. 38. An act to provide for additional lands to be included within the boundaries of the Homestead National Monument of America in the State of Nebraska, and for other purposes.

H.R. 308. An act to establish the Guam War Claims Review Commission.

H.R. 451. An act to make certain adjustments to the boundaries of the Mount Nebo Wilderness Area, and for other purposes.

H.R. 706. An act to direct the Secretary of the Interior to convey certain properties in the vicinity of the Elephant Butte Reservoir and the Caballo Reservoir, New Mexico.

H.R. 1712. An act to authorize the Secretary of the Interior to make adjustments to the boundary of the National Park of American Samoa to include certain portions of the islands of Ofu and Olosega within the park, and for other purposes.

H.R. 1776. An act to authorize the Secretary of the Interior to study the suitability and feasibility of establishing the Buffalo Bayou National Heritage Area in west Houston, Texas.

H.R. 1814. An act to amend the National Trails System Act to designate the Metacomet-Monadnock-Mattabesett Trail extending through western Massachusetts and central Connecticut for study for potential addition to the National Trails System.

H.R. 1870. An act to provide for the sale of certain real property within the Newlands Project in Nevada, to the city of Fallon, Nevada.

H.R. 1906. An act to amend the Act that established the Pu'uhonua O Honaunau National Historical Park to expand the boundaries of that park.

H.R. 1925. An act to direct the Secretary of the Interior to study the suitability and feasibility of designating the Waco Mammoth Site Area in Waco, Texas, as a unit of the

### NOTICE

Effective January 1, 2003, the subscription price of the Congressional Record will be \$434 per year or \$217 for six months. Individual issues may be purchased for \$6.00 per copy. Subscriptions in microfiche format will be \$141 per year with single copies priced at \$1.50. This price increase is necessary based upon the cost of printing and distribution.

Bruce R. James, *Public Printer*

☐ This symbol represents the time of day during the House proceedings, e.g., ☐ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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H9129

National Park System, and for other purposes.

H.R. 2099. An act to amend the Omnibus Parks and Public Lands Management Act of 1996 to provide adequate funding authorization for the Vancouver National Historic Reserve.

H.R. 2109. An act to authorize the Secretary of the Interior to conduct a special resource study of Virginia Key Beach Park in Biscayne Bay, Florida, for possible inclusion in the National Park System.

H.R. 2115. An act To amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of a project to reclaim and reuse wastewater within and outside of the service area of the Lakehaven Utility District, Washington.

H.R. 2187. An act to amend title 10, United States Code, to make receipts collected from mineral leasing activities on certain naval oil shale reserves available to cover environmental restoration, waste management, and environmental compliance costs incurred by the United States with respect to the reserves.

H.R. 2385. An act to convey certain property to the city of St. George, Utah, in order to provide for the protection and preservation of certain rare paleontological resources on that property, and for other purposes.

H.R. 2628. An act to direct the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing the Muscle Shoals National Heritage Area in Alabama, and for other purposes.

H.R. 2818. An act to authorize the Secretary of the Interior to convey certain public land within the Sand Mountain Wilderness Study Area in the State of Idaho to resolve an occupancy encroachment dating back to 1971.

H.R. 2828. An act to authorize payments to certain Klamath Project water distribution entities for amounts assessed by the entities for operation and maintenance of the Project's transferred works for 2001, to authorize refunds to such entities of amounts collected by the Bureau of Reclamation for reserved works for 2001, and for other purposes.

H.R. 2937. An act to provide for the conveyance of certain public land in Clark County, Nevada, for use as a shooting range.

H.R. 2990. An act to amend the Lower Rio Grande Valley Water Resources Conservation and Improvement Act of 2000 to authorize additional projects under that Act, and for other purposes.

H.R. 3048. An act to resolve the claims of Cook Inlet Region, Inc., to lands adjacent to the Russian River in the State of Alaska.

H.R. 3180. An act to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact.

H.R. 3401. An act to provide for the conveyance of Forest Service facilities and lands comprising the Five Mile Regional Learning Center in the State of California to the Clovis Unified School District, to authorize a new special use permit regarding the continued use of unconveyed lands comprising the Center, and for other purposes.

H.R. 3449. An act to revise the boundaries of the George Washington Birthplace National Monument, and for other purposes.

H.R. 3747. An act to direct the Secretary of the Interior to conduct a study of the site commonly known as Eagledale Ferry Dock at Taylor Avenue in the State of Washington for potential inclusion in the National Park System.

H.R. 3858. An act to modify the boundaries of the New River Gorge National River, West Virginia.

H.R. 3909. An act to designate certain Federal lands in the State of Utah as the Gunn

McKay Nature Preserve, and for other purposes.

H.R. 3954. An act to designate certain waterways in the Caribbean National Forest in the Commonwealth of Puerto Rico as components of the National Wild and Scenic Rivers System, and for other purposes.

H.R. 4129. An act to amend the Central Utah Project Completion Act to clarify the responsibilities of the Secretary of the Interior with respect to the Central Utah Project, to redirect unexpended budget authority for the Central Utah Project for wastewater treatment and reuse and other purposes, to provide for prepayment of repayment contracts for municipal and industrial water delivery facilities, and to eliminate a deadline for such prepayment.

H.R. 4638. An act to reauthorize the Mni Wiconi Rural Water Supply Project.

H.R. 4682. An act to revise the boundary of the Allegheny Portage Railroad National Historic Site, and for other purposes.

H.R. 4692. An act to amend the Act entitled "An Act to authorize the Establishment of the Andersonville National Historic Site in the State of Georgia, and for other purposes", to provide for the addition of certain donated lands in the Andersonville National Historic Site.

H.R. 4750. An act to designate certain lands in the State of California as components of the National Wilderness Preservation System, and for other purposes.

H.R. 4823. An act to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the exclusion from Federal income tax for restitution received by victims of the Nazi Regime.

H.R. 4874. An act to direct the Secretary of the Interior to disclaim any Federal interest in lands adjacent to Spirit Lake and Twin Lakes in the State of Idaho resulting from possible commission of lands from an 1880 survey.

H.R. 4944. An act to designate the Cedar Creek and Belle Grove National Historical Park as a unit of the National Park System, and for other purposes.

H.R. 4953. An act to direct the Secretary of the Interior to grant to Deschutes and Crook Counties in the State of Oregon a right-of-way to West Butte Road.

H.R. 5099. An act to extend the periods of authorization for the Secretary of the Interior to implement capital construction projects associated with the endangered fish recovery implementation programs for the Upper Colorado and San Juan River Basins.

H.R. 5125. An act to amend the American Battlefield Protection Act of 1996 to authorize the Secretary of the Interior to establish a battlefield acquisition grant program.

H.R. 5436. An act to extend the deadline for commencement of construction of a hydroelectric project in the State of Oregon.

H.R. 5472. An act to extend for 6 months the period for which chapter 12 of title 11 of the United States Code is reenacted.

H.R. 5738. An act to amend the Public Health Service Act with respect to special diabetes programs for Type 1 diabetes and Indians.

On December 5, 2002, the Speaker pro tempore, Mr. TOM DAVIS of Virginia, signed:

H.R. 2458. An act to enhance the management and promotion of electronic Government services and processes by establishing a Federal Chief Information Officer within the Office of Management and Budget, and by establishing a broad framework of measures that require using Internet-based information technology to enhance citizen access to Government information and services, and for other purposes.

H.R. 3609. An act to amend title 49, United States Code, to enhance the security and safety of pipelines.

H.R. 4664. An act to authorize appropriations for fiscal years 2003, 2004, 2005, 2006, and 2007 for the National Science Foundation, and for other purposes.

H.R. 4883. An act to reauthorize the Hydrographic Services Improvement Act of 1998, and for other purposes.

#### SENATE ENROLLED BILL SIGNED AFTER SINE DIE ADJOURNMENT

The SPEAKER pro tempore, Mr. TOM DAVIS of Virginia, announced his signature to an enrolled bill of the Senate of the following title on December 2, 2002:

S. 2017. An act to amend the Indian Financing Act of 1974 to improve the effectiveness of the Indian loan guarantee and insurance program.

#### BILLS PRESENTED TO THE PRESIDENT AFTER SINE DIE ADJOURNMENT

Jeff Trandahl, Clerk of the House reports that on November 25, 2002 he presented to the President of the United States, for his approval, the following bill.

H.R. 4628. "Intelligence Authorization Act for Fiscal Year 2003".

Jeff Trandahl, Clerk of the House reports that on November 26, 2002 he presented to the President of the United States, for his approval, the following bills.

H.R. 3833. "Dot Kids Implementation and Efficiency Act of 2002".

H.R. 4546. To authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths of such fiscal year for the Armed Forces, and for other purposes.

H.R. 5504. To provide for the improvement of the safety of child restraints in passenger motor vehicles, and for other purposes.

Jeff Trandahl, Clerk of the House reports that on December 4, 2002 he presented to the President of the United States, for his approval, the following bills.

H.R. 38. To provide for additional lands to be included within the boundaries of the Homestead National Monument of America in the State of Nebraska, and for other purposes.

H.R. 308. To establish the Guam War Claims Review Commission.

H.R. 451. To make certain adjustments to the boundaries of the Mount Nebo Wilderness Area, and for other purposes.

H.R. 706. "Lease Lot Conveyance Act of 2002".

H.R. 1712. To authorize the Secretary of the Interior to make adjustments to the boundary of the National Park of American Samoa to include certain portions of the islands of Ofu and Olosega with the park, and for other purposes.

H.R. 1776. "Buffalo Bayou National Heritage Area Study Act".

H.R. 1814. "Metacomet-Monadnock-Mattabesett Trail Study Act of 2002".

H.R. 1870. "Fallon Rail Freight Loading Facility Transfer Act".

H.R. 1906. To amend the Act that established the Pu'uhonua O Honaunau National Historical Park to expand the boundaries of that park.

H.R. 1925. To direct the Secretary of the Interior to study the suitability and feasibility

of designating the Waco Mammoth Site Area in Waco, Texas, as a unit of the National Park System, and for other purposes.

Jeff Trandahl, Clerk of the House reports that on December 6, 2002 he presented to the President of the United States, for his approval, the following bills.

H.R. 2099. To amend the Omnibus Parks and Public Lands Management Act of 1996 to provide adequate funding authorization for the Vancouver National Historic Reserves.

H.R. 2109. To authorize the Secretary of the Interior to conduct a special resource study of Virginia Key Beach Park in Biscayne, Florida, for possible inclusion in the National Park System.

H.R. 2115. To amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of a project to reclaim and reuse wastewater within and outside of the service area of the Lakehaven Utility District, Washington.

H.R. 2187. To amend title 10, United States Code, to make receipts collected from mineral leasing activities on certain naval oil shale reserves available to cover environmental restoration, waste management, and environmental compliance costs incurred by the United States with respect to the reserves.

H.R. 2385. "Virgin River Dinosaur Footprint Preserve Act".

H.R. 2628. "Muscle Shoals National Heritage Area Study Act of 2002".

H.R. 2818. To authorize the Secretary of the Interior to convey certain public land within the Sand Mountain Wilderness Study Area in the State of Idaho to resolve an occupancy encroachment dating back to 1971.

H.R. 2828. "Klamath Basin Emergency Operation and Maintenance Refund Act of 2002".

H.R. 2937. To provide for the conveyance of certain public land in Clark County, Nevada, for use as a shooting range.

H.R. 2990. "Lower Rio Grande Valley Water Resources Conservation and Improvement Act of 2002".

Jeff Trandahl, Clerk of the House reports that on December 9, 2002 he presented to the President of the United States, for his approval, the following bills.

H.R. 2458. "E-Government Act of 2002".

H.R. 3048. "Russian River Land Act".

H.R. 3180. To consent to certain amendments to the New Hampshire-Vermont Interstate School Compact.

H.R. 3401. "California Five Mile Regional Learning Center Transfer Act".

H.R. 3449. To revise the boundaries of the George Washington Birthplace National Monument, and for other purposes.

H.R. 3609. "Pipeline Safety Improvement Act of 2002".

H.R. 3747. To direct the Secretary of the Interior to conduct a study of the site commonly known as Eagledale Ferry Dock at Taylor Avenue in the State of Washington for potential inclusion in the National Park System.

H.R. 3858. To modify the boundaries of the New River Gorge National River, West Virginia.

H.R. 3909. "Gunn McKay Nature Preserve Act".

H.R. 3954. "Caribbean National Forest Wild and Scenic Rivers Act of 2002".

H.R. 4129. To amend the Central Utah Project Completion Act to clarify the responsibilities of the Secretary of the Interior with respect to the Central Utah Project, to

redirect unexpended budget authority for the Central Utah Project for wastewater treatment and reuse and other purposes, to provide for prepayment of repayment contracts for municipal and industrial water delivery facilities, and to eliminate to deadline for such payment.

H.R. 4638. To reauthorize the Mini Wiconi Rural Water Supply Project.

H.R. 4664. "National Science Foundation Authorization Act of 2002".

H.R. 4883. To reauthorize the Hydrographic Services Improvement Act of 1998, and for other purposes.

Jeff Trandahl, Clerk of the House reports that on December 10, 2002 he presented to the President of the United States, for his approval, the following bills.

H.R. 4682. To revise the boundary of the Allegheny Portage Railroad National Historic Site, and for other purposes.

H.R. 4692. To amend the Act entitled "An Act to authorize the Establishment of the Andersonville National Historic Site in the State of Georgia, and for other purposes", to provide for the addition of certain donated lands to the Andersonville National Historic Site.

H.R. 4750. "Big Sur Wilderness and Conservation Act of 2002".

H.R. 4823. "Holocaust Restitution Tax Fairness Act of 2002".

H.R. 4874. To direct the Secretary of the Interior to disclaim any Federal interest in lands adjacent to Spirit Lake and Twin Lakes in the State of Idaho resulting from possible omission of lands from an 1880 survey.

H.R. 4944. "Cedar Creek and Belle Grove National Historical Park Act".

H.R. 4953. To direct the Secretary of the Interior to grant to Deschutes and Crook Counties in the State of Oregon a right-of-way to West Butte Road.

H.R. 5099. To extend the periods of authorization for the Secretary of the Interior to implement capital construction projects associated with the endangered fish recovery implementation programs for the Upper Colorado and San Juan River Basins.

H.R. 5125. "Civil War Battlefield Preservation Act of 2002".

H.R. 5436. To extend the deadline for commencement of construction of a hydroelectric project in the State of Oregon.

H.R. 5472. To extend for 6 months the period for which chapter 12 of the title 11 of the United States Code is reenacted.

H.R. 5738. To amend the Public Health Service Act with respect to special diabetes programs for Type I diabetes and Indians.

## BILLS AND JOINT RESOLUTIONS APPROVED BY THE PRESIDENT PRIOR TO SINE DIE ADJOURNMENT

On July 23:

H.J. Res. 87. Joint Resolution approving the site at Yucca Mountain, Nevada, for the development of a repository for the disposal of high-level radioactive waste and spent nuclear fuel, pursuant to the Nuclear Waste Policy Act of 1982.

On July 24:

H.R. 2362. An act to establish the Benjamin Franklin Tercentenary Commission.

H.R. 3971. An act to provide for an independent investigation of Forest Service firefighter deaths that are caused by wildfire entrapment or burnover.

On July 30:

H.R. 3763. An act to protect investors by improving the accuracy and reliability of

corporate disclosures made pursuant to the securities laws, and for other purposes.

On August 1:

H.R. 3487. An act to amend the Public Health Service Act with respect to health professions programs regarding the field of nursing.

On August 2:

H.R. 4775. An act making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes.

On August 5:

H.R. 2175. An act to protect infants who are born alive.

On August 6:

H.R. 1209. An act to amend the Immigration and Nationality Act to determine whether an alien is a child, for purposes of classification as an immediate relative, based on the age of the alien on the date the classification petition with respect to the alien is filed, and for other purposes.

H.R. 3009. An act to extend the Andean Trade Preference Act, to grant additional trade benefits under that Act, and for other purposes.

