

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S12463–S12552*

**Measures Introduced:** Five bills and two resolutions were introduced, as follows: S. 1973–1977, S. Res. 301, and S. Con. Res. 62. **Page S12526**

#### Measures Passed:

***Native American Housing Enhancement Act:*** Senate passed H.R. 797, to amend the Native American Housing Assistance and Self-Determination Act of 1996 and other Acts to improve housing programs for Indians, after agreeing to the following amendment proposed thereto: **Pages S12549–50**

Voinovich (for Enzi) Amendment No. 2472, to modify a provision relating to the application of certain Acts to Indian tribes. **Page S12550**

***James T. Molloy Post Office Building:*** Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 3339, to designate the facility of the United States Postal Service located at 2061 South Park Avenue in Buffalo, New York, as the “James T. Molloy Post Office Building”, and the bill was then passed, clearing the measure for the President. **Page S12551**

***Mayor Joseph S. Daddona Memorial Post Office:*** Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 2490, to designate the facility of the United States Postal Service located at 442 West Hamilton Street, Allentown, Pennsylvania, as the “Mayor Joseph S. Daddona Memorial Post Office”, and the bill was then passed, clearing the measure for the President. **Page S12551**

**Department of Defense Authorization:** Senate continued consideration of S. 1042, to authorize appropriations for fiscal year 2006 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, taking action on the following amendments proposed thereto:

**Pages S12472–79, S12479–S12516**

#### Adopted:

By 55 yeas to 43 nays (Vote No. 305), Warner (for Inhofe) Modified Amendment No. 2439, relating to the American Forces Network.

**Pages S12477–78, S12479–82**

By 93 yeas to 5 nays (Vote No. 307), Nelson (FL) Amendment No. 2424, to repeal the requirement for the reduction of certain Survivor Benefit Plan annuities by the amount of dependency and indemnity compensation and to modify the effective date for paid-up coverage under the Survivor Benefit Plan.

**Pages S12472, S12485–88**

Reid Amendment No. 2441, to provide that veterans with service-connected disabilities rated as total by virtue of unemployability shall be covered by the termination of the phase-in of concurrent receipt of retired pay and veterans disability compensation for military retirees.

**Pages S12488–89**

By a unanimous vote of 97 yeas (Vote No. 310), Byrd Modified Amendment No. 2442, to provide for a report on the establishment of a Deputy Secretary of Defense for Management.

**Pages S12483–85, S12492–93**

Inhofe Modified Amendment No. 2432, relating to the partnership security capacity of foreign military and security forces and security and stabilization assistance.

**Pages S12472, S12494–95**

Warner (for Craig) Amendment No. 1473, to improve the availability to survivors of military decedents of information on the benefits and assistance available through the Federal Government.

**Pages S12497–S12513**

Warner (for Obama) Modified Amendment No. 1362, to require a report on the Department of Defense Composite Health Care System II.

**Pages S12497–S12513**

Warner (for DeWine) Amendment No. 1356, to authorize the United States Air Force Institute of Technology to receive faculty research grants for scientific, literary, and educational purposes.

**Pages S12497–S12513**

Warner (for Lieberman) Amendment No. 2446, to require a report on the Department of Defense response to the findings and recommendations of the Defense Science Board Task Force on High Performance Microchip Supply.

**Pages S12497–S12513**

Warner (for Grassley) Amendment No. 1481, to modify the authority of Army working-capital funded facilities to engage in cooperative activities with non-Army entities. **Pages S12497–S12513**

Warner (for Bayh) Modified Amendment No. 1334, to provide for outreach to members of the Armed Forces and their dependents on the Servicemembers Civil Relief Act. **Pages S12497–S12513**

Warner (for Hatch) Amendment No. 2447, to express the sense of the Senate regarding the investment of funds as called for in the Depot Maintenance Strategy and Master Plan of the Air Force. **Pages S12497–S12513**

Warner (for Feinstein) Modified Amendment No. 1514, to authorize a land conveyance at Marine Corps Air Station, Miramar, San Diego, California. **Pages S12497–S12513**

Warner (for Graham) Amendment No. 1387, to make the Savannah River National Laboratory eligible for laboratory directed research and development funding. **Pages S12497–S12513**

Warner (for Conrad) Amendment No. 2448, to state the policy of the United States on the intercontinental ballistic missile force. **Pages S12497–S12513**

Warner (for Graham) Modified Amendment No. 1358, to require additional recommendations in the report on the delivery of health care benefits through the military health care system. **Pages S12497–S12513**

Warner (for Lieberman) Amendment No. 1434, to make available, with an offset, an additional \$20,300,000 for aircraft procurement for the Army to increase the number of UH–60 Black Hawk helicopters to be procured in response to attrition from 2 helicopters to 4 helicopters. **Pages S12497–S12513**

Warner (for Allard) Amendment No. 1355, to authorize a land conveyance of Air Force property, La Junta, Colorado. **Pages S12497–S12513**

