

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S383–S439*

**Measures Introduced:** One bill was introduced, as follows: S. 1913. **Page S425**

**Measures Reported:**

Special Report entitled “History, Jurisdiction, and a Summary of Activities of the Committee on Energy and Natural Resources during the 106th Congress”. (S. Rept. No. 107–135) **Page S425**

**Measures Passed:**

**Adoption Tax Credit:** Senate passed H.R. 622, to provide for temporary unemployment compensation, after taking action on the following amendments proposed thereto: **Pages S391–92**

**Adopted:**

Daschle Amendment No. 2819, in the nature of a substitute, to provide for a program of temporary extended unemployment compensation. **Pages S393–95**

Levin (for Daschle) Amendment No. 2820, to amend the title of the bill. **Page S395**

**Withdrawn:**

Daschle/Baucus Amendment No. 2698, in the nature of a substitute. **Page S391**

Reid (for Baucus) Amendment No. 2721 (to Amendment No. 2698), to provide emergency agriculture assistance. **Page S391**

Hatch/Bennett Amendment No. 2724 (to the language proposed to be stricken by Amendment No. 2698), to amend the Internal Revenue Code of 1986 to allow the carryback of certain net operating losses for 7 years. **Page S391**

Domenici Amendment No. 2723 (to the language proposed to be stricken by Amendment No. 2698), to provide for a payroll tax holiday. **Page S391**

Allard/Hatch/Allen Amendment No. 2722 (to the language proposed to be stricken by Amendment No. 2698), to amend the Internal Revenue Code of 1986 to permanently extend the research credit and to increase the rates of the alternative incremental credit. **Page S391**

Smith (NH) Amendment No. 2732 (to the language proposed to be stricken by Amendment No.

2698), to provide a waiver of the early withdrawal penalty for distributions from qualified retirement plans to individuals called to active duty during the national emergency declared by the President on September 14, 2001. **Page S391**

Smith (NH) Amendment No. 2733 (to the language proposed to be stricken by Amendment No. 2698), to prohibit a State from imposing a discriminatory tax on income earned within such State by nonresidents of such State. **Page S391**

Smith (NH) Amendment No. 2734 (to the language proposed to be stricken by Amendment No. 2698), to provide that tips received for certain services shall not be subject to income or employment taxes. **Page S391**

Smith (NH) Amendment No. 2735 (to the language proposed to be stricken by Amendment No. 2698), to allow a deduction for real property taxes whether or not the taxpayer itemizes other deductions. **Page S391**

Sessions Amendment No. 2736 (to the language proposed to be stricken by Amendment No. 2698), to amend the Internal Revenue Code of 1986 to provide tax incentives for economic recovery and provide for the payment of emergency extended unemployment compensation. **Page S391**

Grassley (for McCain) Amendment No. 2700 (to the language proposed to be stricken by Amendment No. 2698), to amend the Internal Revenue Code of 1986 to provide a special rule for members of the uniformed services and Foreign Service in determining the exclusion of gain from the sale of a principal residence. **Pages S391–92**

Kyl Amendment No. 2758 (to the language proposed to be stricken by Amendment No. 2698), to remove the sunset on the repeal of the estate tax. **Page S392**

Reid Modified Amendment No. 2764 (to Amendment No. 2698), to amend the Internal Revenue Code of 1986 to provide a refundable credit for recreational travel, and to modify the business expense limits. **Page S392**

Reid (for Durbin) Amendment No. 2766 (to Amendment No. 2698), to provide enhanced unemployment compensation benefits. **Page S392**

Lincoln Amendment No. 2767 (to Amendment No. 2698), to delay until at least June 30, 2002, any changes in Medicaid regulations that modify the Medicaid upper payment limit for non-State Government-owned or operated hospitals. **Page S392**

Thomas Amendment No. 2728 (to the language proposed to be stricken by Amendment No. 2698), to amend the Internal Revenue Code of 1986 to modify the qualified small issue bond provisions. **Page S392**