On August 21:

H.R. 223. An act to amend the Clear Creek County, Colorado, Public Lands Transfer Act of 1993 to provide additional time for Clear Creek County to dispose of certain lands transferred to the county under the Act.

H.R. 309. An act to provide for the determination of withholding tax rates under the Guam income tax.

H.R. 601. An act to redesignate certain lands within the Craters of the Moon National Monument, and for other purposes.

H.R. 1384. An act to amend the National Trails System Act to designate the route in Arizona and New Mexico which the Navajo and Mescalero Apache Indian Tribes were forced to walk in 1863 and 1864, for study for potential addition to the National Trails System.

H.R. 1856. An act to expand the boundary of the Booker T. Washington National Monument, and for other purposes.

H.R. 1576. An act to designate the James Peak Wilderness and Protection Area in the Arapaho and Roosevelt National Forests in the State of Colorado, and for other purposes.

H.R. 2068. An act to revise, codify, and enact without substantive change certain general and permanent laws, related to public buildings, property, and works, as title 40, United States Code, "Public Buildings, Property, and Works."

H.R. 2234. An act to revise the boundary of the Tumacacori National Historical Park in the State of Arizona.

H.R. 2440. An act to rename Wolf Trap Farm Park as "Wolf Trap National Park for the Performing Arts", and for other purposes.

H.R. 2441. An act to amend the Public Health Service Act to redesignate a facility as the National Hansen's Disease Programs Center, and for other purposes.

H.R. 2643. An act to authorize the acquisition of additional lands for inclusion in the Fort Clatsop National Memorial in the State of Oregon, and for other purposes.

H.R. 3343. An act to amend title X of the Energy Policy Act of 1992, and for other purposes.

H.R. 3380. An act to authorize the Secretary of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of Great Smoky Mountains National Park.

On September 18:

H.R. 5012. An act to amend the John F. Kennedy Center Act to authorize the Secretary of Transportation to carry out a

project for construction of a plaza adjacent to the John F. Kennedy Center for the Performing Arts, and for other purposes.

On September 24:

H.R. 3287. An act to redesignate the facility of the United States Postal Service located at 900 Brentwood Road, NE, in Washington, D.C. as the "Joseph Curseen, Jr. and Thomas Morris, Jr. Processing and Distribution Center."

H.R. 3971. An act to authorize a national memorial to commemorate the passengers and crew of Flight 93 who, on September 11, 2001, courageously gave their lives thereby thwarting a planned attack on our Nation's Capital, and for other purposes.

H.R. 5207. An act to designate the facility of the United States Postal Service located at 6101 West Old Shakopee Road in Bloomington, Minnesota, as the "Thomas E. Burnett, Jr. Post Office Building."

On September 30:

H.J. Res. 111. Joint Resolution making continuing appropriations for the fiscal year 2003, and for other purposes.

H.R. 1646. An act to authorize appropriations for the Department of State for fiscal year 2003, to authorize appropriations under the Arms Export Control Act and the Foreign Assistance Act of 1961 for security assistance for fiscal year 2003, and for other purposes.

On October 1:

H.R. 3880. An act to provide a temporary waiver from certain transportation conformity requirements and metropolitan transportation planning requirements under the Clean Air Act and under other laws for certain areas of New York where the planning offices and resources have been destroyed by acts of terrorism, and for other purposes.

H.R. 4687. An act to provide for the establishment of investigative teams to assess building performance and emergency response and evacuation procedures in the wake of any building failure that has resulted in substantial loss of life or that posed significant potential of substantial loss of life.

H.R. 5157. An act to amend section 5307 of title 49, United States Code, to allow transit systems in urbanized areas that, for the first time, exceeded 200,000 in population according to the 2000 census to retain flexibility in the use of Federal transit formula grants in fiscal year 2003, and for other purposes.

On October 4:

H.J. Res. 112. Joint Resolution making further continuing appropriations for the fiscal year 2003, and for other purposes.

H.R. 486. An act for the relief of Barbara Makuch.

H.R. 487. An act for the relief of Eugene Makuch.

H.R. 4558. An act to extend the Irish Peace Process Cultural and Training Program.

On October 9:

H.R. 640. An act to adjust the boundaries of Santa Monica Mountains National Recreation Area, and for other purposes.

On October 11:

H.J. Res. 122. Joint Resolution making further continuing appropriations for the fiscal year 2003, and for other purposes.

On October 16:

H.J. Res. 114. Joint Resolution to authorize the use of United States Armed Forces against Iraq.

H.R. 3214. An act to amend the charter of the AMVETS organization.

H.R. 3838. An act to amend the charter of the Veterans of Foreign Wars of the United States organization to make members of the armed forces who receive special pay for duty subject to hostile fire or imminent danger eligible for membership in the organization, and for other purposes.

On October 18:

H.J. Res. 123. Joint Resolution making further continuing appropriations for the fiscal year 2003, and for other purposes.

On October 21:

H.R. 5531. An act to facilitate famine relief efforts and a comprehensive solution to the war in Sudan.

On October 23:

H.R. 2121. An act to make available funds under the Foreign Assistance Act of 1961 to expand democracy, good governance, and anti-corruption programs in the Russian Federation in order to promote and strengthen democratic government and civil society and independent media in that country.

H.R. 4085. An act to amend title 38, United States Code, to provide a cost-of-living increase in the rates of compensation for veterans with service-connected disability and dependency and indemnity compensation for surviving spouses of such veterans, to expend certain benefits for veterans and their survivors, and for other purposes.

H.R. 5010. An act making appropriations for the Department of Defense for the fiscal year ending September 30, 2003, and for other purposes.

H.R. 5011. An act making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2003, and for other purposes.

On October 26:

H.R. 5651. An act to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, and for other purposes.

On October 29:

H.J. Res. 113. Joint Resolution recognizing the contributions of Patsy Takemoto Mink.

H.R. 2486. An act to authorize the National Oceanic and Atmospheric Administration, through the United States Weather Research Program, to conduct research and development, training, and outreach activities relating to inland flood forecasting improvement, and for other purposes.

H.R. 3295. An act to establish a program to provide funds to States to replace punch card voting systems, to establish the Election Assistance Commission to assist in the administration of Federal elections and to otherwise provide assistance with the administration of certain Federal election laws and programs, to establish minimum election administration standards for States and units of local government with responsibility for the administration of Federal elections, and for other purposes.

H.R. 5647. An act to authorize the duration of the base contract of the Navy-Marine Corps Intranet contract to be more than five years but not more than seven years.

On October 30:

H.R. 669. An act to designate the facility of the United States Postal Service located at 127 Social Street in Woonsocket, Rhode Island, as the "Alphonse F. Auclair Post Office Building."

H.R. 670. An act to designate the facility of the United States Postal Service located at 7 Commercial Street in Newport, Rhode Island, as the "Bruce F. Cotta Post Office Building."

H.R. 3034. An act to designate the facility of the United States Postal Service located at 89 River Street in Hoboken, New Jersey, as the "Frank Sinatra Post Office Building."

H.R. 3738. An act to designate the facility of the United States Postal Service located at 1299 North 7th Street in Philadelphia, Pennsylvania, as the "Herbert Arlene Post Office Building."

H.R. 3739. An act to designate the facility of the United States Postal Service located at 6150 North Broad Street in Philadelphia,

Pennsylvania, as the "Rev. Leon Sullivan Post Office Building."

H.R. 3740. An act to designate the facility of the United States Postal Service located at 925 Dickinson Street in Philadelphia, Pennsylvania, as the "William A. Cibotti Post Office Building."

H.R. 4102. An act to designate the facility of the United States Postal Service located at 120 North Maine Street in Fallon, Nevada, as the "Rollan D. Melton Post Office Building."

H.R. 4717. An act to designate the facility of the United States Postal Service located at 1199 Pasadena Boulevard in Pasadena, Texas, as the "Jim Fonteno Post Office Building."

H.R. 4755. An act to designate the facility of the United States Postal Service located at 204 South Broad Street in Lancaster, Ohio, as the "Clarence Miller Post Office Building."

H.R. 4794. An act to designate the facility of the United States Postal Service located at 1895 Avenida Del Oro in Oceanside, California, as the "Ronald C. Packard Post Office Building."

H.R. 4797. An act to redesignate the facility of the United States Postal Service located at 265 South Western Avenue, Los Angeles, California, as the "Nat King Cole Post Office."

H.R. 4851. An act to redesignate the facility of the United States Postal Service located at 6910 South Yorktown Avenue in Tulsa, Oklahoma, as the "Robert Wayne Jenkins Station."

On November 2:

H.R. 2215. An act to authorize appropriations for the Department of Justice for fiscal year 2002, and for other purposes.

H.R. 4967. An act to establish new non-immigrant classes for border commuter students.

H.R. 5542. An act to consolidate all black lung benefit responsibility under a single official, and for other purposes.

H.R. 5596. An act to amend section 527 of the Internal Revenue Code of 1986 to eliminate notification and return requirements for State and local party committees and candidate committees and avoid duplicate reporting by certain State and local political committees of information required to be reported and made publicly available under State law, and for other purposes.

On November 5:

H.R. 2245. An act for the relief of Anisha Goveas Foti.

H.R. 2733. An act to authorize the National Institute of Standards and Technology to work with major manufacturing industries on an initiative of standards development and implementation for electronic enterprise integration.

H.R. 3656. An act to amend the International Organizations Immunities Act to provide for the applicability of that Act to the European Central Bank.

H.R. 3801. An act to provide for improvement of Federal education research, statistics, evaluation, information, and disseminations and for other purposes.

On November 6:

H.R. 4013. An act to amend the Public Health Service Act to establish an Office of Rare Diseases at the National Institutes of Health, and for other purposes.

H.R. 4014. An act to amend the Federal Food, Drug, and Cosmetic Act with respect to the development of products for rare diseases.

H.R. 5200. An act to establish wilderness areas, promote conservation, improve public land, and provide for high quality development in Clark County, Nevada, and for other purposes.

H.R. 5308. An act to designate the facility of the United States Postal Service located

at 301 South Howes Street in Fort Collins, Colorado, as the "Barney Apodaca Post Office."

H.R. 5333. An act to designate the facility of the United States Postal Service located at 4 East Central Street in Worcester, Massachusetts, as the "Joseph D. Early Post Office Building."

H.R. 5336. An act to designate the facility of the United States Postal Service located at 380 Main Street in Farmingdale, New York, as the "Peter J. Ganci, Jr. Post Office Building."

H.R. 5340. An act to designate the facility of the United States Postal Service located in 5805 White Oak Avenue in Encino, California, as the "Francis Dayle 'Chick' Hearn Post Office."

On November 7:

H.R. 3253. An act to amend title 38, United States Code, to enhance emergency preparedness for the Department of Veterans Affairs, and for other purposes.

H.R. 4015. An act to amend title 38, United States Code, to revise and improve employment, training, and placement services furnished to veterans, and for other purposes.

H.R. 4685. An act to amend title 31, United States Code, to expand the types of Federal agencies that are required to prepare audited financial statements.

H.R. 5205. An act to amend the District of Columbia Retirement Protection Act of 1997 to permit the Secretary of the Treasury to use estimated amounts in determining the service longevity component of the Federal benefit payment required to be paid under such Act to certain retirees of the Metropolitan Police Department of the District of Columbia.

H.R. 5574. An act to designate the facility of the United States Postal Service located at 206 South Main Street in Glennville, Georgia, as the "Michael Lee Woodcock Post Office."

#### SENATE BILLS AND JOINT RESOLUTIONS APPROVED BY THE PRESIDENT PRIOR TO SINE DIE ADJOURNMENT

On July 23:

S. 2594. An act to authorize the Secretary of the Treasury to purchase silver on the open market when the silver stockpile is depleted, to be used to mint coins.

On August 6:

S.J. Res. 13. Joint Resolution conferring honorary citizenship of the United States posthumously on Marie Joseph Paul Yves Roche Gilbert du Motier, the Marquis de Lafayette.

On October 1:

S. 1834. An act for the relief of retired Sergeant First Class James D. Benoit and Wan Sook Benoit.

S. 2810. An act to amend the Communications Satellite Act of 1962 to extend the deadline for the INTELSAT initial public offering.

On October 11:

S. 238. An act to authorize the Secretary of the Interior to conduct feasibility studies on water optimization in the Burnt River basin, Malheur River basin, Owyhee River basin, and Powder River basin, Oregon.

S. 1175. An act to modify the boundary of Vicksburg National Military Park to include the property known as Pemberton's Headquarters, and for other purposes.

S. 1325. An act to ratify an agreement between the Aleut Corporation and the United States of America to exchange land rights received under the Alaska Native Claims Settlement Act for certain land interests on Adak Island, and for other purposes.

On October 26:

S. 1533. An act to amend the Public Health Service Act to reauthorize and strengthen

the health centers program and the National Health Service Corps, and to establish the Healthy Communities Access Program, which will help coordinate services for the uninsured and underinsured, and for other purposes.

On October 29:

S. 1227. An act to authorize the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing the Niagra Falls National Heritage Area in the State of New York, and for other purposes.

S. 1270. An act to designate the United States courthouse to be constructed at 8th Avenue and Mill Street in Eugene, Oregon, as the "Wayne Lyman Morse United States Courthouse."

S. 1339. An act to amend the Bring Them Home Alive Act of 2000 to provide an asylum program with regard to American Persian Gulf War POW/MIAs, and for other purposes.

S. 1646. An act to identify certain routes in the States of Texas, Oklahoma, Colorado, and New Mexico as parts of the Ports-to-Plains Corridor, a high priority corridor on the National Highway System.

S. 2558. An act to amend the Public Health Service Act to provide for the collection of data on benign brain-related tumors through the national program of cancer registries.

On November 13:

S. 1210. An act to reauthorize the Native American Housing Assistance and Self-Determination Act of 1996.

S. 2690. An act to reaffirm the reference to one Nation under God in the Pledge of Allegiance.

#### BILLS AND JOINT RESOLUTIONS APPROVED BY THE PRESIDENT SUBSEQUENT TO SINE DIE ADJOURNMENT

The President, subsequent to sine die adjournment of the 2nd Session, 107th Congress, notified the Clerk of the House that on the following dates he had approved and signed bills and joint resolutions of the following titles:

On November 25:

H.J. Res. 124. Joint Resolution making further continuing appropriations for the fiscal year 2003, and for other purposes.

On November 25:

H.R. 5005. An act to establish the Department of Homeland Security, and for other purposes.

On November 26:

H.R. 2546. An act to amend title 49, United States Code, to prohibit States from requiring a license or fee on account of the fact that a motor vehicle is providing interstate pre-arranged ground transportation service, and for other purposes.

H.R. 3210. An act to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism.

H.R. 3389. An act to reauthorize the National Sea Grant College Program Act, and for other purposes.

H.R. 4878. An act to provide for estimates and reports of improper payments by Federal agencies.

H.R. 5349. An act to facilitate the use of a portion of the former O'Reilly General Hospital in Springfield, Missouri, by the local Boys and Girls Club through the release of the reversionary interest and other interests retained by the United States in 1955 when the land was conveyed to the State of Missouri.

On November 27:

H.R. 1070. An act to amend the Federal Water Pollution Control Act to authorize the Administrator of the Environmental Protection Agency to carry out projects and con-

duct research for remediation of sediment contamination in areas of concern in the Great Lakes, and for other purposes.

H.R. 3340. An act to amend title 5, United States Code, to allow certain catch-up contributions to the Thrift Savings Plan to be made by participants age 50 or over; to reauthorize the Merit Systems Protection Board and the Office of Special Counsel; and for other purposes.

H.R. 3394. An act to authorize funding for computer and network security research and development and research fellowship programs, and for other purposes.

H.R. 4628. An act to authorize appropriations for fiscal year 2003 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

On December 2:

H.J. Res. 117. Joint Resolution approving the location of the commemorative work in the District of Columbia honoring former President John Adams.

H.R. 2621. An act to amend title 18, United States Code, with respect to consumer product protection.

