

# Daily Digest

## Highlights

The House passed H.R. 2341, Class Action Fairness Act.

## Senate

### Chamber Action

#### Routine Proceedings, pages S1799–S1870

**Measures Introduced:** Two bills were introduced, as follows: S. 2011–2012. **Page S1857**

**Energy Policy Act:** Senate continued consideration of S. 517, to authorize funding for the Department of Energy to enhance its mission areas through technology transfer and partnerships for fiscal years 2002 through 2006, taking action on the following amendments proposed thereto:

**Pages S1805–40, S1841–50**

Adopted:

By 62 yeas to 38 nays (Vote No. 47), Levin Amendment No. 2997 (to Amendment No. 2917), to provide alternative provisions to better encourage increased use of alternative fueled and hybrid vehicles. **Pages S1812–28**

By 56 yeas to 44 nays (Vote No. 48), Miller Amendment No. 2998 (to Amendment No. 2917), to prohibit the increase of the average fuel economy standard for pickup trucks. **Page S1830**

Thomas/Bingaman/Murkowski Amendment No. 3000 (to Amendment No. 2917), to clarify FERC merger market-based rate, and refund authority, and to strike the transmission interconnection provision. **Pages S1835–36**

Thomas/Bingaman/Murkowski Amendment No. 3001 (to Amendment No. 2917), to clarify provisions on access to transmission by intermittent generators and make conforming changes. **Pages S1836–37**

Thomas/Bingaman/Murkowski Amendment No. 3002 (to Amendment No. 2917), to require states to consider requiring time-of-use metering. **Page S1837**

Thomas/Bingaman/Murkowski Amendment No. 3003 (to Amendment No. 2917), to require states to consider adopting the federal net metering standard. **Page S1837**

Thomas/Bingaman/Murkowski Amendment No. 3004 (to Amendment No. 2917), to clarify state authority to protect electric consumers. **Page S1837**

Thomas/Bingaman/Murkowski Amendment No. 3005 (to Amendment No. 2917), to clarify the requirement for the federal government to purchase renewable fuels. **Pages S1837–38**

Thomas/Bingaman/Murkowski Amendment No. 3006 (to Amendment No. 2917), to make conforming changes in the table of contents. **Page S1838**

Campbell/Brownback Amendment No. 3007 (to Amendment No. 2917), to strike the section establishing a program to provide assistance for State programs to retire fuel-inefficient motor vehicles. **Pages S1838–40, S1841–43, S1845–46**

Domenici Amendment No. 3009 (to Amendment No. 2917), to establish an Office within the Department of Energy to explore alternative management strategies for spent nuclear fuel. **Pages S1846–47**

Bingaman (for Landrieu) Amendment No. 3010 (to Amendment No. 2917), to include biobased polymers and chemicals in the biofuels program. **Page S1848**

Bingaman (for Landrieu) Amendment No. 3011 (to Amendment No. 2917), to direct the Secretary of Energy to study designs for high temperature hydrogen-producing nuclear reactors. **Page S1848**

Pending:

Daschle/Bingaman Further Modified Amendment No. 2917, in the nature of a substitute. **Page S1805**

Feinstein Amendment No. 2989 (to Amendment No. 2917), to provide regulatory oversight over energy trading markets. **Page S1805**

Kerry/McCain Amendment No. 2999 (to Amendment No. 2917), to provide for increased average fuel economy standards for passenger automobiles and light trucks. **Pages S1830–34**

A unanimous-consent agreement was reached providing for the recognition of Senator Thomas to offer an amendment with respect to reliability, on Thursday, March 14, 2002. **Page S1867**

**Campaign Finance Reform:** Senate began consideration of the motion to proceed to consideration of

H.R. 2356, to amend the Federal Election Campaign Act of 1971 to provide bipartisan campaign reform.

Page S1840

A motion was entered to close further debate on the motion to proceed to consideration of the bill and, in accordance with the provisions of the Standing Rules of the Senate, a cloture vote will occur on Friday, March 15, 2002.

Page S1840

Subsequently, the motion to proceed to consideration of the bill was withdrawn.

Page S1840

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

Transmitting, pursuant to law, the Periodic Report on the National Emergency with Respect to Iran; to the Committee on Banking, Housing, and Urban Affairs. (PM-75)

Page S1856

Transmitting, pursuant to law, a report concerning the continuation of the National Emergency with Respect to Iran beyond March 15, 2002; to the Committee on Banking, Housing, and Urban Affairs. (PM-76)

Page S1856

**Nominations Confirmed:** Senate confirmed the following nominations:

Louis Kincannon, of Virginia, to be Director of the Census.