Warner (for Byrd) Amendment No. 1568, to require quarterly reports on audits of task or delivery order contracts and other contracts related to security and reconstruction activities in Iraq and Afghanistan and to address irregularities identified in such reports. **Pages S12497–S12513**

Warner (for Lugar) Amendment No. 1407, to strike the limitation on payment of facilities charges assessed by the Department of State. **Pages S12497–S12513**

Warner (for Durbin) Modified Amendment No. 1578, to require reports on significant increases in program acquisition unit costs or procurement unit costs of major defense acquisition programs. **Pages S12497–S12513**

Warner (for Thune) Amendment No. 2449, to require a study on the use of the Space Radar for topographical mapping for scientific and civil purposes. **Pages S12497–S12513**

Warner (for Murray) Amendment No. 2450, to amend the assistance to local educational agencies with significant enrollment changes in military dependent students due to force structure changes, troop relocations, creation of new units, and realignment under BRAC. **Pages S12497–S12513**

Warner (for Chambliss) Amendment No. 2451, to authorize pilot projects to encourage pediatric early literacy among children of members of the Armed Forces. **Pages S12497–S12513**

Warner (for Nelson (NE)) Amendment No. 2452, to require the Secretary of Defense to establish a uniform policy for the Armed Forces on parental leave and similar leave. **Pages S12497–S12513**

Warner (for McCain) Modified Amendment No. 1555, to regulate management contracts, require an Analysis of Alternatives for major acquisitions of the Department of Defense and impose additional limitations on certain leases and charters. **Pages S12497–S12513**

Warner (for Akaka/Hatch) Modified Amendment No. 1404, to require a pilot program on enhanced quality of life for members of the Army Reserve and their families. **Pages S12497–S12513**

Warner (for Lott) Amendment No. 2453, to make available \$80,000,000 for coproduction of the Arrow ballistic missile defense system. **Pages S12497–S12513**

Warner (for Biden) Modified Amendment No. 1448, to ensure a response to medical needs arising from mandatory military vaccinations. **Pages S12497–S12513**

Warner (for McCain) Amendment No. 2454, relating to the acquisition strategy of the Department of Defense for commercial satellite communication services. **Pages S12497–S12513**

Warner (for Boxer) Modified Amendment No. 1519, to provide for a Department of Defense task force on mental health. **Pages S12497–S12513**

Warner (for Hutchison/Mikulski) Amendment No. 1478, to make oral and maxillofacial surgeons eligible for incentive special pay payable to medical officers of the Armed Forces. **Pages S12497–S12513**

Warner (for Reed/Rockefeller) Amendment No. 2455, to require a report on nonstrategic nuclear weapons. **Pages S12497–S12513**

Warner (for Dole) Amendment No. 2456, to provide for mental health counselors under TRICARE. **Pages S12497–S12513**

Warner (for Obama) Modified Amendment No. 1453, to ensure the protection of military and civilian personnel in the Department of Defense from an influenza pandemic, including an avian influenza pandemic. **Pages S12497–S12513**

Warner Amendment No. 2457, to clarify certain authorities relating to the Commission on the National Guard and Reserves. **Pages S12497–S12513**

Warner (for Landrieu) Modified Amendment No. 1451, to require screenings of members of the Armed Forces for Post Traumatic Stress Disorder and other mental health conditions. **Pages S12497-S12513**

Warner (for McCain) Amendment No. 2458, to enhance various authorities to assist the recruitment efforts of the Armed Forces. **Pages S12497-S12513**

Warner (for Feingold) Amendment No. 1367, to make permanent the authority to provide travel and transportation allowances for dependents to visit hospitalized members injured in combat operation or combat zone with funding provided out of existing funds through a reduction in nonessential civilian travel. **Pages S12497-S12513**

Warner (for Voinovich/DeWine) Modified Amendment No. 1574, to require a report on the development of a second source for tire production and supply for the Stryker combat vehicle. **Pages S12497-S12513**

Warner (for Sarbanes/Mikulski) Amendment No. 1445, to grant a Federal charter to Korean War Veterans Association, Incorporated. **Pages S12497-S12513**

Warner Amendment No. 2459, to require guidelines on the use of tiered evaluations for offers for contracts and task orders under contracts. **Pages S12497-S12513**

Warner (for Clinton/Collins) Amendment No. 2460, to provide for consumer education on insurance and other financial services for members of the Armed Forces and their spouses. **Pages S12497-S12513**

Warner (for Snowe) Amendment No. 2461, to authorize funding for a human resources benefit call center for the Navy. **Pages S12497-S12513**

Warner (for Kerry) Amendment No. 1502, to make permanent the extension of the period of temporary continuation of basic allowance for housing for dependents of members of the Armed Forces who die on active duty. **Pages S12497-S12513**

Warner (for Vitter) Amendment No. 2462, to provide for Congressional notification of cancellation of major automated information systems. **Pages S12497-S12513**