H.R. 3758. An act for the relief of So Hyun Jun.

H.R. 3908. An act to reauthorize the North American Wetlands Conservation Act, and for other purposes.

H.R. 3988. An act to amend title 36, United States Code, to clarify the requirements for eligibility in the American Legion.

H.R. 4546. An act to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces and for other purposes.

H.R. 4727. An act to reauthorize the national dam safety program, and for other purposes.

H.R. 5590. An act to amend title 10, United States Code, to provide for the enforcement and effectiveness of civilian orders to protection on military installations.

H.R. 5708. An act to reduce preexisting PAYGO balances, and for other purposes.

H.R. 5716. An act to amend the Employee Retirement Income Security Act of 1974 and the Public Health Service Act to extend the mental health benefits parity provisions for an additional year.

#### SENATE BILLS APPROVED BY THE PRESIDENT SUBSEQUENT TO SINE DIE ADJOURNMENT

The President, subsequent to sine die adjournment of the 2nd Session, 107th Congress, notified the Clerk of the House that on the following dates he had approved and signed bills of the Senate of the following titles:

On November 25:

S. 1214. An act to amend the Merchant Marine Act, 1936, to establish a program to ensure greater security for United States seaports, and for other purposes.

On November 26:

S. 3044. An act to authorize the Court Services and Offender Supervision Agency of the District of Columbia to provide for the interstate supervision of offenders on parole, probation, and supervised release.

On December 2:

S. 3156. An act to provide a grant for the construction of a new community center in St. Paul, Minnesota, in honor of the late Senator Paul Wellstone and his beloved wife, Sheila.

On December 4:

S. 2239. An act to amend the National Housing Act to simplify the downpayment requirements for FHA mortgage insurance for single family homebuyers.

S.J. Res. 53. Joint Resolution relative to the convening of the first session of the One Hundred Eighth Congress.

# BILLS AND JOINT RESOLUTIONS PRESENTED TO THE PRESIDENT SUBSEQUENT TO SINE DIE AD- JOURNMENT

Honorable Jeff Trandahl, Clerk of the House, subsequent to sine die adjournment of the 2nd Session, 107th Congress, reported that, on the following dates, he presented to the President of the United States, for his approval, the bills and joint resolutions of the following titles:

On November 25:

H.R. 4628. "Intelligence Authorization Act for fiscal year 2003."

On November 26:

H.R. 3833. "Dot Kids Implementation and Efficiency Act of 2002."

H.R. 4546. An act to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

H.R. 5504. An act to provide for the improvement of the safety of child restraints in passenger motor vehicles, and for other purposes.

On December 4:

H.R. 38. An act to provide for additional lands to be included within the boundaries of the Homestead National Monument of America in the State of Nebraska, and for other purposes.

H.R. 308. An act to establish the Guam War Claims Review Commission.

H.R. 451. An act to make certain adjustments to the boundaries of the Mount Nebo Wilderness Area, and for other purposes.

H.R. 706. "Lease Lot Conveyance Act of 2002."

H.R. 1712. An act to authorize the Secretary of the Interior to make adjustments to the boundary of the National Park of American Samoa to include certain portions of the islands of Ofu and Olosega with the park, and for other purposes.

H.R. 1776. "Buffalo Bayou National Heritage Area Study Act."

H.R. 1814. "Metacomet-Monadnock-Mattabesett Trail Study Act of 2002."

H.R. 1870. "Fallon Rail Freight Loading Facility Transfer Act."

H.R. 1906. An act to amend the Act that established the Pu'uuhonua O Honaunau National Historical Park to expand the boundaries of that park.

H.R. 1925. An act to direct the Secretary of the Interior to study the suitability and feasibility of designating the Waco Mammoth Site Area in Waco, Texas, as a unit of the National Park System, and for other purposes.

On December 6:

H.R. 2009. An act to amend the Omnibus Parks and Public Lands Management Act of 1996 to provide adequate funding authorization for the Vancouver National Historic Reserve.

H.R. 2109. An act to authorize the Secretary of the Interior to conduct a special resource study of Virginia Key Beach Park in Biscayne, Florida, for possible inclusion in the National Park System.

H.R. 2115. An act to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of a project to reclaim and reuse wastewater within and outside of the service area of the Lakehaven Utility District, Washington.

H.R. 2187. An act to amend title 10, United States Code, to make receipts collected from mineral leasing activities on certain naval oil shale reserves available to cover environmental restoration, waste management, and environmental compliance costs incurred by the United States with respect to the reserves.

H.R. 2385. "Virgin River Dinosaur Footprint Preserve Act."

H.R. 2628. "Muscle Shoals National Heritage Area Study Act of 2002."

H.R. 2818. An act to authorize the Secretary of the Interior to convey certain public land within the Sand Mountain Wilderness Study Area in the State of Idaho to resolve an occupancy encroachment dating back to 1971.

H.R. 2828. "Klamath Basin Emergency Operation and Maintenance Refund Act of 2002."

H.R. 2937. An act to provide for the conveyance of certain public land in Clark County, Nevada, for use as shooting range.

H.R. 2990. "Lower Rio Grande Valley Water Resources Conservation and Improvement Act of 2002."

On December 9:

H.R. 2458. "E-Government Act of 2002."

H.R. 3048. "Russian River Land Act."

H.R. 3180. An act to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact.

H.R. 3401. "California Five Mile Regional Learning Center Transfer Act."

H.R. 3449. An act to revise the boundaries of the George Washington Birthplace National Monument, and for other purposes.

H.R. 3609. "Pipeline Safety Improvement Act of 2002."

H.R. 3747. An act to direct the Secretary of the Interior to conduct a study of the site commonly known as Eagledale Ferry Dock at Taylor Avenue in the State of Washington for potential inclusion in the National Park Systems.

H.R. 3858. An act to modify the boundaries of the New River Gorge National River, West Virginia.

H.R. 3909. "Gunn McKay Nature Preserve Act."

H.R. 3954. "Caribbean National Forest Wild and Scenic Rivers Act of 2002."

H.R. 4129. An act to amend the Central Utah Project Completion Act to clarify the responsibilities of the Secretary of the Interior with respect to the Central Utah Project, to redirect unexpended budget authority for the Central Utah Project for wastewater treatment and reuse and other purposes, to provide for prepayment of repayment contracts for municipal and industrial water delivery facilities, and to eliminate a deadline for such payment.

H.R. 4638. An act to reauthorize the Mni Wiconi Rural Water Supply Project.

H.R. 4664. "National Science Foundation Authorization Act of 2002."

H.R. 4883. An act to reauthorize the Hydrographic Services Improvement Act of 1998, and for other purposes.

On December 10:

H.R. 4682. An act to revise the boundary of the Allegheny Portage Railroad National Historic Site, and for other purposes.

H.R. 4692. An act to amend the Act entitled "An act to authorize the Establishment of the Andersonville National Historic Site in the State of Georgia, and for other purposes", to provide for the addition of certain

donated lands to the Andersonville National Historic Site.

H.R. 4750. "Big Sur Wilderness and Conservation Act of 2002."

H.R. 4823. "Holocaust Restitution Tax Fairness Act of 2002."

H.R. 4874. An act to direct the Secretary of the Interior to disclaim any Federal interest in lands adjacent to Spirit Lake and Twin Lakes in the State of Idaho resulting from possible omission of lands from an 1880 survey.

H.R. 4944. "Cedar Creek and Belle Grove National Historical Park Act."

H.R. 4953. An act to direct the Secretary of the Interior to grant to Deschutes and Crook Counties in the State of Oregon a right-of-way to West Butte Road.

H.R. 5099. An act to extend the periods of authorization for the Secretary of the Interior to implement capital construction projects associated with the endangered fish recovery implementation programs for the Upper Colorado and San Juan River Basins.

H.R. 5125. "Civil War Battlefield Preservation Act of 2002."

H.R. 5436. An act to extend the deadline for commencement of construction of a hydroelectric project in the State of Oregon.

H.R. 5472. An act to extend for 6 months the period for which chapter 12 of the title 11 of the United States Code is reenacted.

H.R. 5738. An act to amend the Public Health Service Act with respect to special diabetes programs for Type I diabetes and Indians.

## OATH FOR ACCESS TO CLASSIFIED INFORMATION

Under clause 13 of rule XXIII, the following Members executed the oath for access to classified information:

Neil Abercrombie, Anibal Acevedo-Vilá, Gary L. Ackerman, Robert B. Aderholt, W. Todd Akin, Thomas H. Allen, Robert E. Andrews, Richard K. Armey, Joe Baca, Spencer Bachus, Brian Baird, Richard H. Baker, John Elias E. Baldacci, Tammy Baldwin, Cass Ballenger, James A. Barcia, Bob Barr, Thomas M. Barrett, Roscoe G. Bartlett, Joe Barton, Charles F. Bass, Xavier Becerra, Ken Bentsen, Doug Bereuter, Shelley Berkley, Howard L. Berman, Marion Berry, Judy Biggert, Michael Bilirakis, Sanford D. Bishop, Jr., Rod R. Blagojevich, Earl Blumenauer, Roy Blunt, Sherwood L. Boehlert, John A. Boehner, Henry Bonilla, David E. Bonior, Mary Bono, John Boozman, Robert A. Borski, Leonard L. Boswell, Rick Boucher, Allen Boyd, Kevin Brady, Robert A. Brady, Corrine Brown, Sherrod Brown, Henry E. Brown, Jr., Ed Bryant, Richard Burr, Dan Burton, Steve Buyer, Sonny Callahan, Ken Calvert, Dave Camp, Chris Cannon, Eric Cantor, Shelley Moore Capito, Lois Capps, Michael E. Capuano, Benjamin L. Cardin, Brad Carson, Julia Carson, Ed Case, Michael N. Castle, Steve Chabot, Saxby Chambliss, Donna M. Christensen, Wm. Lacy Clay, Eva M. Clayton, Bob Clement, James E. Clyburn, Howard Coble, Mac Collins, Larry Combest, Gary A. Condit, John Cooksey, Jerry F. Costello, Christopher Cox, William J. Coyne, Robert E. (Bud) Cramer, Jr., Philip P. Crane, Ander Crenshaw, Joseph Crowley, Barbara Cubin, John Abney Culberson, Elijah E. Cummings, Randy "Duke" Cunningham, Danny K. Davis, Jim Davis, Jo Ann Davis, Susan A. Davis, Thomas M. Davis, Nathan Deal, Peter A. DeFazio, Diana DeGette, William D. Delahunt, Rosa L. DeLauro, Tom DeLay, Jim DeMint, Peter Deutsch, Lincoln Diaz-Balart, Norman D. Dicks, John D. Dingell, Lloyd Doggett, Calvin M. Dooley, John T. Doolittle, Michael F. Doyle, David Dreier,

John J. Duncan, Jr., Jennifer Dunn, Chet Edwards, Vernon J. Ehlers, Robert L. Ehrlich, Jr., Jo Ann Emerson, Eliot L. Engel, Phil English, Anna G. Eshoo, Bob Etheridge, Lane Evans, Terry Everett, Eni F. H. Faleomavaega, Sam Farr, Chaka Fattah, Mike Ferguson, Bob Filner, Jeff Flake, Ernie Fletcher, Mark Foley, J. Randy Forbes, Harold E. Ford, Jr., Vito Fossella, Barney Frank, Rodney P. Frelinghuysen, Martin Frost, Elton Gallegly, Greg Ganske, George W. Gekas, Richard A. Gephardt, Jim Gibbons, Wayne T. Gilchrest, Paul E. Gillmor, Benjamin A. Gilman, Charles A. Gonzalez, Virgil H. Goode, Jr., Bob Goodlatte, Bart Gordon, Porter J. Goss, Lindsey O. Graham, Kay Granger, Sam Graves, Gene Green, Mark Green, James C. Greenwood, Felix J. Grucci, Jr., Luis Gutierrez, Gil Gutknecht, Ralph M. Hall, Tony P. Hall, James V. Hansen, Jane Harman, Melissa A. Hart, J. Dennis Hastert, Alcee L. Hastings, Doc Hastings, Robin Hayes, J. D. Hayworth, Joel Hefley, Wally Herger, Baron P. Hill, Van Hilleary, Earl F. Hilliard, Maurice D. Hinchey, Rubén Hinojosa, David L. Hobson, Joseph M. Hoeffel, Peter Hoekstra, Tim Holden, Rush D. Holt, Michael M. Honda, Darlene Hooley, Stephen Horn, John N. Hostettler, Amo Houghton, Steny H. Hoyer, Kenny C. Hulshof, Duncan Hunter, Henry J. Hyde, Jay Inslee, Johnny Isakson, Steve Israel, Darrell E. Issa, Ernest J. Istook, Jr., Jesse L. Jackson, Jr., Sheila Jackson-Lee, William J. Jefferson, William L. Jenkins, Christopher John, Eddie Bernice Johnson, Nancy L. Johnson, Sam Johnson, Timothy V. Johnson, Stephanie Tubbs Jones, Walter B. Jones, Paul E. Kanjorski, Marcy Kaptur, Ric Keller, Sue W. Kelly, Mark R. Kennedy, Patrick J. Kennedy, Brian D. Kerns, Dale E. Kildee, Carolyn C. Kilpatrick, Ron Kind, Peter T. King, Jack Kingston, Mark Steven Kirk, Gerald D. Kleczka, Joe Knollenberg, Jim

Kolbe, Dennis J. Kucinich, John J. LaFalce, Ray LaHood, Nick Lampson, James R. Langevin, Tom Lantos, Steve Largent, Rick Larsen, John B. Larson, Tom Latham, Steven C. LaTourette, James A. Leach, Barbara Lee, Sander M. Levin, Jerry Lewis, John Lewis, Ron Lewis, John Linder, William O. Lipinski, Frank A. LoBiondo, Zoe Lofgren, Nita M. Lowey, Frank D. Lucas, Ken Lucas, Bill Luther, Stephen F. Lynch, Carolyn B. Maloney, James H. Maloney, Donald A. Manzullo, Edward J. Markey, Frank Mascara, Jim Matheson, Robert T. Matsui, Carolyn McCarthy, Karen McCarthy, Betty McCollum, Jim McCrery, James P. McGovern, John McHugh, Scott McInnis, Mike McIntyre, Howard P. McKeon, Cynthia A. McKinney, Michael R. McNulty, Martin T. Meehan, Carrie P. Meek, Gregory W. Meeks, Robert Menendez, John L. Mica, Juanita Millender-McDonald, Dan Miller, Gary G. Miller, George Miller, Jeff Miller, Patsy T. Mink, Alan B. Mollohan, Dennis Moore, James P. Moran, Jerry Moran, Constance A. Morella, John P. Murtha, Sue Wilkins Myrick, Jerrold Nadler, Grace F. Napolitano, Richard E. Neal, George R. Nethercutt, Jr., Robert W. Ney, Anne M. Northup, Eleanor Holmes Norton, Charlie Norwood, Jim Nussle, James L. Oberstar, David R. Obey, John W. Olver, Solomon P. Ortiz, Tom Osborne, Doug Ose, C.L. Otter, Major R. Owens, Michael G. Oxley, Frank Pallone, Jr., Bill Pascrell, Jr., Ed Pastor, Ron Paul, Donald M. Payne, Nancy Pelosi, Mike Pence, Collin C. Peterson, John E. Peterson, Thomas E. Petri, David D. Phelps, Charles W. Pickering, Joseph R. Pitts, Todd Russell Platts, Richard W. Pombo, Earl Pomeroy, Rob Portman, David E. Price, Deborah Pryce, Adam H. Putnam, Jack Quinn, George Radanovich, Nick J. Rahall, II, Jim Ramstad, Charles B. Rangel, Ralph Regula, Dennis R. Rehberg, Silvestre Reyes, Thomas M. Reynolds, Bob Riley,

Lynn N. Rivers, Ciro D. Rodriguez, Tim Roemer, Harold Rogers, Mike Rogers, Dana Rohrabacher, Ileana Ros-Lehtinen, Mike Ross, Steven R. Rothman, Marge Roukema, Lucille Roybal-Allard, Edward R. Royce, Bobby L. Rush, Paul Ryan, Jim Ryun, Martin Olav Sabo, Loretta Sanchez, Bernard Sanders, Max Sandlin, Tom Sawyer, Jim Saxton, Bob Schaffer, Janice D. Schakowsky, Adam B. Schiff, Edward L. Schrock, Robert C. Scott, F. James Sensenbrenner, Jr., José E. Serrano, Pete Sessions, John B. Shadegg, E. Clay Shaw, Jr., Christopher Shays, Brad Sherman, Don Sherwood, John Shimkus, Ronnie Shows, Bill Shuster, Rob Simmons, Michael K. Simpson, Joe Skeen, Ike Skelton, Louise McIntosh Slaughter, Adam Smith, Christopher H. Smith, Lamar S. Smith, Nick Smith, Vic Snyder, Hilda L. Solis, Mark E. Souder, John N. Spratt, Jr., Cliff Stearns, Charles W. Stenholm, Ted Strickland, Bob Stump, Bart Stupak, John Sullivan, John E. Sununu, John E. Sweeney, Thomas G. Tancredo, John S. Tanner, Ellen O. Tauscher, W.J. (Billy) Tauzin, Charles H. Taylor, Gene Taylor, Lee Terry, William M. Thomas, Bennie G. Thompson, Mike Thompson, Mac Thornberry, John R. Thune, Karen L. Thurman, Todd Tiahrt, Patrick J. Tiberi, John F. Tierney, Patrick J. Toomey, James A. Traficant, Jr., Jim Turner, Mark Udall, Robert A. Underwood, Fred Upton, Nydia M. Velázquez, Peter J. Visclosky, David Vitter, Greg Walden, James T. Walsh, Zach Wamp, Maxine Waters, Wes Watkins, Diane E. Watson, Joe Wilson, Melvin L. Watt, J.C. Watts, Jr., Henry A. Waxman, Anthony D. Weiner, Curt Weldon, Dave Weldon, Jerry Weller, Robert Wexler, Ed Whitfield, Roger F. Wicker, Heather Wilson, Frank R. Wolf, Lynn C. Woolsey, David Wu, Albert Russell Wynn, C.W. Bill Young, and Don Young.