Jeanette J. Clark, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Page S1870

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

Harold D. Stratton, of New Mexico, to be Chairman of the Consumer Product Safety Commission.

Harold D. Stratton, of New Mexico, to be a Commissioner of the Consumer Product Safety Commission for the remainder of the term expiring October 26, 2006.

David A. Gross, of Maryland, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary of State for International Communications and Information Policy in the Bureau of Economic and Business Affairs and U.S. Coordinator for International Communications and Information Policy.

Michael Pack, of Maryland, to be a Member of the National Council on the Humanities for a term expiring January 26, 2004.

David Phillip Gonzales, of Arizona, to be United States Marshal for the District of Arizona for the term of four years.

Edward Zahren, of Colorado, to be United States Marshal for the District of Colorado for the term of four years.

Charles M. Sheer, of Missouri, to be United States Marshal for the Western District of Missouri for the term of four years.

Gorden Edward Eden, Jr., of New Mexico, to be United States Marshal for the District of New Mexico for the term of four years.

John Lee Moore, of Texas, to be United States Marshal for the Eastern District of Texas for the term of four years.

William P. Kruziki, of Wisconsin, to be United States Marshal for the Eastern District of Wisconsin for the term of four years.

2 Air Force nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

Routine lists in the Air Force, Army. Page S1869

**Messages From the House:** Page S1857

**Measures Referred:** Page S1857

**Measures Read First Time:** Page S1867

**Executive Communications:** Page S1857

**Additional Cosponsors:** Pages S1857-58

**Statements on Introduced Bills/Resolutions:** Page S1858

**Additional Statements:** Pages S1855-56

**Amendments Submitted:** Pages S1857-66

**Authority for Committees to Meet:** Pages S1866-67

**Privilege of the Floor:** Page S1867

**Record Votes:** Two record votes were taken today. (Total-48) Pages S1827-28, S1830

**Adjournment:** Senate met at 9 a.m., and adjourned at 5:48 p.m., until 9:30 a.m., on Thursday, March 14, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S1869).

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS—COMMERCE

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State, and the Judiciary concluded hearings on proposed budget estimates for fiscal year 2003 for the Department of Commerce, after receiving testimony from Donald L. Evans, Secretary of Commerce.

### APPROPRIATIONS—LIBRARY OF CONGRESS/CRS

*Committee on Appropriations:* Subcommittee on Legislative Branch concluded hearings on proposed budget estimates for fiscal year 2003, after receiving testimony in behalf of funds for their respective activities

from James H. Billington, Librarian of Congress, Donald L. Scott, Deputy Librarian of Congress, and Daniel P. Mulhollan, Director, Congressional Research Service, all of the Library of Congress.

#### APPROPRIATIONS—HOUSING AND URBAN DEVELOPMENT

*Committee on Appropriations:* Subcommittee on VA, HUD, and Independent Agencies concluded hearings on proposed budget estimates for fiscal year 2003 for the Department of Housing and Urban Development, after receiving testimony from Mel Martinez, Secretary of Housing and Urban Development.

#### DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Personnel concluded hearings on proposed legislation authorizing funds for fiscal year 2003 for the Department of Defense Health Program, after receiving testimony from William Winkenwerder, Jr., Assistant Secretary for Health Affairs and Thomas F. Carrato, Executive Director, TRICARE Management Activity, both of the Department of Defense; Rear Adm. (Lower Half) Richard A. Mayo, USN, Command Surgeon for the United States Pacific Command; Brig. Gen. Charles B. Green, USAF, Command Surgeon for the United States Transportation Command; Col. Ronald A. Maul, USA, Command Surgeon for the United States Central Command; Capt. Richard B. Hall II, USN, Command Surgeon for the United States European Command; and Col. Stephen L. Jones, USA, Command Surgeon for the United States Southern Command.

#### DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Strategic concluded hearings on proposed legislation authorizing funds for fiscal year 2003 for the Department of Defense and the Future Years Defense Program, focusing on Ballistic Missile Defense acquisition policy and oversight, after receiving testimony from E. C. Aldridge, Under Secretary for Acquisition, Technology and Logistics, Thomas P. Christie, Director of Operational Test and Evaluation, and Lt. Gen. Ronald T. Kadish, USAF, Director, Missile Defense Agency, all of the Department of Defense.