Warner (for Leahy/Bond) Amendment No. 1424, relating to the basic allowance for housing for members of the Reserves. **Pages S12497-S12513**

Warner (for Alexander) Modified Amendment No. 1341, to require a report on the use of ground source heat pumps at Department of Defense facilities. **Pages S12497-S12513**

Warner (for Levin) Amendment No. 1495, to provide that the governments of Indian tribes be treated as State and local governments for purposes of the disposition of real property recommended for closure in the report to the President from the Defense Base Closure and Realignment Commission, July 1993. **Pages S12497-S12513**

Warner (for Chambliss/Isakson) Amendment No. 2463, to provide that, of the amount authorized to be appropriated to the Department of the Army for military construction projects at Fort Gillem, Georgia, \$4,550,000 is available for the construction of a military police complex at Fort Gordon, Georgia. **Pages S12497-S12513**

Warner (for Conrad) Modified Amendment No. 1548, to increase, with an offset, amounts available for the procurement of Predator unmanned aerial vehicles. **Pages S12497-S12513**

Warner Modified Amendment No. 1563, to authorize the Secretary of the Navy to lease United States Navy Museum facilities at Washington Naval Yard, District of Columbia, to the Naval Historical Foundation. **Pages S12497-S12513**

Warner (for Bayh) Amendment No. 2464, to increase by \$360,800,000 the amount of supplemental appropriations for Other Procurement, Army, for the procurement of armored Tactical Wheeled Vehicles for units deployed in Iraq and Afghanistan or for other Army priorities, and to provide an offset. **Pages S12497-S12513**

Warner (for Dole) Modified Amendment No. 1526, to express the sense of the Senate on the need for community impact assistance related to the construction by the Navy of an outlying landing field in North Carolina. **Pages S12497-S12513**

Warner (for Dayton) Modified Amendment No. 1515, to make available an additional \$60,000,000 for operation and maintenance, Defense-wide, for certain child and family assistance benefits for members of the Armed Forces. **Pages S12497-S12513**

Warner (for Inhofe) Modified Amendment No. 1388, to provide for the establishment of the USS *Oklahoma* Memorial. **Pages S12497-S12513**

Warner (for Harkin/Grassley) Modified Amendment No. 1463, to authorize a land conveyance at Iowa Army Ammunition Plant, Middletown, Iowa. **Pages S12497-S12513**

Warner Amendment No. 2465, to make available, with an offset, \$10,000,000 for the pilot projects on early diagnosis and treatment of Post Traumatic Stress Disorder and other mental health conditions. **Pages S12497-S12513**

Warner (for Durbin) Modified Amendment No. 1428, to strengthen civil-military relationships by permitting State and local governments to enter into lease purchase agreements with the United States Armed Forces. **Pages S12497-S12513**

Warner (for Graham/Nelson (NE)) Amendment No. 2466, to improve recruitment and retention in the Armed Forces. **Pages S12497-S12513**

Warner (for Dodd) Amendment No. 2467, to improve the authority for reimbursement for protective, safety, and health equipment purchased for members

of the Armed Forces deployed in Iraq and Central Asia. **Pages S12497–S12513**

Warner (for Dole) Amendment No. 2468, to require a report on predatory lending directed at members of the Armed Forces and their dependents. **Pages S12497–S12513**

Warner (for Carper) Amendment No. 2469, to authorize \$1,440,000 in planning and design funds for a replacement C-130 aircraft maintenance hangar at Air National Guard New Castle County Airport, and to provide an offset. **Pages S12497–S12513**

Warner (for Santorum) Amendment No. 2470, expressing the sense of the Senate on notice to Congress of the recognition of members of the Armed Forces for extraordinary acts of heroism, bravery, and achievement. **Pages S12497–S12513**

Warner (for Feingold) Amendment No. 2471, to improve transitional assistance provided for members of the Armed Forces being discharged, released from active duty, or retired. **Pages S12497–S12513**

Rejected:

By 44 yeas to 54 nays (Vote No. 306), Harkin/Dorgan Amendment No. 2438, relating to the American Forces Network. **Pages S12472, S12474–78, S12479–82**

By 36 yeas to 62 nays (Vote No. 308), Snowe Modified Amendment No. 2436, to require the Secretary of Defense, subject to a national security exception, to offer to transfer to local redevelopment authorities for no consideration real property and personal property located at military installations that are closed or realigned as part of the 2005 round of defense base closure and realignment, and to clarify that the requirement does not affect certain property interests. **Pages S12472, S12489–90**

By 43 yeas to 55 nays (Vote No. 309), Levin Amendment No. 2430, to establish a national commission on policies and practices on the treatment of detainees since September 11, 2001. **Pages S12472–74, S12491–92**

By 37 yeas to 60 nays (Vote No. 311), Reed (for Levin/Reed) Amendment No. 2427, to make available, with an offset, an additional \$50,000,000 for Operation and Maintenance for Cooperative Threat Reduction. **Pages S12472, S12478–79, S12493–94**

Pending:

Chambliss Amendment No. 2433, to reduce the eligibility age for receipt of non-regular military service retired pay for members of the Ready Reserve in active federal status or on active duty for significant periods. **Page S12472**

Ensign Amendment No. 2443, to restate United States policy on the use of riot control agents by members of the Armed Forces. **Pages S12495–97**

A unanimous-consent agreement was reached providing for further consideration of the bill at ap-

proximately 10:30 a.m. on Wednesday, November 9, 2005. **Pages S12551–52**

**Iran Nonproliferation Amendments Act:** Senate concurred in the amendments of the House of Representatives to S. 1713, to make amendments to the Iran Nonproliferation Act of 2000 related to International Space Station payments, clearing the measure for the President. **Pages S12550–51**

**Executive Reports of Committee:** Senate received the following executive report from the Committee on Foreign Relations:

Agreement with Canada on Pacific Hake/Whiting (Treaty Doc. 108–24) (Ex. Rept. 109–5). **Page S12526**

**Nominations Received:** Senate received the following nominations:

3 Army nominations in the rank of general. **Page S12552**

**Messages From the House:** **Page S12525**

**Measures Placed on Calendar:** **Page S12525**

**Executive Communications:** **Pages S12525–26**

**Executive Reports of Committees:** **Page S12526**

**Additional Cosponsors:** **Pages S12526–28**

**Statements on Introduced Bills/Resolutions:** **Pages S12528–35**

**Additional Statements:** **Pages S12523–25**

**Amendments Submitted:** **Pages S12535–48**

**Authorities for Committees to Meet:** **Pages S12548–49**

**Privileges of the Floor:** **Page S12549**

**Record Votes:** Seven record votes were taken today. (Total—311) **Pages S12482, S12488, S12490, S12492, S12493, S12494**

**Adjournment:** Senate convened at 9:45 a.m., and adjourned at 7:43 p.m., until 9:30 a.m., on Wednesday, November 9, 2005. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S12552.)

## Committee Meetings

(Committees not listed did not meet)

### PAWS

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Research, Nutrition, and General Legislation concluded a hearing to examine S. 1139, to amend the Animal Welfare Act to strengthen the ability of the Secretary of Agriculture to regulate the pet industry, entitled "Pet Animal Welfare Statute" (PAWS), after receiving testimony from Norma

Worley, Maine Department of Agriculture, Food, and Rural Resources, Augusta; Ronald Menaker, American Kennel Club, New York, New York; Henry E. Childers, Cranston, Rhode Island, on behalf of the American Veterinary Medical Association; Michael Maddox, Pet Industry Joint Advisory Council, Wayne Pacelle, Humane Society of the United States, and Sara Amundson, Doris Day Animal League, all of Washington, D.C.; and John E. Hoffman, Flintridge, California.

#### ENVIRONMENTAL LAWS: CONTRACTOR LIABILITY

*Committee on Environment and Public Works:* Subcommittee on Superfund and Waste Management concluded an oversight hearing to examine the impact of certain government contractor liability proposals on environmental laws, after receiving testimony from Major General Don T. Riley, Director, Civil Works, U.S. Army Corps of Engineers; Anthony Zelenka, Bertucci Contracting Corporation, Jefferson, Louisiana; Beverly Wright, Dillard University Deep South Center for Environmental Justice, New Orleans, Louisiana, on behalf of the National Black Environmental Justice Network; Warren Perkins, Boh Bros. Construction Company, Baton Rouge, Louisiana; Michael Feigin, Bovis Lend Lease, and Joel Shufro, New York Committee for Occupational Safety and Health, both of New York, New York; Craig S. King, Arent Fox, and Steven L. Schooner, George Washington University Law School, both of Washington, D.C.; and Paul Becker, Willis, Nashville, Tennessee.

#### KOSOVO

*Committee on Foreign Relations:* Committee concluded a hearing to examine the future of Kosovo and the American role in bringing stability to Southeastern Europe, after receiving testimony from R. Nicholas Burns, Under Secretary of State for Political Affairs; and Richard C. Holbrooke, Perseus, LLC, New York, New York.

#### NOMINATION

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Alejandro Daniel Wolff, of California, to be the U.S. Deputy Representative to the United Nations, with the rank and status of Ambassador, and the U.S. Deputy Representative in the Security Council of the United Nations, and to be U.S. Representative to the Ses-

sions of the General Assembly of the United Nations, during his tenure of service as U.S. Deputy Representative to the United Nations, after the nominee testified and answered questions in his own behalf.

#### SAUDI ARABIA

*Committee on the Judiciary:* Committee held a hearing to examine United States-Saudi Arabia relations relating to the war on terror, focusing on collective efforts to combat terrorism since the terrorist attacks in Riyadh, Saudi Arabia in May 2003, and the Saudi Arabian Monetary Authority regulation of the financial sector, receiving testimony from Daniel L. Glaser, Deputy Assistant Secretary of the Treasury, Office of Terrorist Financing and Financial Crimes; Anthony H. Cordesman, Center for Strategic and International Studies, Nina Shea, Center for Religious Freedom, and Steven Emerson, Investigative Project on Terrorism, all of Washington, D.C.; and Gulam Bakali, Islamic Association of North Texas, Richardson.