United States  
of America

# Congressional Record

PROCEEDINGS AND DEBATES OF THE 107<sup>th</sup> CONGRESS, SECOND SESSION

Vol. 148

WASHINGTON, MONDAY, DECEMBER 16, 2002

No. 153

## Senate

CORRECTED PROCEEDINGS FROM  
THE CONGRESSIONAL RECORD  
OF TUESDAY, NOVEMBER 19, 2002,  
PAGES S11650 TO S11651

### VIRGIN RIVER DINOSAUR FOOTPRINT PRESERVE ACT

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 591, H.R. 2385.

The ACTING PRESIDENT pro tempore. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 2385) to convey certain property to the city of St. George, Utah, in order to provide for the protection and preservation of certain rare paleontological resources on that property, and for other purposes.

There being no objection, the Senate proceeded to consider the bill which had been reported from the Committee on Energy and Natural Resources with amendments, as follows:

[Strike the part shown in black brackets and insert the part shown in italic.]

H.R. 2385

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Virgin River Dinosaur Footprint Preserve Act".

#### SEC. 2. VIRGIN RIVER DINOSAUR FOOTPRINT PRESERVE.

[(a) AUTHORIZATION FOR GRANT TO PURCHASE FOOTPRINT PRESERVE.—As soon as is

practicable after the date of the enactment of this Act, if the City agrees to the conditions set forth in subsection (b), the Secretary of the Interior may award to the City a grant equal to the lesser of \$500,000 or the fair market value of up to 10 acres of land (and all related facilities and other appurtenances thereon) generally depicted on the map entitled "Proposed Virgin River Dinosaur Footprint Preserve", numbered 09/06/2001-A, for purchase of that property.]

(a) AUTHORIZATION FOR GRANT TO PURCHASE PRESERVE.—Of the funds appropriated in the section entitled "Land Acquisition" of the Fiscal Year 2002 Interior and Related Agencies Appropriations Act, Public Law 107-63, the Secretary of the Interior shall grant \$500,000 to the City for—

(1) the purchase of up to 10 acres of land within the area generally depicted as the "Preserve Acquisition Area" on the map entitled "Map B" and dated May 9, 2002; and

(2) the preservation of such land and paleontological resources.

(b) CONDITIONS OF GRANT.—The grant under subsection (a) shall be made only after the City agrees to the following conditions:

(1) USE OF LAND.—The City shall use the Virgin River Dinosaur Footprint Preserve in a manner that accomplishes the following:

(A) Preserves and protects the paleontological resources located within the exterior boundaries of the Virgin River Dinosaur Footprint Preserve.

(B) Provides opportunities for scientific research in a manner compatible with subparagraph (A).

(C) Provides the public with opportunities for educational activities in a manner compatible with subparagraph (A).

(2) REVERTER.—If at any time after the City acquires the Virgin River Dinosaur Footprint Preserve, the Secretary determines that the City is not substantially in

compliance with the conditions described in paragraph (1), all right, title, and interest in and to the Virgin River Dinosaur Footprint Preserve shall immediately revert to the United States, with no further consideration on the part of the United States, and such property shall then be under the administrative jurisdiction of the Secretary of the Interior.

(3) CONDITIONS TO BE CONTAINED IN DEED.—If the City attempts to transfer title to the Virgin River Dinosaur Footprint Preserve (in whole or in part), the conditions set forth in this subsection shall transfer with such title and shall be enforceable against any subsequent owner of the Virgin River Dinosaur Footprint Preserve (in whole or in part).

(c) COOPERATIVE AGREEMENT AND ASSISTANCE.—

[(1) COOPERATIVE AGREEMENT.—The Secretary shall enter into a cooperative agreement with the City for the management of the Virgin River Dinosaur Footprint Preserve by the City.

(2) [(1) ASSISTANCE.—The Secretary may provide to the City—

(A) financial assistance, if the Secretary determines that such assistance is necessary for protection of the paleontological resources located within the exterior boundaries of the Virgin River Dinosaur Footprint Preserve; and

(B) technical assistance to assist the City in complying with subparagraphs (A) through (C) of subsection (b)(1).

[(3) (2) ADDITIONAL GRANTS.—

(A) IN GENERAL.—In addition to funds made available under subsection (a) and paragraph (2) of this subsection, the Secretary may provide grants to the City to carry out its duties under the cooperative agreement entered into under paragraph (1).

### NOTICE

Effective January 1, 2003, the subscription price of the Congressional Record will be \$434 per year or \$217 for six months. Individual issues may be purchased for \$6.00 per copy. Subscriptions in microfiche format will be \$141 per year with single copies priced at \$1.50. This price increase is necessary based upon the cost of printing and distribution.

Bruce R. James, *Public Printer*

● This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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S11803



(B) LIMITATION ON AMOUNT; REQUIRED NON-FEDERAL MATCH.—Grants under subparagraph (A) shall not exceed \$500,000 and shall be provided only to the extent that the City matches the amount of such grants with non-Federal contributions (including in-kind contributions).

(d) MAP ON FILE.—The map shall be on file and available for public inspection in the appropriate offices of the Department of the Interior.

(e) DEFINITIONS.—For the purposes of this section, the following definitions apply:

(1) CITY.—The term “City” means the city of St. George, Utah.

(2) SECRETARY.—The term “Secretary” means the Secretary of the Interior.

(3) VIRGIN RIVER DINOSAUR FOOTPRINT PRESERVE.—The term “Virgin River Dinosaur Footprint Preserve” means the property (and all facilities and other appurtenances thereon) described in subsection (a).

Mr. HATCH. Mr. President, I rise today to say a few words about S. 1497, the Virgin River Dinosaur Footprint Preserve Act and its companion measure in the House, H.R. 2385. This bill would convey certain property to the city of St. George, Utah, in order to provide for the protection and preservation of certain rare paleontological resources on that property.

This legislation would provide vital protections to one of our nation's most recent, and most intact pre-Jurassic paleontological discoveries. In February 2000, Sheldon Johnson of St. George, UT, began development preparations on his land when he uncovered one of the world's most significant collections of dinosaur tracks, tail draggings, and skin imprints in the surrounding rock. Without any advertising, the site has attracted many tens of thousands of visitors and the interest of some of the world's top paleontologists.

This was a fantastic discovery that has added important new insights into the Jurassic period. However, now that these prints have been uncovered, the fragile sandstone in which the impressions have been made is in jeopardy due to the heat and wind typical of the southern Utah climate. We must act quickly if these footprints from our past are to be preserved. This bill would authorize the Secretary of the Interior to purchase the land where the footprints and tail draggings are found and convey the property to the city of St. George. The city will work together with the property owners and Washington County to preserve and protect the area and the resources found there.

We owe a debt of gratitude to Sheldon and LaVerna Johnson who made this discovery on their land and have dedicated thousands of hours of their personal time and much of their own money to trying to preserve this site. They have done all they can to protect it, while at the same time opening up their land for visitors and scientists to view the new findings free of costs. They have given so much to this cause, but they cannot keep it up indefinitely. They desperately hope that the Government will step up and help carry the burden of managing this precious re-

source, and with passage of this legislation tonight we will provide them with the relief they deserve.

I thank Senators BINGAMAN and MURKOWSKI, the chairman and ranking member of the Senate Committee on Energy and Natural Resources, for their assistance in seeing this measure passed by Congress and sent to the President. I also thank Representative JAMES HANSEN, my good friend and the sponsor of the companion measure in the House for all he has done to make this legislation possible.

Mr. REID. Mr. President, I ask unanimous consent that the committee-reported amendments be withdrawn; that the bill be read the third time and passed; and that the motion to reconsider be laid upon the table, with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The committee amendments were withdrawn.

The bill (H.R. 2385) was read the third time and passed.

Mr. REID. Mr. President, before we get to the next matter, let me express my appreciation to the Senator from Utah, Mr. BENNETT. He has been here all night. But for him, we would not have made the progress we have. All Senators should be very grateful for his weighing in on these delicate matters. I appreciate what the Senator from Utah has done to help us get to this point.

Mr. BENNETT. Mr. President, I thank the assistant majority leader. I wish to make it clear that without his leadership and cooperation, we would not be doing what we are doing. It takes two hands to clap. We were waving our hands uselessly in the air until the Senator from Nevada stepped in. I am very grateful to him.

## MESSAGES FROM THE HOUSE

### ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of January 3, 2001, the following enrolled bills, previously signed by the Speaker of the House, were signed on November 21, 2002, by the President pro tempore (Mr. BYRD):

S. 1010. An act to extend the deadline for commencement of construction of a hydroelectric project in the State of North Carolina.

S. 1226. An act to require the display of the POW/MIA flag at the World War II Memorial, the Korean War Veterans Memorial, and the Vietnam Veterans Memorial.

S. 1907. An act to direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon.

S. 1946. An act to amend the National Trails System Act to designate the Old Spanish Trail as a National Historic Trail.

S. 2339. An act to amend the National Housing Act to simplify the downpayment requirements for FHA mortgage insurance for single family homebuyers.

H.R. 727. An act to amend the Consumer Product Safety Act to provide that low-speed

electric bicycles are consumer products subject to such Act.

H.R. 2595. An act to direct the Secretary of the Army to convey a parcel of land to Chat-ham County, Georgia.

S. 3044. An act to authorize the Court Services and Offender Supervision Agency of the District of Columbia to provide for the interstate of offenders on parole, probation, and supervised release.

S. 2712. An act to authorize economic and democratic development assistance for Afghanistan and to authorize military assistance for Afghanistan and certain other foreign countries.

S. 3156. An act to provide for a grant for the construction of a new community center in St. Paul, Minnesota, in honor of the late Senator Paul Wellstone and his beloved wife, Sheila.

H.R. 3908. An act to reauthorize the North American Wetlands Conservation Act, and for other purposes.

H.R. 5504. An act to provide for the improvement of the safety of child restraints in passenger motor vehicles, and for other purposes.

Under the authority of the order of the Senate of January 3, 2001, the Secretary of the Senate, on November 22, 2002, during the recess of the Senate, received a message from the House of Representatives announcing that the House agrees to the amendment of the Senate to the bill (H.R. 5005) to establish the Department of Homeland Security, and for other purposes.

The message also announced that the House has agreed to the following concurrent resolution, without amendment.

S. Con. Res. 160. Concurrent resolution providing for the sine die adjournment of the One Hundred Seventh Congress, Second Session.

### ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Under the authority of the order of the Senate of January 3, 2001, the Secretary of the Senate, on November 22, 2002, during the recess of the Senate, received a message from the House of Representatives announcing that the Speaker has signed the following enrolled bills and joint resolution:

S. 1240. An act to provide for the acquisition of land and construction of an inter-agency administrative and visitor facility at the entrance to American Fork Canyon, Utah, and for other purposes.

S. 2237. An act to amend title 38, United States Code, to improve authorities of the Department of Veterans Affairs relating to veterans' compensation, dependency and indemnity compensation, and pension benefits, education benefits, housing benefits, memorial affairs benefits, life insurance benefits, and certain other benefits for veterans, to improve the administration of benefits for veterans, to make improvements in procedures relating to judicial review of veterans' claims for benefits, and for other purposes.

H.R. 3210. An act to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism.

H.R. 3833. An act to facilitate the creation of a new, second-level Internet domain within the United States country code domain that will be a haven for material that promotes positive experiences for children and families using the Internet, provides a safe

online environment for children, and helps to prevent children from being exposed to harmful material on the Internet, and for other purposes.

H.R. 5005. An act to establish the Department of Homeland Security, and for other purposes.

H.R. 5469. An act to amend title 17, United States Code, with respect to the statutory license for webcasting and for other purposes.

H.J. Res. 117. A joint resolution approving the location of the commemorative work in the District of Columbia honoring former President John Adams.

Under the authority of the order of the Senate of January 3, 2001, the enrolled bills and joint resolution were signed subsequently by the President pro tempore (Mr. BYRD).

#### ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of January 3, 2001, the Secretary of the Senate, on December 3, 2002, during the recess of the Senate, received a message from the House of Representatives announcing that the Speaker has signed the following enrolled bills:

H.R. 38. An act to provide for additional lands to be included within the boundaries of the Homestead National Monument of America in the State of Nebraska, and for other purposes.

H.R. 308. An act to establish the Guam War Claims Review Commission.

H.R. 451. An act to make certain adjustments to the boundaries of the Mount Nebo Wilderness Area, and for other purposes.

H.R. 706. An act to direct the Secretary of the Interior to convey certain properties in the vicinity of the Elephant Butte Reservoir and the Caballo Reservoir, New Mexico.

H.R. 1712. An act to authorize the Secretary of the Interior to make adjustments to the boundary of the National Park of American Samoa to include certain portions of the islands of Ofu and Olosega within the park, and for other purposes.

H.R. 1776. An act to authorize the Secretary of the Interior to study the suitability and feasibility of establishing the Buffalo Bayou National Heritage Area in west Houston, Texas.

H.R. 1814. An act to amend the National Trails System Act to designate the Metacomet-Monadnock-Mattabesett Trail extending through western New Hampshire, western Massachusetts, and central Connecticut for study for potential addition to the National Trails System.

H.R. 1870. An act to provide for the sale of certain real property within the Newlands Project in Nevada, to the city of Fallon, Nevada.

H.R. 1906. An act to amend the Act that established the Pu'uhonua O Honaunau National Historical Park to expand the boundaries of that park.

H.R. 1925. An act to direct the Secretary of the Interior to study the suitability and feasibility of designating the Waco Mammoth Site Area in Waco, Texas, as a unit of the National Park System, and for other purposes.

H.R. 2099. An act to amend the Omnibus Parks and Public Lands Management Act of 1996 to provide adequate funding authorization for the Vancouver national Historic Reserve.