#### TRANSPORTATION EQUITY ACT

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded oversight hearings on the implementation and reauthorization of the public transportation provisions of the Transportation Equity Act for the 21st Century (TEA-21) (105-178), after receiving testimony from Norman Y. Mineta, Secretary of Transportation; John English, Utah Transit Authority, Salt Lake City; and William W. Millar,

American Public Transportation Association, and Dale J. Marsico, Community Transportation Association of America, both of Washington, D.C.

#### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Robert Watson Cobb, of Maryland, to be Inspector General, National Aeronautics and Space Administration, after the nominee testified and answered questions in his own behalf.

#### GREENHOUSE GAS EMISSIONS

*Committee on Environment and Public Works:* Committee concluded hearings to examine the economic and environmental risks associated with increasing greenhouse gas emissions, focusing on the potential impact of growing anthropogenic emissions of greenhouse gases into the atmosphere, after receiving testimony from F. Sherwood Rowland, University of California, Irvine Department of Chemistry, Irvine; Roger A. Pielke, Jr., University of Colorado Center for Science and Technology Policy Research, Boulder; David R. Legates, University of Delaware Center for Climatic Research, Newark; Sallie Baliunas, Harvard-Smithsonian Center for Astrophysics, Cambridge, Massachusetts; Martin Whittaker, Innovest Strategic Value Advisors, Inc., Ontario, Canada; and Jack D. Cogen, Natsource, New York, New York.

#### WAR ON TERRORISM

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the war on terrorism from Richard L. Armitage, Deputy Secretary of State.

#### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Robert Patrick John Finn, of New York, to be Ambassador to Afghanistan, after the nominee testified and answered questions in his own behalf.

#### PUBLIC HEALTH/NATURAL RESOURCES

*Committee on Governmental Affairs:* Committee concluded hearings to examine the Federal implementation of environmental laws as they apply to public health and natural resources, after receiving testimony from Connecticut Attorney General Richard Blumenthal, Hartford; Richard J. Dove, Waterkeeper Alliance, New Bern, North Carolina; Kenneth Green, Reason Public Policy Institute, Los Angeles, California; Donald Newhouse, Guardians of the Rural Environment, Yarnell, Arizona; Hope Sieck, Greater Yellowstone Coalition, Bozeman, Montana; and Stephen C. Torbit, National Wildlife Federation Rocky Mountain Natural Resource Center, Boulder,

Colorado, on behalf of the Wyoming Outdoor Council and Biodiversity Associates.

## DRUGS AND TERRORISM

*Committee on the Judiciary:* Subcommittee on Technology, Terrorism, and Government Information concluded hearings to examine the worldwide connection between drugs and terrorism, focusing on identification and investigation of criminal and terrorist groups, after receiving testimony from Asa Hutchinson, Administrator, Drug Enforcement Administration, Department of Justice; Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; R. Rand Beers, Assistant Secretary, Bureau for International Narcotics and Law Enforcement Affairs, and Francis X. Taylor, Coordinator for Counter Terrorism, both of the Depart-

ment of State; Curtis W. Kamman, former U.S. Ambassador to Colombia; and R. Grant Smith, Johns Hopkins University School of Advanced International Studies/Central Asia Caucasus Institute, Washington, D.C., former U. S. Ambassador to Tajikistan, Michael Shifter, Georgetown University School of Foreign Service Center for Latin American Studies, and Martha Brill Olcott, Carnegie Endowment for International Peace, all of Washington, D.C.

## INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

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# House of Representatives

## *Chamber Action*

**Measures Introduced:** 13 public bills, H.R. 3951–3963; 1 private bill, H.R. 3964 and; 3 resolutions, H. Con. Res. 349, and H. Res. 368–369 were introduced. **Pages H906–07**

**Reports Filed:** No reports were filed today.

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he appointed Representative Simpson to act as Speaker pro tempore for today. **Page H835**

**Guest Chaplain:** The prayer was offered by the guest Chaplain, LCDR Bryan K. Finch, Chaplain, U.S. Coast Guard Training Center, Yorktown, Virginia. **Pages H835–36**

**Journal Vote:** Agreed to the Speaker's approval of the Journal of Tuesday, March 12 by a yea-and-nay vote of 355 yeas to 45 nays with 1 voting "present," Roll No. 54. **Pages H837–38**