Hearing recessed subject to the call.

#### NOMINATIONS

*Committee on the Judiciary:* Committee concluded a hearing to examine the nominations of Carol E. Dinkins, of Texas, to be Chairman, who was introduced by Senators Hutchison and Cornyn, and Alan Charles Raul, of the District of Columbia, to be Vice Chairman, both of the Privacy and Civil Liberties Oversight Board, after the nominees testified and answered questions in their own behalf.

#### HURRICANE RESPONSE FOR SMALL BUSINESS

*Committee on Small Business and Entrepreneurship:* Committee concluded hearings to examine strengthening hurricane recovery efforts for small businesses, focusing on preliminary observations on contracting for hurricane response and recovery efforts, after receiving testimony from Representative Bennie Thompson; Hector V. Barreto, Administrator, Small Business Administration; Major General Ronald L. Johnson, Deputy Commander, U.S. Army Corps of Engineers, Department of the Army; Gregory D. Rothwell, Chief Procurement Officer, Department of Homeland Security; David E. Cooper, Director, Acquisition and Sourcing Management, Government Accountability Office; and Walter Isaacson, Louisiana Recovery Authority, Baton Rouge.

# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 12 public bills, H.R. 4248–4259; 1 private bill, H.R. 4260; and 2 resolutions, H. Con. Res. 293 and H. Res. 541, were introduced. **Page H10038**

**Additional Cosponsors:** **Pages H10038–39**

**Reports Filed:** Reports were filed today as follows:

H. Res. 538, waiving points of order against the conference report to accompany H.R. 2862, making appropriations for the Departments of Commerce and Justice, Science, and related agencies, for the fiscal year ending September 30, 2006 (H. Rept. 109–277);

H. Res. 539, waiving points of order against the conference report to accompany H.R. 2419, making appropriations for energy and water development for the fiscal year ending September 30, 2006 (H. Rept. 109–278);

H. Res. 540, providing for consideration of H.R. 1751, to amend title 18, United States Code, to protect judges, prosecutors, witnesses, victims, and their family members (H. Rept. 109–279); and

H.R. 1630, to authorize appropriations for the benefit of Amtrak for fiscal years 2006 through 2008 (H. Rept. 109–280). **Pages H10037–38**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Sodrel to act as Speaker pro tempore for today. **Page H9965**

**Recess:** The House recessed at 9:07 a.m. and reconvened at 10 a.m. **Page H9966**

**Chaplain:** The prayer was offered today by Rev. Griffin Lotson, Sams Memorial Church of God in Christ, Darien, Georgia. **Page H9966**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

*Expressing support for the accession of Israel to the Organisation for Economic Co-operation and Development (OECD):* H. Res. 38, amended, to express support for the accession of Israel to the Organisation for Economic Co-operation and Development (OECD), by a yea-and-nay vote of 391 yeas with none voting “nay”, Roll No. 574; **Pages H9969–71, H9990–91**

Agreed to amend the title so as to read: “Resolution expressing support for the accession of Israel to the Organisation for Economic Co-operation and Development (OECD).” **Pages H9990–91**

*Recognizing and commending the continuing dedication and commitment of employers of the*

*members of the National Guard and the other reserve components who have been mobilized during the Global War on Terrorism and in defense of the United States:* H. Res. 302, amended, to recognize and commend the continuing dedication and commitment of employers of the members of the National Guard and the other reserve components who have been mobilized during the Global War on Terrorism and in defense of the United States, by a yea-and-nay vote of 395 yeas with none voting “nay”, Roll No. 575; **Pages H9974–79, H9991**

*Grant W. Green Post Office Building Designation Act:* H.R. 3770, to designate the facility of the United States Postal Service located at 205 West Washington Street in Knox, Indiana, as the “Grant W. Green Post Office Building”, by a yea-and-nay vote of 393 yeas to 1 nay, Roll No. 576; **Pages H9979–80, H9991–92**

*Clayton J. Smith Memorial Post Office Building Designation Act:* H.R. 3825, to designate the facility of the United States Postal Service located at 770 Trumbull Drive in Pittsburgh, Pennsylvania, as the “Clayton J. Smith Memorial Post Office Building”; and **Pages H9980–81**

*Lillian Kinkella Keil Post Office Designation Act:* H.R. 4053, to designate the facility of the United States Postal Service located at 545 North Rimsdale Avenue in Covina, California, as the “Lillian Kinkella Keil Post Office”. **Pages H9981–82**

**Suspensions—Proceedings Postponed:** The House began consideration of the following measures under suspension of the rules. Further consideration will be announced at a later date.