H.R. 2109. An act to authorize the Secretary of the Interior to conduct a special resource study of Virginia Key Beach Park in Biscayne Bay, Florida, for possible inclusion in the National Park System.

H.R. 2115. An act to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of a project to reclaim and reuse wastewater within the outside of the service area of the Lakehaven Utility District, Washington.

H.R. 2187. An act to amend title 10, United States Code, to make receipts collected from mineral leasing activities on certain naval oil shale reserves available to cover environmental restoration, waste management, and environmental compliance costs incurred by the United States with respect to the reserves.

H.R. 2385. An act to convey certain property to the city of St. George, Utah, in order to provide for the protection and preservation of certain rare paleontological resources on that property, and for other purposes.

H.R. 2628. An act to direct the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing the Muscle Shoals National Heritage Area in Alabama, and for other purposes.

H.R. 2818. An act to authorize the Secretary of the Interior to convey certain public land within the Sand Mountain Wilderness Study Area in the state of Idaho to resolve an occupancy encroachment dating back to 1971.

H.R. 2828. An act to authorize payments to certain Klamath Project water distribution entities for amounts assessed by the entities for operation and maintenance of the Project's transferred works for 2001, to authorize refunds to such entities of amounts collected by the Bureau of Reclamation for reserved works for 2001, and for other purposes.

H.R. 2937. An act to provide for the conveyance of certain public land in Clark County, Nevada, for use as a shooting range.

H.R. 2990. An act to amend the Lower Rio Grande Valley Water Resources Conservation and Improvement Act of 2000 to authorize additional projects under that Act, and for other purposes.

H.R. 3048. An act to resolve the claims of Cook Inlet Region, Inc., to lands adjacent to the Russian River in the State of Alaska.

H.R. 3180. An act to consent to certain amendments to the New Hampshire-Vermont Interstate School Compact.

H.R. 3401. An act to provide for the conveyance of Forest Service facilities and lands comprising the Five Mile Regional Learning Center in the State of California to the Clovis Unified School District, to authorize a new special use permit regarding the continued use of unconveyed lands comprising the Center, and for other purposes.

H.R. 3449. An act to revise the boundaries of the George Washington Birthplace National Monument, and for other purposes.

H.R. 3747. An act to direct the Secretary of the Interior to conduct a study of the site commonly known as Eagledate Ferry Dock at Taylor Avenue in the State of Washington for potential inclusion in the National Park System.

H.R. 3858. An act to modify the boundaries of the New River Gorge National River, West Virginia.

H.R. 3909. An act to designate certain Federal lands in the State of Utah as the Gunn McKay Nature Preserve, and for other purposes.

H.R. 3954. An act to designate certain waterways in the Caribbean National Forest in the Commonwealth of Puerto Rico as components of the National Wild and Scenic Rivers System, and for other purposes.

H.R. 4129. An act to amend the Central Utah Project completion Act to clarify the responsibilities of the Secretary of the Interior with respect to the Central Utah

Project, to redirect unexpended budget authority for the Central Utah Project for wastewater treatment and reuse and other purposes, to provide for prepayment of repayment contracts for municipal and industrial water delivery facilities, and to eliminate a deadline for such prepayment.

H.R. 4638. An act to reauthorize the Mni Wiconi Rural Water Supply Project.

H.R. 4682. An act to revise the boundary of the Allegheny Portage Railroad National Historic Site, and for other purposes.

H.R. 4692. An act to amend the Act entitled "An Act to authorize the Establishment of the Andersonville National Historic site in the State of Georgia, and for other purposes", to provide for the addition of certain donated lands to the Andersonville National Historic Site.

H.R. 4750. An act to designate certain lands in the State of California as components of the National Wilderness Preservation System, and for other purposes.

H.R. 4823. An act to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the exclusion from Federal income tax for restitution received by victims of the Nazi Regime.

H.R. 4874. An act to direct the Secretary of the Interior to disclaim any Federal interest in lands adjacent to Spirit Lake and Twin Lakes in the State of Idaho resulting from possible omission of lands from an 1880 survey.

H.R. 4944. An act to designate the Cedar Creek and Belle Grove National Historical Park as a unit of the National Park System, and for other purposes.

H.R. 4953. An act to direct the Secretary of the Interior to grant to Deschutes and Crook Counties in the State of Oregon a right-of-way to West Butte Road.

H.R. 4099. An act to extend the periods of authorization for the Secretary of the Interior to implement capital construction projects associated with the endangered fish recovery implementation programs for the Upper Colorado and San Juan River Basins.

H.R. 5125. An act to amend the American Battlefield Protection Act of 1996 to authorize the Secretary of the Interior to establish a battlefield acquisition grant program.

H.R. 5436. An act to extend the deadline for commencement of construction of a hydroelectric project in the State of Oregon.

H.R. 5472. An act to extend for 6 months the period for which chapter of title 11 of the United States Code is reenacted.

H.R. 5738. An act to amend the Public Health Service Act with respect to special diabetes programs for Type I diabetes and Indians.

H.R. 2017. An act to amend the Indian Financing Act of 1974 to improve the effectiveness of the Indian loan guarantee and insurance program.

Under the authority of the order of the Senate of January 3, 2001, the enrolled bills were signed subsequently by the President pro tempore (Mr. BYRD).

#### ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of January 3, 2001, the Secretary of the Senate, on December 4, 2002, during the recess of the Senate, received a message from the House of Representatives announcing that the Speaker has signed the following enrolled bills.

H.R. 2458. An act to enhance the management and promotion of electronic Government services and processes by establishing

a Federal Chief Information Officer within the Office of Management and Budget, and by establishing a broad framework of measures that require using Internet-based information technology to enhance citizen access to Government information and services, and for other purposes.

H.R. 3609. An act to amend title 49, United States Code, to enhance the security and safety of pipelines.

H.R. 4664. An act to authorize appropriations for fiscal years 2003, 2004, 2005, 2006, and 2007 for the National Science Foundation, and for other purposes.

H.R. 4883. An act to reauthorize the Hydrographic Services Improvement Act of 1998, and for other purposes.

Under the authority of the order of the Senate January 3, 2001, the enrolled bills were signed subsequently by the President pro tempore (Mr. BYRD).

#### ENROLLED BILLS AND JOINT RESOLUTION PRESENTED

The Secretary of the Senate reported that on November 22, 2002, she had presented to the President of the United States the following enrolled bills and joint resolution:

S. 1010. An act to extent the deadline for commencement of construction of a hydro-

electric project in the State of North Carolina.

S. 1226. An act to require the display of the POW/MIA flag at the World War II Memorial, the Korean War Veterans Memorial, and the Vietnam Veterans Memorial.

S. 1907. An act to direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon.

S. 1946. An act to amend the National Trails System Act to designate the Old Spanish Trail as a National Historic Trail.

S. 2239. An act to amend the National Housing Act to simplify the downpayment requirements for FHA mortgage insurance for single family homebuyers.

S. 2712. An act to authorize economic and democratic development assistance for Afghanistan and to authorize military assistance for Afghanistan and certain other foreign countries.

S. 3044. An act to authorize the Court Services and Offender Supervision Agency for the District of Columbia to provide for the interstate supervision of offenders on parole, probation, and supervised release.

S. 3156. An act to provide a grant for the construction of a new community center in St. Paul, Minnesota, in honor of the late Senator Paul Wellstone and his beloved wife, Sheila.

S.J. Res. 53. A joint resolution relative to the convening of the first session of the One Hundred Eighth Congress.

The Secretary of the Senate reported that on November 25, 2002, she had presented to the President of the United States the following enrolled bills:

S. 1240. An act to provide for the acquisition of land and construction of an inter-agency administrative and visitor facility at the entrance to American Fork Canyon, Utah, and for other purposes.

S. 2237. An act to amend title 38, United States Code, to improve authorities of the Department of Veterans Affairs relating to veterans' compensation, dependency and indemnity compensation, and pension benefits, education benefits, housing benefits, memorial affairs benefits, life insurance benefits, and certain other benefits for veterans, to improve the administration of benefits for veterans, to make improvements in procedures relating to judicial review of veterans' claims for benefits, and for other purposes.

The Secretary of the Senate reported that on December 3, 2002, she had presented to the President of the United States the following enrolled bills:

S. 2017. An act to amend the Indian Financing Act of 1974 to improve the effectiveness of the Indian loan guarantee and insurance program.

# EXTENSIONS OF REMARKS

## ACTIVITY REPORT OF THE SELECT COMMITTEE ON HOMELAND SECURITY

**HON. RICHARD K. ARMEY**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Monday, December 16, 2002*

Mr. ARMEY. Mr. Speaker, due to the unique circumstances of the Select Committee on Homeland Security, we were unable to complete the committee activity report required under clause 1(d) of rule XI of the Rules of the House of Representatives for the 107th Congress in time to have it printed as a House report. However, I am submitting this report for printing in the RECORD so that the legislative history of the Homeland Security Act will be preserved.

### REPORT ON THE ACTIVITY OF THE SELECT COMMITTEE ON HOMELAND SECURITY FOR THE 107TH CONGRESS

Mr. ARMEY, from the Select Committee on Homeland Security, submitted the following Report:

#### AUTHORIZING RESOLUTION

On June 18, 2002, the Committee on Rules reported an original measure, H.Res. 449 (H. Rept. 107-517), to establish the Select Committee on Homeland Security. On June 19, 2002, the House agreed to the resolution by a voice vote. The text of the resolution follows:

#### H. RES. 449

*In the House of Representatives, U.S., June 19, 2002.*

*Resolved*, That there is hereby established a Select Committee on Homeland Security.

SEC. 2. COMPOSITION.—The select committee shall be composed of nine Members appointed by the Speaker, of whom four shall be appointed on the recommendation of the Minority Leader. The Speaker shall designate one member as chairman.

SEC. 3. JURISDICTION.—The select committee may develop recommendations and report to the House on such matters that relate to the establishment of a department of homeland security as may be referred to it by the Speaker and on recommendations submitted to it under section 6.

SEC. 4. PROCEDURE.—(a) Except as provided in paragraphs (1) and (2), rule XI shall apply to the select committee to the extent not inconsistent with this resolution.

(1) Clause 1(b) and clause 2(m)(1)(B) of rule XI shall not apply to the select committee.

(2) The select committee is not required to adopt written rules to implement the provisions of clause 4 of rule XI.

(b) Clause 10(b) of rule X shall not apply to the select committee.

SEC. 5. FUNDING.—To enable the select committee to carry out the purposes of this resolution, the select committee may utilize the services of staff of the House.

SEC. 6. REPORTING.—Each standing or permanent select committee to which the Speaker refers to a bill introduced by the Majority Leader or his designee (by request) that proposes to establish a department of homeland security may submit its recommendations on the bill only to the select committee. Such recommendations may be

submitted not later than a time designated by the Speaker.

(b) The select committee shall consider the recommendations submitted to it on a bill described in subsection (a) and shall report to the House its recommendations on such bill.

SEC. 7. DISSOLUTION.—(a) The select committee shall cease to exist after final disposition of a bill described in section 6(a), including final disposition of any veto message on such bill.

(b) Upon the dissolution of the select committee, this resolution shall not be construed to alter the jurisdiction of any standing committee.

SEC. 8. DISPOSITION OF RECORDS.—Upon dissolution of the select committee, the records of the select committee shall become the records of any committee designated by the Speaker.

### LEGISLATIVE AND OVERSIGHT ACTIVITIES

#### LEGISLATIVE ACTIVITIES

#### HOMELAND SECURITY ACT OF 2002

Public Law 107-296 (H.R. 5005, H.R. 5710)

*Summary.* The Homeland Security Act of 2002, will create the Department of Homeland Security (DHS) to provide for the security of the American people, territory, and sovereignty within the United States. The Department of Homeland Security will help fulfill the Constitutional responsibility of the Federal government by providing for the common defense by uniting, under a single department those elements within the government whose primary responsibility is to secure the United States homeland. This department will have the mission of preventing terrorist attacks within the United States, reducing the United States' vulnerability to terrorism, minimizing the damages from attacks, and assisting in recovery from any attacks, should they occur. The Department must fulfill these missions while protecting civil liberties.

The Department's primary responsibilities will include: analyzing information and protecting infrastructure; developing countermeasures against chemical, biological, radiological, and nuclear attacks; securing U.S. borders and transportation systems; organizing emergency preparedness and response efforts; conducting homeland security related research, development, technology, and acquisition programs; coordinating counterterrorism activities with other Federal agencies, State and local governments, and the private sector. The Department will bring together 22 existing Federal agencies or portions of agencies under a single clear chain of command. Each of these agencies will continue to be responsible for carrying out existing and emergent homeland security functions.

Leading the Department will be a Secretary who is appointed by the President, with the advice and consent of the Senate. The Department will have one Deputy Secretary and a total of 5 Under Secretaries who report to the Secretary for each of the following functional areas: Information Analysis and Infrastructure Protection; Science and Technology; Border and Transportation Security; Emergency Preparedness and Response; and Management. Additionally, there will also be no more than 12 Assistant Secretaries and a Director of the Bureau of Citi-

zenship and Immigration Services. The Commandant of the Coast Guard and the Director of the United States Secret Service will also report directly to the Secretary. Finally, the Transportation Security Administration will be maintained as a separate entity within the Department for 2 years.

*Legislative History.* H.R. 5005, the Homeland Security Act of 2002, was introduced by request by Mr. ArmeY and 113 original cosponsors on June 24, 2002. Pursuant to the provisions of H. Res. 449, the bill was referred to the Select Committee and additionally to 12 other committees of jurisdiction through July 12, 2002.

While only the Select Committee was authorized to report the legislation to the House, several committees marked up their recommendations to the Select Committee. The Committee on Agriculture met and approved their recommended amendments on July 11, 2002 by a voice vote. The Committee on Armed Services met and approved their recommended amendments on July 10, 2002 by a voice vote. The Committee on Energy and Commerce met and approved their recommended amendments on July 11, 2002 by a voice vote. The Committee on Government Reform met and approved their recommended amendments on July 11, 2002 by a record vote of 31 yeas and 1 nay. The Committee on International Relations met and approved their recommended amendments on July 10, 2002 by a voice vote. The Committee on the Judiciary held a legislative hearing on June 27, 2002 and met and approved their recommended amendments on July 10, 2002 by a voice vote. The Committee on Science held a legislative hearing on June 24, 2002 and met and approved their recommended amendments on July 10, 2002 by a voice vote. The Committee on Transportation and Infrastructure met and approved their recommended amendments on July 11, 2002 by a voice vote. The Committee on Ways and Means met and approved their recommended amendments on July 10, 2002 by a record vote of 34 yeas and 3 nays. The Committees on Appropriations and Financial Services, and the Select Committee on Intelligence forwarded recommendations without formal meetings. On July 12, 2002, all of the committees of jurisdiction were discharged from the further consideration of the bill.

The Select Committee on Homeland Security held a legislative hearing on July 15, 16, and 17, 2002. On July 19, 2002, the Select Committee met in open session and ordered H.R. 5005 favorably reported to the House, with an amendment, by a record vote of 5 yeas and 4 nays, a quorum being present. The Select Committee reported the bill to the House on July 24, 2002 (H. Rept. 107-609, Part I).

The Committee on Rules met and reported a rule, H. Res. 502, providing for the consideration of H.R. 5005 (H. Rept. 107-615) on July 25, 2002 (the legislative day of July 24, 2002). The rule provided for 90 minutes of general debate, followed by consideration of a set of amendments mutually agreed upon by the Speaker and Minority Leader. The House considered H. Res. 502 on July 25, 2002 and agreed to the resolution by a voice vote.

The House began consideration of H.R. 5005 on July 25, 2002. Consideration of the bill and amendments made in order by the rule continued through July 26, 2002. A motion to recommit with instructions offered by Ms. DeLauro, addressing the ability of companies

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

incorporated in "tax haven" countries to contract with the Department of Homeland Security, was agreed to by a record vote of 318 yeas and 110 nays. The House passed the bill by a record vote of 295 yeas and 132 nays.