Craig Amendment No. 2770 (to the language proposed to be stricken by Amendment No. 2698), to amend the Internal Revenue Code of 1986 to expand the availability of Archer medical savings accounts. **Page S392**

Grassley Amendment No. 2773 (to the language proposed to be stricken by Amendment No. 2698), to provide tax incentives for economic recovery and assistance to displaced workers. **Page S392**

Sessions (for Kyl) Amendment No. 2807 (to Amendment No. 2721), to remove the sunset on the repeal of the estate tax. **Page S392**

Dorgan Amendment No. 2808 (to Amendment No. 2764), to preserve the continued viability of the United States travel industry. **Page S392**

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

By 56 yeas to 39 nays (Vote No. 13), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected the motion to close further debate on Daschle/Baucus Amendment No. 2698, listed above. **Page S392**

By 48 yeas to 47 nays (Vote No. 14), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected the motion to close further debate on Grassley Amendment No. 2773 (to the language proposed to be stricken by Amendment No. 2698), listed above. **Page S392**

**Fairness for Foster Care Families:** Senate passed H.R. 586, to amend the Internal Revenue Code of 1986 to provide that the exclusion from gross income for foster care payments shall also apply to payments by qualified placement agencies, after agreeing to the following amendment proposed thereto: **Pages S432–36**

Reid (for Landrieu) Amendment No. 2823, to accelerate the effective date for expansion of adoption tax credit and adoption assistance programs. **Page S432**

**Stroke Treatment and Ongoing Prevention:** Senate passed S. 1274, to amend the Public Health Service Act to provide programs for the prevention, treatment, and rehabilitation of stroke, after agreeing to the following amendment proposed thereto: **Page S432**

Reid (for Kennedy/Frist) Amendment No. 2824, to make certain technical corrections. **Page S432**

**Community Access to Emergency Defibrillations:** Senate passed S. 1275, to amend the Public Health Service Act to provide grants for public access defibrillation programs and public access defibrillation demonstration projects, after agreeing to a committee amendment. **Pages S436–37**

**Ronald Reagan Birthday Recognition:** Senate passed H.J. Res. 82, recognizing the 91st birthday of Ronald Reagan. **Page S437**

**Federal Farm Bill:** Senate resumed consideration of S. 1731, to strengthen the safety net for agricultural producers, to enhance resource conservation and rural development, to provide for farm credit, agricultural research, nutrition, and related programs, to ensure consumers abundant food and fiber, taking action on the following amendments proposed thereto: **Pages S402–25**

Adopted:

By 82 yeas to 14 nays (Vote No. 16), Harkin Modified Amendment No. 2604 (to Amendment No. 2471), to apply the Packers and Stockyards Act, 1921, to livestock production contracts and to provide parties to the contract the right to discuss the contract with certain individuals. **Pages S417–18**

Rejected:

By 44 yeas to 52 nays (Vote No. 15), Wellstone Modified Amendment No. 2602 (to Amendment No. 2471), to insert in the environmental quality incentives program provisions relating to confined livestock feeding operations and to a payment limitation. **Pages S408–17**

Withdrawn:

Burns Modified Amendment No. 2607 (to Amendment No. 2471), to establish a per-farm limitation on land enrolled in the conservation reserve program. **Pages S402–13**

Burns Modified Amendment No. 2608 (to Amendment No. 2471), to direct the Secretary of Agriculture to establish certain per-acre values for payments for different categories of land enrolled in the conservation reserve program. **Pages S402–13**

Pending:

Daschle (for Harkin) Amendment No. 2471, in the nature of a substitute. **Pages S402–23**

Daschle motion to reconsider the vote (Vote No. 377–107th Congress, 1st Session) by which the second motion to invoke cloture on Daschle (for Harkin) Amendment No. 2471 (listed above) was not agreed to.

Durbin/Lugar Modified Amendment No. 2821, to restrict commodity and crop insurance payments to land that has a cropping history and to restore food

stamp benefits to legal immigrants who have lived in the United States for 5 years of more.

