

# Daily Digest

## HIGHLIGHTS

Senate passed the Economic Growth and Tax Relief Reconciliation Act.  
Senate confirmed the nomination of Howard H. Baker, Jr., to be Ambassador to Japan.  
The House passed H.R. 1, Leave No Child Behind Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S5489–S5570*

**Measures Introduced:** Ten bills and one resolution was introduced, as follows: S. 935–944, and S. Con. Res. 42. **Page S5542**

#### Measures Reported:

H.R. 581, to authorize the Secretary of the Interior and the Secretary of Agriculture to use funds appropriated for wildland fire management in the Department of the Interior and Related Agencies Appropriations Act, 2001, to reimburse the United States Fish and Wildlife Service and the National Marine Fisheries Service to facilitate the interagency cooperation required under the Endangered Species Act of 1973 in connection with wildland fire management.

S. 378, to redesignate the Federal building located at 3348 South Kedzie Avenue, in Chicago, Illinois, as the “Paul Simon Chicago Job Corps Center”.

S. 468, to designate the Federal building located at 6230 Van Nuys Boulevard in Van Nuys, California, as the “James C. Corman Federal Building”.

S. 757, to designate the Federal building and United States courthouse located at 504 West Hamilton Street in Allentown, Pennsylvania, as the “Edward N. Cahn Federal Building and United States Courthouse”.

S. 774, to designate the Federal building and United States courthouse located at 121 West Spring Street in New Albany, Indiana, as the “Lee H. Hamilton Federal Building and United States Courthouse”. **Page S5541**

#### Measures Passed:

**Tax Relief Reconciliation:** By 62 yeas to 38 nays (Vote No. 165), Senate passed H.R. 1836, to provide for reconciliation pursuant to section 104 of the con-

current resolution on the budget for fiscal year 2002, after taking action on the following amendments proposed thereto: **Pages S5490–S5522**

#### Adopted:

By 94 yeas to 4 nays (Vote No. 159), Snowe Amendment No. 741, to express the sense of the Senate that the modifications to the child tax credit contained in section 201 should be part of the final tax package. **Pages S5490–91**

Nelson (of NE) Modified Amendment No. 769, to provide a circuit breaker for tax cuts if debt levels are not reduced as provided in the budget resolution for fiscal year 2002. **Page S5491**

Harkin/Johnson Amendment No. 784, to provide a deduction for unreimbursed expenses related to certain public activities of emergency response professionals. **Pages S5491–92**

Grassley/Baucus Amendment No. 789, to expand the adoption credit, to allow a deduction for 100 percent of the health insurance costs of self-employed individuals, to ease rollover limitations on qualified tuition programs, to disregard any child tax credit refund in the administration of Federal programs and federally assisted programs, to provide that certain computer expenses are to be treated as qualified elementary and secondary education expenses for purposes of education savings accounts, to exempt State and local candidate committees from notification requirements, to expand the dependent care credit, to provide for education savings accounts, to provide a credit against tax for employers who provide child care assistance, to provide that a deduction equal to fair market value shall be allowed for charitable contributions of literary, musical, artistic, or scholarly compositions created by the donor, to waive the statute of limitation for taxes on certain farm valuations, to permanently extend the research credit and to increase the rates of the alternative incremental credit,

to provide for a credit for medical research related to developing vaccines against wide-spread diseases, to clarify the coordination of various education-related exclusions with the deduction for higher education expenses, to modify the treatment of bonds issued to acquire renewable resources on land subject to conservation easement, to accelerate benefits of wage tax credits for empowerment zones, to enhance book donations and literacy, to treat certain hospital support organizations as qualified organizations for purposes of determining acquisition indebtedness, to provide tax-exempt bond authority for treatment facilities that reduce arsenic levels in drinking water, and to provide for marriage penalty relief.

**Pages S5496–97**

By 98 yeas to 2 nays (Vote No. 164), Collins/Warner Modified Amendment No. 675, to provide an above-the-line deduction for qualified professional development expenses of elementary and secondary school teachers and to allow a credit against income tax to elementary and secondary school teachers who provide classroom materials. **Pages S5490, S5497–99**

Baucus (for Kerry) Amendment No. 787, to permit the disclosure of certain tax information by the Secretary of the Treasury to facilitate combined Federal and State employment tax reporting.

**Pages S5499–S5500**

During consideration of this measure today, Senate also took the following actions:

By 46 yeas to 54 nays (Vote No. 160), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act of 1974 with respect to consideration of Stabenow Motion to Commit the bill to the Committee on Finance with instructions to report back forthwith. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the motion thus fell.

**Page S5492**

By 49 yeas to 51 nays (Vote No. 161), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act of 1974 with respect to consideration of Grassley Amendment No. 786 (to Amendment No. 763), to make certain modifications with respect to long-term care insurance policies. Subsequently, a point of order that the amendment was in violation of section 311(a)(2)(b) of the Congressional Budget Act was sustained, and the amendment thus fell.

**Page S5493**

By 47 yeas to 53 nays (Vote No. 162), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act of 1974 with respect to consideration of Graham Amendment No.