H.R. 5005 was received in the Senate on July 30, 2002 and placed on the Senate legislative calendar. On July 31, 2002, a motion to proceed to the consideration of the bill was made and a cloture motion on the motion to proceed was presented. The cloture motion was withdrawn on August 1, 2002. On September 3, the motion to proceed was considered by unanimous consent and agreed to by a vote of 94 yeas and no nays.

The Senate considered H.R. 5005 from September 5, 2002 through October 1, 2002.

On November 12, 2002, H.R. 5710, the Homeland Security Act of 2002, was introduced by Mr. Armer and 9 original cosponsors. The text of the measure was drafted as an effort to reconcile the House-passed version of H.R. 5005, and the Gramm amendment to H.R. 5005 in the Senate. The bill was referred solely to the Select Committee on Homeland Security. The Select Committee did not act on this bill.

On November 13, 2002 (the legislative day of November 12, 2002), the Committee on Rules reported a rule providing for the consideration of H.R. 5710 (H. Res. 600; H. Rept. 107-773). A closed rule, the resolution provided for one hour of general debate, equally divided, and a motion to recommit, with or without instructions. The House considered the Rule on November 13, 2002, and agreed to the resolution by a vote of 237 yeas and 177 nays.

On November 13, 2002, the House proceeded to the consideration of H.R. 5710. Mr. Roemer offered a motion to recommit the bill with instructions to add provisions creating a commission to investigate the events of September 11, 2001. The motion to recommit was not agreed by a vote of 203 yeas and 215 nays, and the bill was passed by a vote of 299 yeas and 121 nays. The bill was received in the Senate on November 14, 2002.

On November 13, 2002, the Senate resumed consideration of H.R. 5005. The text of H.R. 5710 was offered as the Thompson amendment to H.R. 5005 (S. Amdt. 4901). Cloture on the amendment was invoked on November 15, 2002 by a vote of 65 yeas and 29 nays and the amendment was agreed to on November 19, 2002 by a vote of 73 yeas and 26 nays.

Cloture on the bill was also invoked on November 19, 2002 by a vote of 83 yeas and 16 nays and the bill passed the Senate, as amended, by a vote of 90 yeas and 9 nays.

On November 22, 2002, the House concurred in the Senate amendment to H.R. 5005 by unanimous consent, clearing the bill for the President. The bill was presented to the President on November 22, 2002 and was signed on November 25, 2002, becoming public law number 107-296.

#### OVERSIGHT ACTIVITIES

##### TRANSFORMING THE FEDERAL GOVERNMENT TO PROTECT AMERICA FROM TERRORISM

On July 11, 2002, the Select Committee held a hearing on transforming the Federal government to protect American from terrorism. The hearing focused on the changes domestically and abroad which led to the homeland security situation found in the wake of the events of September 11, 2001. Testifying at the hearing were the Honorable Collin Powell, Secretary of State, the Honorable Paul H. O'Neill, Secretary of the Treasury, the Honorable Donald Rumsfeld, Secretary of Defense, and the Honorable John Ashcroft, Attorney General.

#### HEARINGS HELD

*Transforming the Federal Government to Protect America from Terrorism.*—Oversight hear-

ing on transforming the Federal government to protect America from terrorism. Hearing held on July 11, 2002. Serial No. 107-1.

*Homeland Security Act of 2002.*—Legislative hearing held on H.R. 5005, the Homeland Security Act of 2002. Hearing held on July 15, 16, and 17, 2002. Serial nos. 107-2 and 107-3.

#### DR. GEORGE V. IRONS, SR.'S INDUCTION TO THE ALABAMA MEN'S HALL OF FAME

#### HON. ROBERT B. ADERHOLT

OF ALABAMA

IN THE HOUSE OF REPRESENTATIVES

*Monday, December 16, 2002*

Mr. ADERHOLT. Mr. Speaker, I rise today to recognize one of Alabama's greatest native sons—Dr. George Vernon Irons, Sr.

Dr. Irons recently received Alabama's highest posthumous honor—induction into the Alabama Men's Hall of Fame in Birmingham. The Alabama Men's Hall of Fame was created by the Alabama legislature in 1987. Its selection board is comprised of members from all seven congressional districts, the Governor, director of archives and history and the President of Samford University.

Past inductees include America's most distinguished leaders: Wernher Von Braun, famed scientist who developed the rocketry to blast American astronauts to the Moon and return safely—a first in human history; George Washington Carver, botanist who mutated plants to give the south vital food sources; and James A. "Brother" Bryan, humanitarian, who gave sacrificially to fellow Alabamians during its severest economic times.

Its most recent inductee, Dr. Irons, was distinguished professor of history and political science, Samford University for a near half century and one of the Nation's greatest athletes. Born in the "Shadows of Gaineswood" in Demopolis, Alabama in 1902, a century later, he is still breaking records. Dr. Irons is the only athlete inducted by the Alabama Men's Hall of Fame—the only Samford University Professor—and the only individual inducted by both the Alabama Men's Hall of Fame and the prestigious Alabama Sports Hall of Fame.

While at the University of Alabama, he was first spotted by Coach Hank Crisp running across the campus—late to class. He promptly put him on the track team, where he broke a collegiate record the first time he ever pulled on a Crimson Tide uniform. Here's how a southern Governor described Bama's "Chariot of Fire:"

"Long before Bama had been to its first bowl game, before legendary Coach Paul Bear Bryant had won a game, Captain George Irons blazed a crimson streak across southern skies establishing an athletic tradition, smashing records in distance events as 'Ironsides' and the 'Knight of the Cinder Path.'"

As road racing champion (distance events begun at halftime of major football games and finishing as the halftime show—after a hill and dale course of about 4 miles), Bama's superstar was the "best there ever was." Legendary Crimson Tide coach Wallace Wade (three time Rose Bowl winner) said Irons was: "The greatest distance runner of his era."

He is the only Crimson Tide track man—the only distance man ever inducted by the Alabama Sports Hall of Fame—rare honors he

may hold forever. Remarkably, some of his records still stand—nearly a century later.

Pretty swift in the classroom too, Irons was Phi Beta Kappa honor graduate, Rhodes scholar nominee, earning his doctorate at Duke University. Dr. George Denny, president of the University of Alabama, appointed him assistant to the faculty beginning his "longest run" in higher education. He later joined Howard College (now Samford University) in 1933. He also distinguished himself in World War II, rising to the rank of colonel, serving 33 years active and reserve duty—a Samford record.

Dr. Irons received Freedom Foundation's (Valley Forge, Pennsylvania), George Washington Medal of Honor for his speech in 1962 entitled: "Freedom, America's Weapon of Might." It was broadcast worldwide on the U.S. Armed Forces Network. Irons was the first southerner to win this prestigious national award.

Mr. Speaker, Dr. Irons was the only man elected by the Alabama Men's Hall of Fame from the 20th century. J. Lamar Monroe Curry, former Member of the United States Congress and Ambassador to Spain, was elected for the 19th century. To be considered, nominees must have strong connections to our State and have made a national or international impact in his profession.

Dr. Irons taught seventeen students who became university presidents—a record in American education. His innovations in curriculum became a model for higher education across the South and Nation. A former student wrote: "Dr. Irons was more than a teacher, he was an architect of the human mind. When he looked out to teach a class, he did not see simply students—he saw the mirror image of God."

His influence continues through the many students who were inspired by his life. It's no surprise his student roster included those who became captains of industry, Supreme Court Justices, Governors, law school deans and America's leaders.

The induction ceremony was held at the club in Birmingham by the Committee of 100 Women (leaders of Alabama's civic and social communities) and the Alabama Men's Hall of Fame. Dr. Irons' son, Mountain Brook attorney, William L. Irons, gave a moving speech highlighting his father's contributions to Alabama and the American Nation. His bust was unveiled by Dr. Irons' great grandson, Dylan Alexander Irons of Charlotte, North Carolina.

Inductees' busts are housed in the Alabama Men's Hall of Fame located in the Harwell G. Davis Library of Samford University. As inductee of both of Alabama's most prestigious halls of fame, Dr. Irons has placed a footprint where no man or woman has trod and should inspire future Alabamians.

Mr. Speaker, I ask that the article in the University of Alabama Alumni Magazine, entitled: "Knight of the Cinder Path," be included in the CONGRESSIONAL RECORD for America to share the achievements of this great American who served his university as distinguished educator a near half century, his country in war and peace for a third of the 20th century and his alma mater, the University of Alabama, as record breaking champion athlete and honor graduate.

## SEC

## HON. JOHN J. LaFALCE

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. LaFALCE. Mr. Speaker, it is my pleasure to submit to the CONGRESSIONAL RECORD the important work that has been done at the Securities and Exchange Commission (SEC) in the last year under Chairman Harvey Pitt. While there has been much turmoil and controversy over the last year, we should recognize and honor the many very real and important accomplishments of the Commission and its staff during this period. From the incredible efforts of Chairman Pitt and Commission staff to help the securities markets recover from the devastation of September 11, 2001, to the unprecedented number of enforcement cases and complex financial fraud investigations undertaken in the last year, Chairman Pitt and the Commission have much of which to be proud.

## SEC ACCOMPLISHMENTS

## FISCAL YEAR 2002

The 2002 Fiscal Year has been challenging for the markets and investors alike. This past year included not only the continued effects of the tragedies of September 11, 2001, but also the significant corporate scandals that began with Enron. Fiscal Year 2002 represented a continuation of the SEC's work on important issues such as market structure, regulatory reform for mutual funds, and improved regulation of research analyst conflicts. In the past year, the SEC has taken unprecedented, aggressive steps to investigate possible wrongdoing, propose tough new regulations, and fully implement the Sarbanes-Oxley Act.

## Overall agency highlights

Implementation of the Sarbanes-Oxley Act—The Commission has moved aggressively to implement provisions of the landmark legislation signed into law on July 30, 2002, to reform the accounting industry and restore the integrity of the financial reporting system. Since the bill was signed into law, the Commission has undertaken ten major rulemakings, while making significant progress on the seven studies required by the legislation.

Response to the September 11, 2001 terrorist attacks—The Commission actively responded to the events of September 11. During the attacks, the New York offices of the SEC were destroyed, and the Commission worked quickly to reestablish operations. The Commission continues to work with other U.S. financial regulators—the Federal Reserve Board, the Office of the Comptroller of the Currency and the New York State Banking Department—on a project to strengthen the operational resilience of the financial sector. The Commission has also taken numerous steps to implement the Patriot Act to deter international money laundering and combat terrorist financing.

SEC, NY Attorney General, NYSF, NASD, NASAA Agreement on Reforming Wall Street Practices—The Commission, the New York State Attorney General's Office, the NYSE, the NASD and the North American Securities Administrators Association announced a joint effort to bring to a speedy and coordinated conclusion the various investigations concerning analyst research and IPO allocations. (October 3, 2002)

Review of Initial Public Offering Process—The SEC asked the National Association of Securities Dealers and the New York Stock

Exchange to review the initial public offering (IPO) process, including IPO allocation practices and the roles of issuers and underwriters in the price setting and offering process. (August 22, 2002)

## Enforcement initiatives

In the past year the Enforcement Division of the SEC has taken a record 598 actions, a 24% increase over 2001, and a 19% increase over 2000. (See "Record of Enforcement" below.)

This year's actions include the following significant cases:

Charged former Enron CFO, Andrew Fastow with fraud. (October 2, 2002)

Settled fraud charges against Michael Kopper, a former high-ranking Enron official. (August 21, 2002)

Charged three former senior executives of Homestore Inc. with perpetrating an extensive scheme to fraudulently inflate Homestore's advertising revenues by arranging fraudulent "round-trip" transactions. The defendants agreed to return ill-gotten gains of approximately \$4.6 million to be paid to the benefit of shareholders, under the Fair Funds provision of the recently enacted Sarbanes-Oxley Act of 2002. (September 25, 2002)

Settled with Dynegy for securities fraud charges involving Special Purpose Entities (SPEs) and round-trip energy trades. (September 24, 2002)

Charged three former top Tyco International executives, including CEO L. Dennis Kozlowski, with failing to disclose multi-million dollar low interest and interest-free loans from the company, and in some cases, never repaid. They were also charged with selling shares of Tyco stock valued at millions of dollars while their self-dealing remained undisclosed. (September 12, 2002)

Charged Adelphia and Rigas family with massive financial fraud. (July 24, 2002)

Filed fraud charges against WorldCom within 24 hours of the company's revelation of its massive accounting problems. (June 26, 2002)

Charged former Rite Aid senior management with fraud in connection with its financial disclosures. (June 21, 2002)

Settled SEC enforcement action for financial fraud with Xerox, assessing a \$10 million penalty, the largest ever penalty against a public company for financial fraud. (April 11, 2002)

Filed a settled action against Credit Suisse First Boston for IPO allocation practices that violated NASD rules. CSFB agreed to pay \$100 million in penalties and disgorgement. (January 22, 2002)

Brought a settled administrative action charging Trump Hotels with fraud in the first enforcement action based on misleading "pro forma financials." (January 16, 2002)

Brought a series of significant settled enforcement actions alleging violations of the auditor independence rules against Price WaterhouseCoopers, Moret Ernst & Young Accountants and KPMG. (July 17, 2002; June 27, 2002; January 14, 2002)

## Corporate disclosure and accounting initiatives

Pro Forma Financial Statements—The Commission issued cautionary advice related to "pro forma" financial information, or information that is not prepared using Generally Accepted Accounting Principles required for financial statements filed with the SEC, and that may be confusing or misleading. The Commission issued an "Investor Alert" that describes how "pro forma financials" should be analyzed, including a reminder that they should be viewed with appropriate and healthy skepticism." (December 4, 2001)

Monitoring Annual Reports of Fortune 500 Companies—The Commission monitored the

annual reports of all Fortune 500 Companies to identify information that may be unclear or conflict with Generally Accepted Accounting Principles or SEC rules. (December 21, 2001)

Disclosure of Equity Compensation Plan Information—Adopted rule amendments designed to enhance disclosure about equity compensation plans, including stock options. (December 21, 2001)

Disclosure Requirements for Public Companies—Called for corporate disclosure of the impact of off-balance sheet arrangements and other obligations regarding liquidity and capital resources. (January 22, 2002)

Disclosure of Certain Management Transactions—Proposed amendments responding to investors' need for timely disclosure of transactions and other arrangements between companies and their executive officers and directors. (April 12, 2002—later included in the Sarbanes-Oxley Act)

Acceleration of Periodic Report Filing Dates—Proposed (April 12, 2002) and adopted (August 17, 2002) acceleration of the filing of quarterly and annual reports to be phased in over three years. These rules require that annual reports be filed within 60 days of the close of the fiscal year and quarterly reports be filed within 35 days of each quarter's end.

Mandated EDGAR Filing for Foreign Issuers—Adopted rule amendments to require foreign private issuers and foreign governments to file their securities documents electronically through the EDGAR system. (May 8, 2002)

Critical Accounting Policies—Proposed amendments to enhance investors' understanding of the application of companies' critical accounting policies. (May 10, 2002)

Additional Current Disclosure Requirements and acceleration of Filing Date—To provide investors with up-to-date information, proposed additional items and events that must be reported on Form 8-K within two business days of the action. (June 17, 2002)

Certification of Disclosure in Companies' Quarterly and Annual Reports—To increase the accountability of senior company officers, proposed rules to require certification of a company's reports by the CEO and CFO. (June 17, 2002—later included in the Sarbanes-Oxley Act)

SEC Order to Largest Publicly Traded Companies—Ordered the 947 largest publicly traded companies to certify the accuracy and completeness of their filings. (June 27, 2002)

SRO Listing Standards on Corporate Governance—In response to the SEC's request in February, the NYSE and Nasdaq have come forward with proposals that will produce the most substantial corporate governance and listing standards reform in decades.

## Market regulation initiatives

Commodities Futures Modernization Act (CFMA) Rulemakings—Conducted extensive rulemaking, much of it jointly with the Commodities Futures Trading Commission, to permit for the first time trading in security futures products, including single stock futures.