**Presidential Messages:** Read the following messages from the President:

***Continuation of National Emergency re Iran:*** Message wherein he transmitted a notice stating that it is necessary to continue the national emergency declared with respect to Iran and maintain in force comprehensive sanctions against Iran to respond to this threat—referred to the Committee on International Relations and ordered printed (H. Doc. 107–187); and **Pages H846–47**

***Six Month Periodic Report on National Emergency re Iran:*** Message wherein he transmitted a 6-

month periodic report on the national emergency with respect to Iran that was declared in Executive Order 12957 of March 15, 1995—referred to the Committee on International Relations and ordered printed (H. Doc. 107–188). **Page H847**

**Class Action Fairness Act:** The House passed H.R. 2341, to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, to outlaw certain practices that provide inadequate settlements for class members, to assure that attorneys do not receive a disproportionate amount of settlements at the expense of class members, to provide for clearer and simpler information in class action settlement notices, to assure prompt consideration of interstate class actions, to amend title 28, United States Code, and to allow the application of the principles of Federal diversity jurisdiction to interstate class actions by a yea-and-nay vote of 233 yeas to 190 nays, Roll No. 62. **Pages H885–86**

Rejected the Sandlin of Texas motion to recommit the bill to the Committee on the Judiciary with instructions to report it back with an amendment that prohibits defendants who are knowing participants in conspiracies to hijack aircraft or commit acts of terrorism to remove a class action to Federal court by a recorded vote of 191 yeas to 235 noes, Roll No. 61. **Pages H884–85**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill, H. Rept.

107–370, was considered as an original bill for the purpose of amendment. **Page H857**

Agreed To:

Nadler amendment No. 2, printed in H. Rept. 107–375, as modified, that prohibits any order, opinion, or record of the court from being sealed or subjected to a protective order unless the court finds that the sealing or protective order is narrowly tailored, consistent with the protection of public health and safety, and is in the public interest;

**Pages H859–60**

Keller amendment No. 4, printed in H. Rept. 107–375, as modified, that requires courts with jurisdiction over a plaintiff class action to disclose their fees to each plaintiff if there is a settlement or judgment for the plaintiffs; and **Page H863**

Hart amendment No. 9, printed in H. Rept. 107–375, as modified, that directs the Judicial Conference of the United States with the assistance of the Director of the Federal Judicial Center and the Director of the Administrative Office of the United States Courts to prepare and transmit to the Committees on the Judiciary of the Senate and House of Representatives a report on class action settlements in the Federal courts, within 12 months after the date of enactment. **Pages H879–82**

Rejected:

Waters amendment No. 3, printed in H. Rept. 107–375, as modified, that sought to deem a party in a class action suit as admitting any fact with respect to which a discovery order was issued when that party withholds or destroys material subject to the order (rejected by a recorded vote of 174 ayes to 251 noes, Roll No. 56); **Page H872**

Lofgren amendment No. 5, printed in H. Rept. 107–375, as modified, that sought to strike the provision that deems a civil action to be a class action if the plaintiff acts for the interests of its members (who are not named parties to the action) or for the interests of the general public, seeks a remedy of damages, restitution, disgorgement, or any other form of monetary relief, and is not a State attorney general (rejected by a recorded vote of 194 ayes to 231 noes, Roll No.57); **Pages H872–73**

Conyers amendment No. 6, printed in H. Rept. 107–375, as modified, that sought to treat a foreign corporation which acquires a domestic corporation as being incorporated in the State where the domestic corporation was organized (rejected by a recorded vote of 202 ayes to 223 noes, Roll No.58);

**Pages H873–74**

Jackson-Lee amendment No. 7, printed in H. Rept. 107–375, as modified, that sought to prohibit a party from removing a class action to a district court if the party has been found by a court to have knowingly altered, destroyed, or misrepresented

records or documents (rejected by a recorded vote of 177 ayes to 248 noes, Roll No. 59); and

**Pages H882–83**

Frank amendment No. 8, printed in H. Rept. 107–375, as modified, that sought to require Federal courts which refuse to certify a class action under rule 23 of the Federal rules of Civil Procedure to remand all aspects of the action to the State court from which it was removed (rejected by a recorded vote of 191 ayes to 234 noes, Roll No. 60).