*San Francisco Old Mint Commemorative Coin Act:* H.R. 1953, to require the Secretary of the Treasury to mint coins in commemoration of the Old Mint at San Francisco, otherwise known as the “Granite Lady”; and **Pages H9971–74**

*Fair Access Foster Care Act of 2005:* S. 1894, to amend part E of title IV of the Social Security Act to provide for the making of foster care maintenance payments to private for-profit agencies. **Pages H9982–87**

**Transportation, Treasury, Housing and Urban Development, the Judiciary, the District of Columbia and Independent Agencies Appropriations Act, 2006—Motion to go to Conference:** The House disagreed to the Senate amendment and agreed to a conference on H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the

Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006. **Page H9987**

The House agreed to the Olver motion to instruct conferees by voice vote after agreeing to order the previous question. **Pages H9987–88**

The Chair appointed conferees: Messrs. Knollenberg, Wolf, Rogers of Kentucky, Tiahrt, Mrs. Northup, Messrs. Aderholt, Sweeney, Culberson, Regula, Lewis of California, Olver, Hoyer, Pastor, Ms. Kilpatrick of Michigan, Messrs. Clyburn, Rothman, and Obey. **Page H9988**

**Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2006—Motion to go to Conference:** The House disagreed to the Senate amendment and agreed to a conference on H.R. 3010, making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for the fiscal year ending September 30, 2006. **Pages H9988–90**

**Tabling the Appeal of the Ruling of the Chair on Motion to Instruct Conferees on H.R. 3010:** Agreed to table the Obey motion to appeal the ruling of the Chair by a yea-and-nay vote of 218 yeas to 173 nays, Roll No. 573. **Pages H9989–90**

Later, the Chair appointed conferees: Messrs. Regula, Istook, Wicker, Mrs. Northup, Mr. Cunningham, Ms. Granger, Messrs. Peterson of Pennsylvania, Sherwood, Weldon of Florida, Walsh, Lewis of California, Obey, Hoyer, Mrs. Lowey, Ms. DeLauro, Messrs. Jackson of Illinois, Kennedy of Rhode Island, and Ms. Roybal-Allard. **Page H9992**

**Amendments:** Amendments ordered printed pursuant to the rule appear on pages H10039–41.

**Quorum Calls—Votes:** Four yea-and-nay votes developed during the proceedings of the House today, and appear on pages H9989–90, H9990, H9991, and H9991–92. There were no quorum calls.

**Adjournment:** The House met at 9 a.m. and adjourned at 7:58 p.m.

## *Committee Meetings*

### **NATIONAL PANDEMIC FLU PREPAREDNESS PLAN ASSESSMENT**

*Committee on Energy and Commerce:* Held a hearing entitled “Assessing the National Pandemic Flu Preparedness Plan.” Testimony was heard from Michael O. Levitt, Secretary of Health and Human Services.

### **HOMELAND SECURITY INFORMATION SHARING—FEDERAL SUPPORT**

*Committee on Homeland Security:* Subcommittee on Intelligence, Information Sharing, and Terrorism Risk

Assessment held a hearing entitled “Federal Support for Homeland Security Information Sharing: The Role of the Information Sharing Program Manager.” Testimony was heard from John Russack, Information Sharing Program Manager, Office of the Director of National Intelligence; former Representative Lee Hamilton, State of Indiana; and a public witness.

### **OVERSIGHT—VOTING RIGHTS ACT**

*Committee on the Judiciary:* Subcommittee on the Constitution held an oversight hearing on The Voting Rights Act: Section 203—Bilingual Election Requirements, Part I. Testimony was heard from Brad Schlozman, Acting Assistant Attorney General, Civil Rights Division, Department of Justice; Rebecca Vigil-Giron, Secretary of State, New Mexico; and public witnesses.

### **COASTAL BARRIER RESOURCES REAUTHORIZATION ACT OF 2005**

*Committee on Resources:* Subcommittee on Fisheries and Oceans held a hearing on H.R. 3552, Coastal Barrier Resources Reauthorization Act of 2005. Testimony was heard from Benjamin Tuggle, Acting Special Assistant to the Director U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

### **CONFERENCE REPORT—ENERGY AND WATER DEVELOPMENT APPROPRIATIONS FISCAL YEAR 2006**

*Committee on Rules:* Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2419, making appropriations for energy and water development for the fiscal year ending September 30, 2006, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives Hobson and Visclosky.

### **CONFERENCE REPORT—SCIENCE, THE DEPARTMENTS OF STATE, JUSTICE, AND COMMERCE, AND RELATED AGENCIES APPROPRIATIONS FISCAL YEAR 2006**

*Committee on Rules:* Granted by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2862, making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2006, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Representatives Wolf and Mollohan.