Analyst Conflicts of Interest—Approved NASD and NYSE rules that address potential conflicts of interest by research analysts. Launched a thorough examination of analyst conflicts of interest. Proposed Regulation AC, requiring research analysts to certify the truthfulness of their views in research reports and public appearances and disclose whether they have received any compensation related to the specific recommendation provided in those reports and appearances.

Rating Agencies—Launched a thorough examination of the role of rating agencies in the U.S. securities markets.

Significant Progress on Options Market Linkage—Approved an amendment to the

Linkage Plan filed by the options exchanges that, among other things, requires the intermarket linkage to be fully implemented no later than April 30, 2003. The intermarket linkage in an important step in improving options customers' ability to receive the best prices available. (May 29, 2002)

#### Investment management initiatives

Investment Adviser Public Disclosure—Launched website which provides investors a valuable tool to help compare the business practices, services and fees of investment advisers online, free of charge. The website also contains disciplinary information regarding advisers. (September 25, 2001)

Mutual Fund Advertising Proposal—Proposed amendments to modernize the mutual fund advertising rules. (May 14, 2002)

Hedge Funds Investigation—Launched a formal fact-finding investigation to provide the Commission with a better understanding of the issues currently affecting private investment funds, including Hedge Funds. (May 29, 2002)

Disclosure of Proxy Voting by Mutual Funds and Investment Advisers—Proposed amendments that would require mutual funds and other registered management investment companies to file with the Commission, and make available to shareholders, their proxy voting records relating to portfolio securities and disclose the policies and procedures they use to determine how to vote proxies. The proposal would require advisers to adopt proxy voting policies, to disclose these policies to clients and how clients can obtain information on how the adviser has voted on the proxies. (September 19, 2002)

Fixed Income Exchange-Traded Funds—Approved the first exchange-trade funds based on fixed income indices, giving investors another option to invest in a basket of fixed income securities, providing lower expenses and intra-day pricing.

#### Investor education and assistance initiatives

Fake "Scam" Site Initiative—Launched three fake "scam" Web sites that warn investors about fraud before they lose their money. <http://www.mcwhortle.com>. (January 20, 2002)

Roundtables and Investor Summit—Held three Roundtables on Accounting and Auditing: New York (March 4, 2002), Washington, DC (March 6, 2002) and Chicago (April 4, 2002) and held the first-ever Investor Summit. (May 10, 2002)

Investor Assistance—Provided individual responses to over 82,000 complaints and questions from investors. Additionally, the interactive "Fast Answers" database on the SEC's Web site provided instant answers to nearly 206,000 questions from the public.

#### U.S. SECURITIES AND EXCHANGE COMMISSION RECORD OF ENFORCEMENT

	FY 2000	FY 2001	FY 2002
Total Enforcement actions filed .....	503	484	598
Financial fraud and issuer reporting actions filed .....	103	112	163
Officer and director bars sought (in all categories of cases) .....	38	51	126
Temporary restraining orders filed (in all categories of cases) .....	33	31	48
Asset freezes (in all categories of cases) .....	56	43	63
Trading suspensions .....	11	2	11
Subpoena enforcement proceedings .....	8	15	19
Disgorgement ordered (in millions) <sup>1</sup> .....	\$463	\$530	\$1,328
Penalties ordered (in millions) <sup>1</sup> .....	\$43.7	\$56.1	\$116.4

<sup>1</sup> Includes amounts disbursed to the NASD as part of the Credit Suisse First Boston settlement.

#### COST ESTIMATE FOR H.R. 4966

#### HON. JAMES V. HANSEN

OF UTAH

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. HANSEN. Mr. Speaker, I request that the attached cost estimate for H.R. 4966 be submitted for the RECORD under General Leave.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, October 15, 2002.

Hon. JAMES V. HANSEN,  
Chairman, Committee on Resources, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 4966, the National Oceanic and Atmospheric Administration Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Deborah Reis.

Sincerely,

BARRY B. ANDERSON  
(For Dan L. Crippen, Director).

Enclosure.

H.R. 4966—National Oceanic and Atmospheric Administration Act

Summary: H.R. 4966 would update the organization plan for the National Oceanic and Atmospheric Administration (NOAA) and would authorize appropriations for several NOAA coastal and ocean research programs and support functions. Assuming appropriation of the amounts authorized for these activities, CBO estimates that the agency would spend \$235 million in 2003 and about \$1.6 billion over the 2003–2007 period. Enacting the bill would not affect direct spending or revenues.

The bill contains no intergovernmental mandates as defined in the Unfunded Mandates Reform Act (UMRA). Certain programs reauthorized by the legislation could provide grants and technical assistance to state and local governments. Any costs incurred by those entities as a result of participating in the NOAA programs would be voluntary.

Estimated cost to the Federal Government: The estimated budgetary impact of H.R. 4966 is shown in the following table. The costs of this legislation fall within budget function 300 (natural resources and environment). For this estimate, CBO assumes that the amounts authorized by the bill will be appropriated for each of fiscal years 2003 through 2007 and that outlays will follow historical spending patterns for the authorized NOAA programs.

	By fiscal year, in millions of dollars—				
	2003	2004	2005	2006	2007
CHANGES IN SPENDING SUBJECT TO APPROPRIATION <sup>1</sup>					
Authorized level .....	335	339	342	346	349
Estimated outlays .....	235	321	334	344	348

<sup>1</sup> About \$280 million was appropriated in fiscal year 2002 for the NOAA programs and activities that would be authorized by H.R. 4966. A full-year appropriation for 2003 has not yet been enacted for these programs.

Intergovernmental and private-sector impact: H.R. 4966 contains no intergovernmental or private-sector mandates as defined in UMRA. Certain programs reauthorized by the bill could provide grants and technical assistance to state and local governments. Any costs incurred by those entities as a result of participating in the NOAA programs would be voluntary.

Estimate prepared by: Federal costs: Deborah Reis; impact on state, local, and tribal governments: Susan Sieg Tompkins; impact on the private sector: Cecil McPherson.

Estimate approved by: Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

#### COST ESTIMATE FOR H.R. 4840

#### HON. JAMES V. HANSEN

OF UTAH

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. HANSEN. Mr. Speaker, I request that the attached cost estimate for H.S. 4840 be submitted for the RECORD under General Leave.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, November 15, 2002.

Hon. JAMES V. HANSEN,  
Chairman, Committee on Resources, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 4840, the Sound Science for Endangered Species Act Planning Act of 2002.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Megan Carroll.

Sincerely,

STEVEN LIEBERMAN  
(For Dan L. Crippen, Director).

Enclosure.

H.R. 4840—Sound Science for Endangered Species Act Planning Act of 2002

Summary: Under the Endangered Species Act (ESA), certain species of plants and animals are listed as threatened or endangered based on assessments of the risk of their extinction. H.R. 4840 would amend the ESA to clarify the role of science as the basis for making certain decisions under that act.

CBO estimates that implementing H.R. 4840 would cost \$94 million over the 2003–2007 period, assuming appropriation of the necessary amounts. The bill would not affect direct spending or revenues. H.R. 4840 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act (UMRA) and would impose no costs on state, local, or tribal governments.

Estimated cost to the Federal Government: The estimated budgetary impact of H.R. 4840 is shown in the following table. The costs of this legislation fall within budget function 300 (natural resources and environment).

	By fiscal year, in millions of dollars—				
	2003	2004	2005	2006	2007
CHANGES IN SPENDING SUBJECT TO APPROPRIATION <sup>1</sup>					
Estimated authorization level .....	18	18	19	19	20
Estimated outlays .....	18	18	19	19	20

<sup>1</sup> In fiscal year 2002, federal agencies received about \$65 million for consultation and administrative expenses under the ESA. The Congress has not yet provided a full-year appropriation for such activities for the current year.

Basis of estimate: Under the ESA, the Secretary of the Interior and the Secretary of Commerce maintain a list of species that are threatened or endangered. The ESA outlines a multistage process of review and public participation that the two secretaries must follow in making decisions to list or unlist a species and develop plans for its recovery.

H.R. 4840 would amend the ESA to clarify the role of science as the basis for certain decisions under that act. Specifically, the bill would:

Authorize the Secretaries of the Interior and Commerce to appoint independent scientific review boards to review particularly controversial ESA decisions before they become final;



Direct the secretaries to solicit and consider information from state agencies, landowners, and others who might be affected by decisions under the ESA;

Require the secretaries to promulgate regulations establishing criteria that scientific and commercial studies must meet in order to serve as the basis for decisions under the act; and

Direct the secretaries to give greater weight to studies that use empirical or field-tested data.

Based on information from the Department of the Interior and the National Marine Fisheries Service, CBO estimates that funding scientific review boards would cost \$15 million in 2003 and \$79 million over the 2003–2007 period, assuming appropriation of the necessary amounts. That estimate assumes that the secretaries would appoint 200 panels each year at an average cost of \$75,000. Based on information from the agencies, we also estimate that meeting new requirements under H.R. 4840 would increase administrative costs by roughly \$3 million annually, assuming the availability of appropriated funds.

Intergovernmental and private-sector impact: H.R. 4840 contains no intergovernmental or private-sector mandates as defined in UMRA and would impose no costs on state, local, or tribal governments.

Estimate prepared by: Federal costs: Megan Carroll; impact on state, local and tribal governments: Marjorie Miller; impact on the private sector: Jean Talarico.

Estimate approved by: Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

#### COST ESTIMATE FOR H.R. 4912

### HON. JAMES V. HANSEN

OF UTAH

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. HANSEN. Mr. Speaker, I request that the attached cost estimate for H.R. 4912 be submitted for the RECORD under General Leave.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, October 25, 2002.

Hon. JAMES V. HANSEN,  
Chairman, Committee on Resources, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 4912, a bill to increase the penalties to be imposed for a violation of fire regulations applicable to public lands, National Park System lands, or National Forest System lands when the violation results in damage to public or private property, to specify the purpose for which collected fines may be used, and for other purposes.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contacts are Megan Carroll (for federal costs), and Annie Bartsch (for revenues).

Sincerely,

BARRY B. ANDERSON,  
(For Dan L. Crippen, Director).

Enclosure.

*H.R. 4912—A bill to increase the penalties to be imposed for a violation of fire regulations applicable to the public lands, National Park System lands, or National Forest System lands when the violation results in damage to public or private property, to specify the purposes for which collected fines may be used, and for other purposes.*

CBO estimates that H.R. 4912 would not significantly affect the federal budget. The

bill would increase both revenues and direct spending, but by less than \$500,000 a year. H.R. 4912 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal government.

H.R. 4912 would increase fines and imprisonment terms for violating fire regulations on certain federal lands. The bill would authorize the Secretary of Agriculture and the Secretary of the Interior to spend, without further appropriation, amounts received from such fines to reimburse the appropriate department for certain costs incurred to respond to fires, rehabilitate damaged lands, and increase public awareness of legal requirements regarding the use of fire on public lands.

Under current law, collections of such fines are recorded in the budget as governmental receipts (revenues) and are deposited in the Crime Victims Fund and later spent. Based on information from the Department of the Interior and the Forest Service, CBO estimates that increasing those fines and authorizing the agencies to spend them would increase revenues and direct spending by less than \$500,000 annually. We also estimate that any increased costs for prison operations, which would be subject to appropriation, would not be significant.

The CBO staff contacts for this estimate are Megan Carroll (for federal costs), and Annie Bartsch (for revenues). This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

#### COST ESTIMATE FOR H.R. 4601

### HON. JAMES V. HANSEN

OF UTAH

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. HANSEN. Mr. Speaker, I request that the attached cost estimate for H.R. 4601 be submitted for the RECORD under General Leave.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, October 17, 2002.

Hon. JAMES V. HANSEN,  
Chairman, Committee on Resources, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 4601, a bill to provide for the conveyance of a small parcel of Bureau of Land Management land in Douglas County, Oregon, to the county to improve management of and recreational access to the Oregon Dunes National Recreation Area, and for other purposes.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contacts are Megan Carroll (for federal costs), and Marjorie Miller (for the state and local impact).

Sincerely,

BARRY B. ANDERSON,  
(For Dan L. Crippen, Director).

Enclosure.

*H.R. 4601—A bill to provide for the conveyance of a small parcel of Bureau of Land Management land in Douglas County, Oregon, to the county to improve management of and recreational access to the Oregon Dunes National Recreation Area, and for other purposes.*

CBO estimates that enacting H.R. 4601 would not significantly affect the federal budget. The bill would direct the Secretary of the Interior to convey, without consider-

ation, 68.8 acres of federal land to Douglas County, Oregon. The county would use that land for recreational purposes. According to the Bureau of Land Management, the parcel to be conveyed currently generates no significant receipts and is not expected to do so over the next 10 years. Hence, we estimate that enacting H.R. 4601 would not significantly affect direct spending or revenues. We also estimate that the agency's administrative costs to complete the proposed conveyance would be negligible.

H.R. 4601 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments. This conveyance would be voluntary on the part of Douglas County, as would any costs incurred by the county to comply with the conditions established by the bill.

The CBO staff contacts for this estimate are Megan Carroll (for federal costs), and Marjorie Miller (for the state and local impact). This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

#### COST ESTIMATE FOR H.R. 635

### HON. JAMES V. HANSEN

OF UTAH

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. HANSEN. Mr. Speaker, I request that the attached cost estimate for H.R. 635 be submitted for the RECORD under General Leave.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, October 10, 2002.

Hon. JAMES V. HANSEN,  
Chairman, Committee on Resources, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 635, the Homestead Steel Works National Historic Site Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Deborah Reis.

Sincerely,

BARRY B. ANDERSON  
(For Dan L. Crippen, Director).

Enclosure.

*H.R. 635—Homestead Steel Works National Historic Site Act*

Summary: H.R. 635 would establish the Homestead Steel Works National Historic Site (NHS) in Pennsylvania as a unit of the National Park System. The federal budgetary impact of enacting this legislation is uncertain and would depend on unknown factors such as the condition of property that may be acquired by the National Park Service (NPS), the need for mitigating environmental or other safety hazards, and the extent of nonfederal participation in the project. Depending on the level of restoration, stabilization, and development for visitor use that is undertaken, CBO estimates that initial costs to establish and operate the new NHS would be between \$60 million and \$120 million over the five years following enactment. Some of these costs could be borne by state, local, or nonprofit entities, but the legislation would not require cost-sharing. All federal spending to implement the project, including operating expenses of

about \$1 million annually, would be subject to appropriation. Enacting the legislation would not affect direct spending or revenues.

The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act (UMRA) and would impose no costs on state, local, or tribal governments.

Major provisions: The Homestead Steel Works National Historic Site would consist of three or more separate properties in southwestern Pennsylvania—the Battle of Homestead site (between 3 acres and 5 acres and related structures), the 35-acre Carrie Furnace complex (including blast furnaces, an ore yard, and related buildings), the hot metal bridge over the Monongahela River, and possibly up to 10 acres of nearby land that may be acquired by the NPS for visitor and administrative facilities. H.R. 635 would authorize the NPS to accept donation of all of these sites as well as any related personal property. In addition to managing the NHS, the NPS could provide technical and financial assistance to local parties for their preservation and management efforts. The agency also would prepare a general management plan for the site within three years of the bill's enactment.

Estimated cost to the Federal Government: CBO estimates that one-time planning, restoration, and development costs to establish the Homestead Steel NHS would be between \$50 million to \$115 million over the first five years following the bill's enactment. Of this amount, an estimated \$6 million to \$14 million would be used to build administrative and visitor facilities and develop an interpretive program. Planning (including the preparation of a general management plan, historic structures report, environmental assessments, and other requisite studies) would cost \$1 million over the first three years. The balance of one-time costs would be used to restore historic structures, stabilize or rehabilitate industrial property such as blast furnaces and the hot metal bridge, and mitigate hazardous conditions and environmental contamination.

We estimate that managing the new NHS would increase NPS operating costs by a total of \$5 million through 2007. After 2007, estimated ongoing costs would be about \$1.5 million a year. Annual costs would include routine NPS operating expenses, services to secure and maintain special property such as the bridge and blast furnaces, and technical assistance to nonfederal participant organizations.