763, to allow individuals a deduction for qualified long-term care insurance premiums, use of such insurance under cafeteria plans and flexible spending arrangements, and a credit for individuals with longterm care needs. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages S5493–94**

By 46 yeas to 54 nays (Vote No. 163), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act of 1974 with respect to consideration of Schumer Amendment No. 777, to provide alternative minimum tax relief for individuals, extend certain expiring tax provisions, and to provide an offset for revenue loss. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment thus fell. **Pages S5494–95**

Senate insisted on its amendment, requested a conference with the House thereon, and the chair was authorized to appoint the following conferees on the part of the Senate: Senators Grassley, Hatch, Murkowski, Nickles, Gramm, Baucus, Rockefeller, Daschle, and Breaux. **Page S5522**

**Nomination Announcement:** In accordance with the provisions of S. Res. 8, Committee on the Judiciary failed to report the nomination of Ted Olson, to be Solicitor General of the United States, by a tie vote of 9–9. **Page S5531**

**Messages from the President:** Senate received the following message from the President of the United States:

Transmitting, pursuant to law, a report relative to the national emergency with respect to the Government of Liberia; to the Committee on Banking, Housing, and Urban Affairs. (PM–22) **Pages S5537–38**

**Nominations Confirmed:** Senate discharged the Committee on Foreign Relations from further consideration and confirmed the following nomination:

By a unanimous vote of 99 yeas (Vote No. EX. 166), Howard H. Baker, Jr., of Tennessee, to be Ambassador to Japan. **Pages S5542, S5561–69, S5570**

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

Ronald Rosenfeld, of Maryland, to be President, Government National Mortgage Association.

William Gerry Myers III, of Idaho, to be Solicitor of the Department of the Interior.

Robert D. Blackwill, of Kansas, to be Ambassador to India.

Anthony Horace Gioia, of New York, to be Ambassador to the Republic of Malta.

J. Robert Flores, of Virginia, to be Administrator of the Office of Juvenile Justice and Delinquency Prevention.

William J. Riley, of Nebraska, to be United States Circuit Judge for the Eighth Circuit.

	<b>Pages S5569–70</b>
<b>Executive Communications:</b>	<b>Pages S5538–39</b>
<b>Petitions and Memorials:</b>	<b>Pages S5539–41</b>
<b>Executive Reports of Committees:</b>	<b>Pages S5541–42</b>
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<b>Amendments Submitted:</b>	<b>Pages S5553–60</b>
<b>Additional Statements:</b>	<b>Pages S5535–37</b>
<b>Notices of Hearings:</b>	<b>Pages S5560–61</b>
<b>Authority for Committees:</b>	<b>Page S5561</b>

**Record Votes:** Eight record votes were taken today. (Total—166) **Pages S5490–95, S5499, S5522, S5569**

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 5:57 p.m., until 10 a.m., on Thursday, May 24, 2001. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5569.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense concluded hearings on proposed budget estimates for fiscal year 2002 for the Department of Defense and related programs, after receiving testimony from certain public witnesses.

### APPROPRIATIONS—NATIONAL INSTITUTES OF HEALTH

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education concluded hearings on proposed budget estimates for fiscal year 2002 for the National Institutes of Health, after receiving testimony from Ruth L. Kirschstein, Acting Director, National Institutes of Health, Department of Health and Human Services, who was accompanied by several of her associates.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the nominations of Alphonso R. Jackson, of Texas, to be Deputy Secretary, Richard A. Hauser, of Maryland, to be General Counsel, John Charles Weicher, of the District of Columbia, to be Assistant Secretary and serve as Federal Housing Commissioner, and Romolo A.

Bernardi, of New York, to be an Assistant Secretary, all of the Department of Housing and Urban Development.

### BOXING INDUSTRY REFORM

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings to examine the impact of past legislation on the professional boxing industry, and whether additional federal, state, and private sector reforms, including the establishment of a centralized association or league, a boxers union, a promoters and managers collective, and consistent state regulations among the state athletic commissions, are needed to further improve the sport, after receiving testimony from Roy Jones, Jr., Pensacola, Florida, on behalf of the Jones House; Edwin Homansky, Valley Hospital Medical Center, Dan Goossen, America Presents Boxing, and Kirk D. Hendrick, Jones Vargas, all of Las Vegas, Nevada; Greg Sirb, Association of Boxing Commissions, Harrisburg, Pennsylvania; and Patrick C. English, Dimes and English, Clifton, New Jersey.

### CARBON SEQUESTRATION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space concluded hearings to examine issues relating to the capture, separation and storage or reuse of excess carbon, known as carbon sequestration, in order to stabilize and ultimately reduce concentrations of carbon emissions in the atmosphere, including soil carbon measurement processes, methods used to measure soil carbon changes, and the research related to such measurements, after receiving testimony from John M. Kimble, Research Soil Scientist, Natural Resources Conservation Service, Department of Agriculture; Dale E. Heydlauff, American Electric Power Company, Columbus, Ohio; John Kadyszewski, Winrock International, Morrilton, Arkansas; Michael J. Coda, Nature Conservancy, Arlington, Virginia; and Robert Bonnie, Environmental Defense, Washington, D.C.

### BUSINESS MEETING

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following business items:

S. 507, to implement further the Act (Public Law 94–241) approving the covenant to establish a commonwealth of the Northern Mariana Islands in Political Union with the United States of America; and

The nominations of Patrick Henry Wood III, of Texas, and Nora Mead Brownell, of Pennsylvania, each to be a Member of the Federal Energy Regulatory Commission, Lee Sarah Liberman Otis, of Virginia, to be General Counsel, and Jessie Hill Roberson, of Alabama, to be an Assistant Secretary