## SECURE ACCESS TO JUSTICE AND COURT PROTECTION ACT OF 2005

*Committee on Rules:* Granted, by voice vote, a structured rule providing one hour of general debate on H.R. 1751, Secure Access to Justice and Court Protection Act of 2005, equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill. The rule provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill shall be considered as an original bill for the purpose of amendment and shall be considered as read. The rule waives all points of order against the committee amendment in the nature of a substitute. The rule makes in order only those amendments printed in the Rules Committee report accompanying the resolution. The rule provides that the amendments made in order may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The rule waives all points of order against the amendment printed in the report. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Sensenbrenner and Representatives King of Iowa, Gohmert, Jackson-Lee of Texas, McCarthy, and Cuellar.

## SMALL BUSINESS INNOVATION RESEARCH PROGRAM

*Committee on Small Business:* Subcommittee on Workforce, Empowerment, and Government Programs held a hearing entitled “The Small Business Innovation Research Program—Open Doors to New Technology.” Testimony was heard from Calvin Jenkins, Acting Associate Deputy Administrator, Government Contracting and Business Development, SBA; Frank Ramos, Director, Office of Small and Disadvantaged Business, Office of the Secretary, Department of Defense; James Decker, Principal Deputy Director, Office of Science, Department of Energy; Norka Ruiz Bravo, M.D., Deputy Director, Extramural Research, NIH, Department of Health and Human Services; Colien Hefferan, Administrator, Cooperative State Research, Education and Extension Service, USDA; and Joseph Hennessey, Senior Advisor, Industrial Innovation Program, Small Business Innovation Research, NSF.

## COMMITTEE MEETINGS FOR WEDNESDAY, NOVEMBER 9, 2005

*(Committee meetings are open unless otherwise indicated)*

### Senate

*Committee on Agriculture, Nutrition, and Forestry:* to hold hearings to examine agricultural transportation and energy issues, 10:30 a.m., SDG-50.

*Committee on Armed Services:* Subcommittee on Readiness and Management Support, to hold hearings to examine Department of Defense Business Transformation and Financial Management Accountability, 2 p.m., SR-232A.

*Committee on Commerce, Science, and Transportation:* with the Committee on Energy and Natural Resources, to hold joint hearings to examine energy pricing and profits, focusing on record prices of oil, gasoline, and natural gas and factors affecting those prices, issues relating to global demand, resource development strategies and windfall profits taxes, and the effectiveness of federal and state consumer protection laws to prevent occurrences of price gouging during supply disruptions, 9:30 a.m., SD-106.

*Committee on Energy and Natural Resources:* with the Committee on Commerce, Science, and Transportation, to hold joint hearings to examine energy pricing and profits, focusing on record prices of oil, gasoline, and natural gas and factors affecting those prices, issues relating to global demand, resource development strategies and windfall profits taxes, and the effectiveness of federal and state consumer protection laws to prevent occurrences of price gouging during supply disruptions, 9:30 a.m., SD-106.

*Committee on Environment and Public Works:* to hold hearings to examine issues regarding a comprehensive and integrated approach to meet the water resources needs of coastal Louisiana in the wake of Hurricanes Katrina and Rita, including storm and flood damage reduction, ecosystem restoration and navigation, 9:30 a.m., SD-406.

*Committee on Finance:* business meeting to review and make recommendations on proposed legislation implementing the United States-Bahrain Free Trade Agreement, 10 a.m., SD-215.

*Committee on Foreign Relations:* to hold hearings to examine Avian influenza preparation issues, 9:30 a.m., SD-419.

Full Committee, to hold hearings to examine the nominations of Ronald L. Schlicher, of Tennessee, to be Ambassador to the Republic of Cyprus, Ross Wilson, of Maryland, to be Ambassador to the Republic of Turkey, Carol van Voorst, of Virginia, to be Ambassador to the Republic of Iceland, and Marilyn Ware, of Pennsylvania, to be Ambassador to Finland, 2:30 p.m., SD-419.

*Committee on Homeland Security and Governmental Affairs:* to hold hearings to examine the Coast Guard's response to Hurricane Katrina, 9:30 a.m., SD-342.

Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia, to resume oversight hearings to examine the Federal security clearance process, focusing on Office of Personnel Management's plan to address the backlog of security clearance investigations, 3 p.m., SD-342.

*Committee on the Judiciary:* to hold hearings to examine the use of cameras in the courtroom, 9:30 a.m., SD-226.



Subcommittee on Constitution, Civil Rights and Property Rights, business meeting to mark up S.J. Res. 1, proposing an amendment to the Constitution of the United States relating to marriage, and S.J. Res. 12, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States, 2 p.m., SD-226.

*Select Committee on Intelligence*: closed business meeting to consider pending calendar business, 10 a.m., SH-219.

Full Committee, closed business meeting to consider pending calendar business, 2 p.m., SH-219.

### House

*Committee on Appropriations*, Subcommittee on Interior, Environment, and Related Agencies and the Subcommittee on Energy and Water Development, and Related Agencies, joint hearing on Natural Gas, 10 a.m., B308 Rayburn.

*Committee on Armed Services*, hearing on the Defense Logistics Agency's Prime Vendor Program, 10 a.m., 2118 Rayburn.