**Pages H883–84**

H. Res. 367, the rule that provided for consideration of the bill was agreed to by voice vote. Earlier, agreed to order the previous question by a yea-and-nay vote of 221 yeas to 198 nays, Roll No. 55.

**Page H846**

**Discharge Petition:** Pursuant to Clause 2 of Rule XV, Representative Israel filed a motion to discharge the Committee on Rules from the consideration of H. Res. 352, providing for consideration of H.R. 3341, to provide a short-term enhanced safety net for Americans losing their jobs and to provide our Nation's economy with a necessary boost.

**Quorum Calls—Votes:** Three yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages H837–38, H846, H872, H872–73, H873–74, H882–83, H883–84, H885, and H885–86. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 9:12 p.m.

## *Committee Meetings*

### AGRICULTURE, RURAL DEVELOPMENT, AND FDA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, Food and Drug Administration and Related Agencies held a hearing on Farm and Foreign Agricultural Services. Testimony was heard from the following officials of the USDA: Stephen B. Dewhurst, Budget Officer; J. B. Penn, Under Secretary, Farm and Foreign Agricultural Services; James Little, Administrator, Farm Service Agency; Ross Davidson, Administrator, Risk Management Agency; Ellen Terpstra, Administrator, Foreign Agricultural Service; and Mary Chambliss, Acting General Sales Manager.

### COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State and Judiciary held a hearing on

Supreme Court, and on Small Business Administration. Testimony was heard from the following Associate Justices of the Supreme Court: Anthony M. Kennedy; and Clarence Thomas; and Hector V. Barreto, Administrator, SBA.

#### **DEFENSE APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Defense held a hearing on Defense Transformation. Testimony was heard from the following officials of the Department of Defense: E. C. Aldridge, Under Secretary, Defense; and Vice Adm. Arthur Cebrowski, (Ret.) Director, Force Transformation.

#### **ENERGY AND WATER DEVELOPMENT APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Energy and Water Development held a hearing on Department of Energy-Science, Nuclear Energy and Renewable Energy. Testimony was heard from Robert Card, Under Secretary, Energy, Science and Environment, Department of Energy.

#### **FOREIGN OPERATIONS APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Administrator of Agency for International Development. Testimony was heard from Andrew S. Natsios, Administrator, AID, Department of State.

#### **INTERIOR APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Forest Service. Testimony was heard from Dale N. Bosworth, Chief, Forest Service, USDA.

#### **LABOR, HHS AND EDUCATION APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held a hearing on National Institutes of Health Fiscal Year 2003 Budget Overview. Testimony was heard from Ruth L. Kirschstein, M.D., Acting Director, NIH, Department of Health and Human Services.

#### **MILITARY CONSTRUCTION APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on Housing Privatization. Testimony was heard from the following officials of the Department of Defense: Ray Dubois, Deputy Under Secretary, Installations and Environment; Geoffrey Prosch, Principal Deputy Assistant Secretary, Department of the Army; H.T. Johnson, Assistant Secretary, Installations and Environment; and Jimmy Dishner, Deputy Secretary, Installations, both with the Department of the Navy.

#### **TRANSPORTATION APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on FAA. Testimony was heard from the following officials of the Department of Transportation: Kenneth M. Mead, Inspector General; and Jane F. Garvey, Administrator, FAA.

#### **TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service and General Government held a hearing on GSA, and on U.S. Postal Service. Testimony was heard from Stephen A. Perry, Administrator, GSA; and John E. Potter, Postmaster General and CEO, U.S. Postal Service.

#### **VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Veterans' Affairs, Housing and Urban Development, and Independent Agencies held a hearing on Office of Science Technology Policy, and on Department of Defense—Civil, Cemeterial Expenses, Army. Testimony was heard from John H. Marburger III, Director, Office of Science and Technology Policy; and Les Brownlee, Under Secretary, Department of the Army.

#### **ENERGY DEPARTMENT BUDGET REQUEST**

*Committee on Armed Services:* Held a hearing on the fiscal year 2003 Department of Energy budget request. Testimony was heard from Spencer Abraham, Secretary of Energy.