This estimate is based on information provided by the nonprofit Steel Industry Heritage Corporation, the NPS, and other federal, state, and local agencies. For this estimate, CBO assumes that any property acquired for the proposed NHS would be donated to the NPS at no significant cost to the federal government. CBO further assumes that any significant contamination or other safety hazards located on donated property would be corrected before or soon after federal acquisition. (If the agency acquired contaminated or unsafe property, the federal government could be liable for future third-party damages, but CBO has no basis for estimating the likelihood or amount of such costs.)

Intergovernmental and private-sector impact: The bill contains no intergovernmental or private-sector mandates as defined in UMRA and would impose no costs on state, local, or tribal governments.

Estimate prepared by: Federal costs: Deborah Reis; impact on state, local, and tribal governments: Marjorie Miller; impact on the private sector: Lauren Marks.

Estimate approved by: Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

## COST ESTIMATE FOR H.R. 5399

**HON. JAMES V. HANSEN**

OF UTAH

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. HANSEN. Mr. Speaker, I request that the attached cost estimate for H.R. 5399 be submitted for the RECORD under General Leave.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, October 23, 2002.

Hon. JAMES V. HANSEN,  
Chairman, Committee on Resources, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 5399, the Carpinteria and Montecito Water Distribution Systems Conveyance Act of 2002.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Julie Middleton.

Sincerely,

BARRY B. ANDERSON  
(For Dan L. Crippen, Director).

Enclosure.

*H.R. 5399—Carpinteria and Montecito Water Distribution Systems Conveyance Act of 2002*

CBO estimates that implementing H.R. 5399 would have no significant impact on the federal budget. This bill would direct the Secretary of the Interior to convey all right, title, and interest of the federal government in the Carpinteria Distribution System to the Carpinteria Valley Water District, and in the Montecito Water Distribution System to the Montecito Water District. Both of these water distribution systems are part of the Cachuma Project in Santa Barbara County, California.

The Carpinteria Valley Water District has made all required payments on its contract with the Bureau of Reclamation for construction of the Carpinteria Distribution System. The Montecito Water District still owes about \$9,000 for construction of the Montecito Water Distribution System and would be required to pay that sum as a condition of conveyance. Currently, the bureau spends less than \$5,000 every three years to inspect these water distribution systems. Once these systems are conveyed, all operations and maintenance, including inspections, would be the responsibility of the districts.

Enacting H.R. 5399 would not affect direct spending or revenues. This legislation contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments.

The CBO staff contact for this estimate is Julie Middleton. This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

## COST ESTIMATE FOR H.R. 5319

**HON. JAMES V. HANSEN**

OF UTAH

IN THE HOUSE OF REPRESENTATIVES

Monday, December 16, 2002

Mr. HANSEN. Mr. Speaker, I request that the attached cost estimate for H.R. 5319 be submitted for the RECORD under General Leave.

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, October 16, 2002.

Hon. JAMES V. HANSEN,  
Chairman, Committee on Resources, House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 5319, the Healthy Forests and Wildfire Risk Reduction Act of 2002.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contacts are Deborah Reis and Megan Carroll.

Sincerely,

BARRY B. ANDERSON,  
(For Dan L. Crippen, Director).

Enclosure.

*H.R. 5319—Healthy Forests and Wildfire Risk Reduction Act of 2002*

Summary: H.R. 5319 would establish procedures to be followed by the Department of the Interior and the Department of Agriculture in carrying out certain hazardous fuels reduction projects. These are projects undertaken to reduce the risks from catastrophic wildfires through controlled burning or other methods. The bill also would authorize the appropriation of whatever amounts are necessary to implement the bill's new procedures and to plan and conduct the projects to reduce wildfire risks.

Assuming appropriation of the amounts necessary to carry out the hazardous fuels reduction program, CBO estimates that implementing the bill would cost about \$80 million in fiscal year 2003 and nearly \$1.3 billion over the 2003–2007 period. Enacting this legislation could reduce offsetting receipts (a credit against direct spending), but CBO estimates that any such changes would be less than \$500,000 a year.

The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act (UMRA) and would impose no costs on state, local, or tribal governments.

Major provisions: H.R. 5319 would authorize expedited procedures for planning and conducting projects to reduce the risk of wildfires on certain high-priority federal lands managed by the Forest Service or the Bureau of Land Management (BLM). These procedures, which would limit some environmental assessment requirements and shorten administrative and judicial appeals, would apply to projects necessary to reduce risks to human life, property, water supplies, and wildlife. The expedited procedures authorized by the legislation would expire after September 30, 2005.

The legislation also would authorize the Forest Service and BLM to carry out the hazardous fuels reduction projects by entering into stewardship contracts or other agreements similar to those currently used by the Forest Service. The two agencies would be allowed to enter into a total of 41 new multiyear contracts through September 30, 2005.

Estimated cost to the Federal Government: The estimated budgetary impact of H.R. 5319 is shown in the following table. The costs of this legislation fall within budget function 300 (natural resources and environment).

	By fiscal year, in millions of dollars—				
	2003	2004	2005	2006	2007
CHANGES IN SPENDING SUBJECT TO APPROPRIATION					
Hazardous fuels reduction projects: <sup>1</sup>					
Estimated authorization level ...	410	420	430	450	460
Estimated outlays .....	80	170	250	340	430

<sup>1</sup> In 2002, \$395 million was appropriated for similar activities.

Basis of estimate: For this estimate, CBO assumes that H.R. 5319 will be enacted early

in fiscal year 2003 and that the amounts estimated to be necessary to carry out the hazardous fuels reduction program are appropriated for each fiscal year. The estimated costs are based on the amounts appropriated to the Forest Service and BLM for similar activities in 2002, including adjustments for anticipated inflation. (No appropriations have yet been enacted for this purpose in 2003.) Outlays are estimated on the basis of historical spending patterns for this activity.

Section 11 of the bill would expand and extend the authority provided for a pilot stewardship contract program in Public Law 105-

277, the Department of the Interior and Related Agencies Appropriations Act, 1999. Under the new authority, both agencies could contract out hazardous fuels reduction projects and reduce payments to their contractors by the value of timber and other vegetation that a contractor retained. Because the new contracts could apply to lands that may otherwise have been the subject of future timber sales, offsetting receipts could be reduced by the value of removed vegetation that otherwise would have been sold. CBO estimates that the effect on such receipts would be less than \$500,000 a year because most of the projects authorized by the

bill would not be conducted on commercially valuable timberlands anyway.

Intergovernmental and private-sector impact: H.R. 5319 contains no intergovernmental or private-sector mandates as defined in UMRA and would impose no costs on state, local, or tribal governments.

Estimate prepared by: Federal costs: Deborah Reis and Megan Carroll; Impact on state, local, and tribal governments: Marjorie Miller; Impact on the private sector: Lauren Marks.

Estimate approved by: Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

# Daily Digest

## HIGHLIGHTS

See Résumé of Congressional Activity

## Senate

The Senate was not in session today. It will next meet on Tuesday, January 7, 2003, at 12 noon for the convening of the first session of the One Hundred Eighth Congress.

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## House of Representatives

In accordance with the provisions of S. Con. Res. 160, and S.J. Res. 53, the House is adjourned sine die until 12 noon on Tuesday, January 7, 2003 for the Convening of the First Session of the One Hundred Eighth Congress.

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### NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, of November 14, 2002, p. D1157.)

H.J. Res. 124, making further continuing appropriations for the fiscal year 2003. Signed on November 23, 2002. (Public Law 107-294)

S. 1214, to amend the Merchant Marine Act, 1936, to establish a program to ensure greater security for United States seaports. Signed on November 25, 2002. (Public Law 107-295)

H.R. 5005, to establish the Department of Homeland Security. Signed November 25, 2002. (Public Law 107-296)

H.R. 3210, to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism. Signed on November 26, 2002. (Public Law 107-297)

H.R. 2546, to amend title 49, United States Code, to prohibit States from requiring a license or fee on account of the fact that a motor vehicle is providing interstate pre-arranged ground transpor-

tation service. Signed on November 26, 2002. (Public Law 107-298)

H.R. 3389, to reauthorize the National Sea Grant College Program Act. Signed on November 26, 2002. (Public Law 107-299)

H.R. 4878, to provide for estimates and reports of improper payments by Federal agencies. Signed on November 26, 2002. (Public Law 107-300)

H.R. 5349, to facilitate the use of a portion of the former O'Reilly General Hospital in Springfield, Missouri, by the local Boys and Girls Club through the release of the reversionary interest and other interest retained by the United States in 1955 when the land was conveyed to the State of Missouri. Signed on November 26, 2002. (Public Law 107-301)

S. 3044, to authorize the Court Services and Offender Supervision Agency of the District of Columbia to provide for the interstate supervision of offenders on parole, probation, and supervised release. Signed on November 26, 2002. (Public Law 107-302)

H.R. 1070, to amend the Federal Water Pollution Control Act to authorize the Administrator of the Environmental Protection Agency to provide assistance for remediation of sediment contamination in areas of concern, to authorize assistance for research and development of innovative technologies for such remediation, and to amend the Federal Water Pollution Control Act and the Water Resources Development Act of 2000 to modify provisions relating to the Lake Champlain basin. Signed on November 27, 2002. (Public Law 107-303)

H.R. 3340, to amend title 5, United States Code, to allow certain catch-up contributions to the Thrift Savings Plan to be made by participant age 50 or over. Signed on November 27, 2002. (Public Law 107-304)

H.R. 3394, to authorize funding for computer and network security research and development and research fellowship programs. Signed on November 27, 2002. (Public Law 107-305)

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H.R. 5590, to amend title 10, United States Code, to provide for the enforcement and effectiveness of civilian orders of protection on military installations. Signed on December 2, 2002. (Public Law 107-311)

H.R. 5708, to reduce preexisting PAYGO balances. Signed on December 2, 2002. (Public Law 107-312)

H.R. 5716, to amend the Employee Retirement Income Security Act of 1974 and the Public Health Service Act to extend the mental health benefits parity provisions for an additional year. Signed on December 2, 2002. (Public Law 107-313)

H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense

activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces. Signed on December 2, 2002. (Public Law 107-314)

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S. 2237, to amend title 38, United States Code, to improve authorities of the Department of Veterans Affairs relating to veterans' compensation, dependency and indemnity compensation, and pension benefits, education benefits, housing benefits, memorial affairs benefits, life insurance benefits, and certain other benefits for veterans, to improve the administration of benefits for veterans, to make improvements in procedures relating to judicial review of veterans' claims for benefits. Signed on December 6, 2002. (Public Law 107-330)

# Résumé of Congressional Activity

## SECOND SESSION OF THE ONE HUNDRED SEVENTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House.

The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

### DATA ON LEGISLATIVE ACTIVITY

January 23 through November 22, 2002

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session .....	149	123	..
Time in session .....	1043 hrs., 23'	772 hrs., 15'	..
Congressional Record:			
Pages of proceedings .....	11801	9128	..
Extensions of Remarks .....	..	2144	..
Public bills enacted into law .....	42	153	195
Private bills enacted into law .....	1	4	..
Bills in conference .....	14	3	..
Measures passed, total .....	523	623	1146
Senate bills .....	119	46	..
House bills .....	205	299	..
Senate joint resolutions .....	3	3	..
House joint resolutions .....	10	12	..
Senate concurrent resolutions .....	32	10	..
House concurrent resolutions .....	30	84	..
Simple resolutions .....	124	169	..
Measures reported, total .....	*402	*408	810
Senate bills .....	252	19	..
House bills .....	109	274	..
Senate joint resolutions .....	3	1	..
House joint resolutions .....	..	4	..
Senate concurrent resolutions .....	9	..	..
House concurrent resolutions .....	3	12	..
Simple resolutions .....	26	98	..
Special reports .....	5	13	..
Conference reports .....	2	16	..
Measures pending on calendar .....	311	126	..
Measures introduced, total .....	1563	2711	4274
Bills .....	1303	2157	..
Joint resolutions .....	23	44	..
Concurrent resolutions .....	67	223	..
Simple resolutions .....	170	287	..
Quorum calls .....	2	1	..
Yea-and-nay votes .....	253	302	..
Recorded votes .....	..	181	..
Bills vetoed .....	..	..	..
Veto overridden .....	..	..	..

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through November 22, 2002

Civilian Nominations, totaling 629 (including 166 nominations carried over from the First Session), disposed of as follows:	
Confirmed .....	466
Withdrawn .....	10
Returned to White House .....	153
Other Civilian Nominations, totaling 2,100 (including 535 nominations carried over from the First Session), disposed of as follows:	
Confirmed .....	2,098
Returned to White House .....	2
Air Force Nominations, totaling 5,817 (including 4 nominations carried over from the First Session), disposed of as follows:	
Confirmed .....	5,811
Returned to White House .....	6
Army Nominations, totaling 6,235 (including 53 nominations carried over from the First Session), disposed of as follows:	
Confirmed .....	6,225
Returned to White House .....	10
Navy Nominations, totaling 6,044, disposed of as follows:	
Confirmed .....	6,030
Returned to White House .....	14
Marine Corps Nominations, totaling 3,011 (including 33 nominations carried over from the First Session), disposed of as follows:	
Confirmed .....	3,003
Returned to White House .....	8
<i>Summary</i>	
Total Nominations carried over from the First Session .....	791
Total Nominations Received this Session .....	23,045
Total Confirmed .....	23,633
Total Unconfirmed .....	0
Total Withdrawn .....	10
Total Returned to the White House .....	193



*Next Meeting of the SENATE*

12 noon, Tuesday, January 7, 2003

*Next Meeting of the HOUSE OF REPRESENTATIVES*

12 noon, Tuesday, January 7, 2003

## Senate Chamber

Program for Tuesday: Convening of the first session of the One Hundred Eighth Congress.

## House Chamber

Program for Tuesday: Convening of the first session of the One Hundred Eighth Congress.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Aderholt, Robert B., Ala., E2146  
Armey, Richard K., Tex., E2145  
Hansen, James V., Utah, E2148, E2149, E2150  
LaFalce, John J., N.Y., E2147



# Congressional Record

provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed at one time. ¶Public access to the Congressional Record is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the Congressional Record is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through GPO Access at [www.gpo.gov/gpoaccess](http://www.gpo.gov/gpoaccess). Customers can also access this information with WAIS client software, via telnet at [swais.access.gpo.gov](http://swais.access.gpo.gov), or dial-in using communications software and a modem at (202) 512-1661. Questions or comments regarding this database or GPO Access can be directed to the GPO Access User Support Team at: E-Mail: [gpoaccess@gpo.gov](mailto:gpoaccess@gpo.gov); Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The Congressional Record paper and 24x microfiche will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$211.00 for six months, \$422.00 per year, or purchased for \$5.00 per issue, payable in advance; microfiche edition, \$141.00 per year, or purchased for \$1.50 per issue payable in advance. The semimonthly Congressional Record Index may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: [bookstore.gpo.gov](http://bookstore.gpo.gov). Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to (866) 512-1800 (toll free), (202) 512-1800 (D.C. Area), or fax to (202) 512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily Congressional Record is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the Congressional Record.

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Total Withdrawn .....	10
Total Returned to the White House .....	193

\*These figures include all measures reported, even if there was no accompanying report. A total of 218 reports have been filed in the Senate, a total of 437 reports have been filed in the House.

*Next Meeting of the SENATE*

12 noon, Tuesday, January 7, 2003

*Next Meeting of the HOUSE OF REPRESENTATIVES*

12 noon, Tuesday, January 7, 2003

## Senate Chamber

Program for Tuesday: Convening of the first session of the One Hundred Eighth Congress.

## House Chamber

Program for Tuesday: Convening of the first session of the One Hundred Eighth Congress.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Aderholt, Robert B., Ala., E2146  
Armey, Richard K., Tex., E2145  
Hansen, James V., Utah, E2148, E2149, E2150  
LaFalce, John J., N.Y., E2147



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