Regional Powers Panel, hearing on regional powers' threats to the United States' interests, 1:45 p.m., 2212 Rayburn.

*Committee on Energy and Commerce*, Subcommittee on Telecommunications and the Internet, hearing on a proposal to create a statutory framework for Internet Protocol and Broadband Services, 10 a.m., 2123 Rayburn.

*Committee on Financial Services*, Subcommittee on Financial Institutions and Consumer Credit, hearing on H.R. 3997, Financial Data Protection Act of 2005, 10 a.m., 2128 Rayburn.

*Committee on Government Reform*, Subcommittee on Federal Workforce and Agency Organization, hearing entitled "Justice Delayed is Justice Denied: A Case for a Federal Employees Appeals Court," 10 a.m., 2247 Rayburn.

*Committee on Homeland Security*, Subcommittee on Emergency Preparedness, Science, and Technology and the Subcommittee on Terrorism, Unconventional Threats and Capabilities of the Committee on Armed Services, joint hearing entitled "Responding to Catastrophic Events: the Role of the Military and National Guard in Disaster Response," 10 a.m., 311 Cannon.

*Committee on International Relations*, to mark up H. Res. 505, Requesting the President of the United States and directing the Secretary of State to provide to the House of Representatives certain documents in their possession relating to the White House Iraq Group, 10:30 a.m., 2172 Rayburn.

Subcommittee on Europe and Emerging Threats, hearing on Germany After the Election: Implications for Germany, Europe and U.S.-German Relations, 2:30 p.m., 2200 Rayburn.

Subcommittee on Western Hemisphere, hearing and briefing on the Illicit Drug Transit Zone in Central America, 1:30 p.m., 2172 Rayburn.

*Committee on the Judiciary*, to mark up the following bills: H.R. 3889, Methamphetamine Epidermic Elimination Act of 2005; H.R. 2791, United States Patent and Trademark Fee Modernization Act of 2005; and H.R. 3729, To provide emergency authority to delay or toll judicial proceedings in United States district and circuit courts, 10 a.m., 2141 Rayburn.

Subcommittee on the Constitution, oversight hearing on The Voting Rights Act: Section 5—Judicial Evolution of the Retrogression Standard, 2 p.m., and oversight hearing on the Voting Rights Act: Section 203—Bilingual Election Requirements, Part II, 4 p.m., 2141 Rayburn.

*Committee on Resources*, oversight hearing on the Second Discussion Draft of Legislation Off-Reservation Indian Gaming, 10 a.m., 1324 Longworth.

Subcommittee on Water and Power, hearing on the following bills: H.R. 3626, Arthur V. Watkins Dam Enlargement Act of 2005; H.R. 3967, Pactola Reservoir Reallocation Authorization Act of 2005; and 4195, Southern Oregon Bureau of Reclamation Repayment Act of 2005, 2 p.m., 1334 Longworth.

*Committee on Science*, to mark up H. Res. 515, Of Inquiry requesting the President of the United States to provide to the House of Representatives certain documents in his possession relating to the anticipated effects of climate change on the coastal regions of the United States, 10 a.m., 2318 Rayburn.

*Committee on Ways and Means*, to mark up H.R. 2830, Pension Protection Act of 2005, 2 p.m., 1100 Longworth.

*Permanent Select Committee on Intelligence*, executive, hearing entitled "Unauthorized Disclosures," 9:30 a.m., and, executive, hearing entitled "Progress of the Director of National Intelligence," 1 p.m., H-405 Capitol.

*Select Bipartisan Committee to Investigate the Preparation for and Response to Hurricane Katrina*, hearing entitled "Hurricane Katrina: Preparedness and Response by the State of Alabama," 10 a.m., 2154 Rayburn.

### Joint Meetings

*Joint Meetings*: Senate Committee on Commerce, Science, and Transportation, to hold joint hearings to examine energy pricing and profits, focusing on record prices of oil, gasoline, and natural gas and factors affecting those prices, issues relating to global demand, resource development strategies and windfall profits taxes, and the effectiveness of federal and state consumer protection laws to prevent occurrences of price gouging during supply disruptions, 9:30 a.m., SD-106.

*Joint Meetings*: Senate Committee on Energy and Natural Resources, to hold joint hearings to examine energy pricing and profits, focusing on record prices of oil, gasoline, and natural gas and factors affecting those prices, issues relating to global demand, resource development strategies and windfall profits taxes, and the effectiveness of federal and state consumer protection laws to prevent occurrences of price gouging during supply disruptions, 9:30 a.m., SD-106.

## Next Meeting of the SENATE

9:30 a.m., Wednesday, November 9

## Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, November 9

## Senate Chamber

**Program for Wednesday:** After the transaction of any morning business (not to extend beyond 1 hour) Senate will continue consideration of S. 1042, National Defense Authorization.

## House Chamber

**Program for Wednesday:** Consideration of H.R. 1751—Secure Access to Justice and Court Protection Act of 2005 (Subject to a Rule).

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