#### **NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST**

*Committee on Armed Services:* Subcommittee on Military Personnel held a hearing on the fiscal year 2002 National Defense Authorization budget request. Testimony was heard from the following officials of the Department of Defense: David S. Chu, Under Secretary, Personnel and Readiness; Lt. Gen. John M. LeMoyné, USA, Deputy Chief of Staff, U.S. Army; Vice Adm. Norbert R. Ryan, Jr., USN, Chief of Naval Personnel; and Lt. Gen. Garry L. Parks, USMC, Deputy Commandant, Manpower and Reserve Affairs, U.S. Marine Corps, both with the Department of the Navy; Lt. Gen. Richard E. Brown III, USAF, Deputy Chief of Staff, Personnel, US Air Force; Craig W. Duehring, Principal Deputy Assistant Secretary (Reserve Affairs); Lt. Gen. Russell C. Davis, USAF, Chief National Guard Bureau; Lt. Gen. Thomas J. Plewes, Chief, U.S. Army Reserve; Vice Adm. John B. Totushek, Chief, Naval Reserve; Lt. Gen. James E. Sherrard III, Chief, Air Force Reserve; Maj. Gen. Dennis M. McCarthy, Commander, Marine Forces Reserve; Lt. Gen. Roger C. Schultz,

Director, Army National Guard; Brig. Gen. David A. Brubaker, Deputy Director, Air National Guard; and representatives of veterans organizations.

### COMPETITIVE SOURCING

*Committee on Armed Services:* Subcommittee on Military Readiness held a hearing on competitive sourcing/outscouring/A-76 and strategic sourcing. Testimony was heard from Angela B. Styles, Administrator, Federal Procurement Policy, OMB; and the following officials of the Department of Defense: Michael M. Wynne, Principal Deputy Under Secretary (Acquisition, Technology and Logistics); Mario P. Fiori, Assistant Secretary (Installations and Environment), Department of the Army; H.T. Johnson, Assistant Secretary (Installations and Environment), Department of the Navy; and Michael Dominguez, Assistant Secretary (Manpower and Reserve Affairs), Department of the Air Force.

### BUDGET RESOLUTION FISCAL YEAR 2003

*Committee on the Budget:* Began markup of the Fiscal Year 2003 Budget Resolution.

### EDUCATION SCIENCES REFORM ACT

*Committee on Education and the Workforce:* Subcommittee on Education Reform approved for full Committee action, as amended, H.R. 3801, Education Sciences Reform Act of 2002.

### ASSESSING MENTAL HEALTH PARITY

*Committee on Education and the Workforce:* Subcommittee on Employer-Employee Relations held a hearing on "Assessing Mental Health Parity: Implications for Patients and Employers." Testimony was heard from Representatives Roukema and Kennedy of Rhode Island, and public witnesses.

### HHS HEALTH CARE PRIORITIES

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled "The 2003 Budget: A Review of the HHS Health Care Priorities." Testimony was heard from Tommy G. Thompson, Secretary of Health and Human Services.

### CORPORATE AND AUDITING ACCOUNTABILITY, RESPONSIBILITY, AND TRANSPARENCY ACT

*Committee on Financial Services:* Held a hearing on H.R. 3763, Corporate and Auditing Accountability, Responsibility, and Transparency Act of 2002. Testimony was heard from Roderick M. Hills, former Chairman, SEC; and public witnesses.

Hearings continue March 20.

### GOVERNMENT PURCHASE CARDS—USE AND ABUSE

*Committee on Government Reform:* Subcommittee on Government Efficiency, Financial Management, and Intergovernmental Affairs held a hearing on "The Use and Abuse of Government Purchase Cards." Testimony was heard from Senator Grassley; Gregory D. Kutz, Director, Financial Management and Assurance, GAO; and the following officials of the Department of Defense: Tina Jones, Deputy Under Secretary, Financial Management; Deidre A. Lee, Director, Defense Procurement, Office of the Under Secretary, Acquisition, Technology and Logistics; Capt. Patricia Miller, USN, Commanding Officer, Space and Naval Warfare Systems Center; and Capt. James Barrett; USN, Commanding Officer, Navy Public Works Center, both in San Diego, California; and a public witness.

### TRANSATLANTIC RELATIONS

*Committee on International Relations:* Subcommittee on Europe held a hearing on U.S. and Europe: The Bush Administration and Transatlantic Relations. Testimony was heard from A. Elizabeth Jones, Assistant Secretary, Bureau of European and Eurasian Affairs, Department of State.