**Pages S419–423**

A unanimous-consent-time agreement was reached providing for further consideration of the bill at 10 a.m., on Thursday, February 7, with 5 minutes of closing debate on Durbin/Lugar Modified Amendment No. 2821 (listed above), followed by a vote on or in relation to the amendment. Further, additional votes are expected in relation to certain amendments to be proposed thereto.

**Page S437**

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

Todd Walther Dillard, of Maryland, to be United States Marshal for the Superior Court of the District of Columbia for the term of four years. (Reappointment)

Warren Douglas Anderson, of South Dakota, to be United States Marshal for the District of South Dakota for the term of four years.

James Loren Kennedy, of Indiana, to be United States Marshal for the Southern District of Indiana for the term of four years.

Theophile Alceste Duroncelet, of Louisiana, to be United States Marshal for the Eastern District of Louisiana for the term of four years, United States Marshal for the Eastern District of Louisiana for the term of four years.

James Thomas Plousis, of New Jersey, to be United States Marshal for the District of New Jersey for the term of four years.

James Joseph Parmley, of New York, to be United States Marshal for the Northern District of New York for the term of four years.

Charles R. Reavis, of North Carolina, to be United States Marshal for the Eastern District of North Carolina for the term of four years.

Timothy Dewayne Welch, of Oklahoma, to be United States Marshal for the Northern District of Oklahoma for the term of four years.

Michael Robert Regan, of Pennsylvania, to be United States Marshal for the Middle District of Pennsylvania for the term of four years.

Jesse Seroyer, Jr., of Alabama, to be United States Marshal for the Middle District of Alabama for the term of four years.

Robert H. Roswell, of Florida, to be Under Secretary for Health of the Department of Veterans Affairs for a term of four years.

1 Navy nomination in the rank of Judge Advocate General.

Routine lists in the Army.

**Pages S438–39**

**Messages From the House:**

**Page S425**

**Measures Referred:**

**Page S425**

**Additional Cosponsors:**

**Pages S425–26**

**Statements on Introduced Bills/Resolutions:**

**Page S425**

**Amendments Submitted:**

**Pages S426–31**

**Authority for Committees to Meet:**

**Page S431**

**Privilege of the Floor:**

**Page S432**

**Record Votes:** Four record votes were taken today. (Total—16)

**Pages S392, S392, S417, S418**

**Adjournment:** Senate met at 10:30 a.m., and adjourned at 6:29 p.m., until 10 a.m., on Thursday, February 7, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages S437–38).

## Committee Meetings

*(Committees not listed did not meet)*

### FINANCIAL LITERACY

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings to examine the status of financial literacy and learning for American consumers, focusing on Federal, State, public and private efforts to develop a national strategy to promote consumer financial education, after receiving testimony from former Representative Susan Molinari, on behalf of the Americans for Consumer Education and Competition; Denise Voigt Crawford, Texas State Securities Board, Austin; and Stephen Brobeck, Consumer Federation of America, H. Patrick Swygert, Howard University, on behalf of the Historically Black Colleges and Universities, Don M. Blandin, American Savings Education Council, Esther Canja, American Association of Retired Persons, and Raul Yzaguirre, National Council of La Raza, all of Washington, D.C.

### 2003 BUDGET

*Committee on the Budget:* Committee continued hearings on the President's proposed budget request for fiscal year 2003, focusing on security, economic, and long-term fiscal challenges, receiving testimony from Jacob J. Lew, former Director, Office of Management and Budget; and Robert L. Bixby, The Concord Coalition, Washington, D.C.

Hearings continue tomorrow.

### NATIONAL ENERGY SECURITY

*Committee on Energy and Natural Resources:* Committee concluded hearings to examine the effects of certain provisions to repeal the Public Utility Holding Company Act (PUHCA) of 1935, contained in S. 1766, Energy Policy Act (pending on Senate calendar), on energy markets and energy consumers, and whether recent events in the Enron bankruptcy