### OVERSIGHT—KLAMATH RIVER BASIN THREATENED FISHES

*Committee on Resources:* Held an oversight hearing on the National Academy of Science Interim Report on Endangered and Threatened Fishes in the Klamath River Basin. Testimony was heard from Sue Ellen Wooldridge, Deputy Chief of Staff, Department of the Interior; William T. Hogarth, Assistant Administrator, Fisheries, National Marine Fisheries Service, NOAA, Department of Commerce; and a public witness.

### ENERGY PIPELINE RESEARCH, DEVELOPMENT, AND DEMONSTRATION ACT

*Committee on Science:* Subcommittee on Energy held a hearing on the Energy Pipeline Research, Development, and Demonstration Act. Testimony was heard from public witnesses.

### NSF BUDGET

*Committee on Science:* Subcommittee on Research held a hearing on the NSF Budget: How Should We Determine Future Levels? Testimony was from public witnesses.

**SUBSIDY RATE CALCULATION**

*Committee on Small Business:* Held a hearing on “Subsidy Rate Calculation: Unfair Tax on Small Business.” Testimony was heard from Nancy Dorn, Deputy Director, OMB; Hector V. Barreto, Jr., Administrator, SBA; and public witnesses.

**OVERSIGHT—PORT SECURITY**

*Committee on Transportation and Infrastructure:* Subcommittee on Coast Guard and Maritime Transportation held an oversight hearing on Port Security: Shipping Containers. Testimony was heard from Capt. Anthony Regalbuto, USCG, Chief, Port Security, U.S. Coast Guard, Department of Transportation; Richard Larrabee, Director, Port Commerce, Port Authority of New York and New Jersey; and public witnesses.

**WATER QUALITY FINANCING ACT**

*Committee on Transportation and Infrastructure:* Subcommittee on Water Resources and Environment held a hearing on the Water Quality Financing Act of 2002. Testimony was heard from Benjamin H. Grumbles, Deputy Assistant Administrator, Water, EPA; and public witnesses.

**DVA INFORMATION PROGRAM**

*Committee on Veterans' Affairs:* Subcommittee on Oversight and Investigations held a hearing on the Department of Veterans Affairs Information program, with a review of VA's integrated systems architecture plan, Veterans Benefits Administration's VETSNET program, information security, Veterans Health Administration's Decision Support Systems, and the Government Computer-Based Patient Record Program. Testimony was heard from David L. McClure, Director, Accounting and Information Management Issues, GAO; from the following officials of the Department of Veterans Affairs: Richard Griffin, Inspector General; and John A. Gauss, Assistant Secretary, Information Technology; and a public witness.

**BUDGET VIEWS AND ESTIMATES**

*Committee on Ways and Means:* Approved Committee Budget Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget.

**UNMANNED VEHICLE PROGRAMS**

*Permanent Select Committee on Intelligence:* Subcommittee on Technical and Tactical Intelligence met in executive session to hold a hearing on Unmanned Vehicle Programs. Testimony was heard from departmental witnesses.

**NEW PUBLIC LAWS**

(For last listing of Public Laws, see DAILY DIGEST of March 12, 2002, p. D215)

S. 1206, to reauthorize the Appalachian Regional Development Act of 1965. Signed on March 12, 2002. (Public Law 107-149)

H.R. 1892, to amend the Immigration and Nationality Act to provide for the acceptance of an affidavit of support from another eligible sponsor if the original sponsor has died and the Attorney General has determined for humanitarian reasons that the original sponsor's classification petition should not be revoked. Signed on March 13, 2002. (Public Law 107-150)

H.R. 3699, to revise certain grants for continuum of care assistance for homeless individual and families. Signed on March 13, 2002. (Public Law 107-151)

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**COMMITTEE MEETINGS FOR THURSDAY,  
MARCH 14, 2002**

(Committee meetings are open unless otherwise indicated)

**Senate**

*Special Committee on Aging:* to hold hearings to examine the current economy and its impact on seniors, focusing on funds for Medicaid, health, and senior services, 9:30 a.m., SD-628.

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies, to hold hearings to examine farm economy and rural sector issues, 10 a.m., SD-138.

Subcommittee on Treasury and General Government, to hold hearings on proposed budget estimates for fiscal year 2003 for the Department of the Treasury, 2 p.m., SD-138.

Subcommittee on Labor, Health and Human Services, and Education, to hold hearings on proposed budget estimates for fiscal year 2003 for the Department of Education, 2:30 p.m., SD-124.

Subcommittee on District of Columbia, to hold hearings to examine regional emergency planning for the Nation's Capital, 2:30 p.m., SD-192.

*Committee on Armed Services:* to hold hearings on proposed legislation authorizing funds for fiscal year 2003 for the Department of Defense, focusing on the atomic energy defense activities of the Department of Energy, 9:30 a.m., SH-216.

Subcommittee on Airland, to hold hearings to examine proposed legislation authorizing funds for fiscal year 2003 for the Department of Defense, focusing on Army modernization and transformation, 2:30 p.m., SR-222.

*Committee on Banking, Housing, and Urban Affairs:* to resume oversight hearings to examine accounting and investor protection issues raised by the Enron situation, and other public companies, focusing on the accounting profession, audit quality and independence, and formulation of accounting principles, 10 a.m., SD-538.

Full Committee, to hold hearings on the nominations of JoAnn Johnson, of Iowa, and Deborah Matz, of New York, each to be a Member of the National Credit Union Administration Board, 3 p.m., SD-538.

*Committee on Commerce, Science, and Transportation:* to hold hearings on S. 1991, to establish a national rail passenger transportation system, reauthorize Amtrak, and improve security and service on Amtrak, 9:30 a.m., SR-253.

*Committee on Finance:* Subcommittee on Health Care, to hold hearings to examine reimbursement and access to prescription drugs under Medicare Part B, 10 a.m., SD-215.

*Committee on Foreign Relations:* to hold hearings on the nomination of Richard Monroe Miles, of South Carolina, to be Ambassador to Georgia; the nomination of James W. Pardew, of Arkansas, to be Ambassador to the Republic of Bulgaria; the nomination of Peter Terpeluk, Jr., of Pennsylvania, to be Ambassador to Luxembourg; and the nomination of Lawrence E. Butler, of Maine, to be Ambassador to The Former Yugoslav Republic of Macedonia, 2 p.m., SD-419.

*Committee on Health, Education, Labor, and Pensions:* to hold hearings to examine the future of American steel, focusing on ensuring the viability of the industry and the health care and retirement security for workers, 2 p.m., SD-430.

*Committee on Indian Affairs:* to hold hearings on the President's budget request for Indian programs for fiscal year 2003, 10 a.m., SR-485.

*Committee on the Judiciary:* to hold hearings to examine competition, innovation, and public policy concerning digital creative works, 10 a.m., SD-106.

Full Committee, business meeting to consider S. 1356, to establish a commission to review the facts and circumstances surrounding injustices suffered by European Americans, Europeans Latin Americans, and European refugees during World War II; S. 924, to provide reliable officers, technology, education, community prosecutors, and training in our neighborhoods; S. Res. 207, designating March 31, 2002, and March 31, 2003, as "National Civilian Conservation Corps Day"; S. Res. 206, designating the week of March 17 through March 23, 2002 as "National Inhalants and Poison Prevention Week"; S. Res. 221, to commemorate and acknowledge the dedication and sacrifice made by the men and women who have lost their lives while serving as law enforcement officers; and pending nominations, 2 p.m., SD-106.

*Committee on Veterans' Affairs:* to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentations of the Gold Star Wives of America, the Fleet Reserve Association, the Air Force Sergeants Association, and the Retired Enlisted Association, 10 a.m., 345 Cannon Building.

Full Committee, to hold hearings on the nomination of Robert H. Roswell, of Florida, to be Under Secretary for Health, and the nomination of Daniel L. Cooper, of Pennsylvania, to be Under Secretary for Benefits, both of the Department of Veterans Affairs, 2 p.m., SR-418.

## House

*Committee on Appropriations,* Subcommittee on Agriculture, Rural Development, Food and Drug Administration and Related Agencies, on Food Safety and Inspection Service, 9:30 a.m., 2362A Rayburn.

Subcommittee on Commerce, Justice, State and Judiciary, on State Department-International Organizations, 10 a.m., and on NOAA, 2 p.m., H-309 Capitol.

Subcommittee on Defense, on Fiscal Year 2003 Army Budget Overview, 9:30 a.m., H-140 Capitol.

Subcommittee on Energy and Water Development, on Department of Energy-Nuclear Waste Management and Disposal, 10 a.m., 2362B Rayburn.

Subcommittee on Interior, oversight hearing on Bureau of Indian Affairs, and Office of Special Trustee for American Indians, 10 a.m., B-308 Rayburn.

Subcommittee on Labor, Health and Human Service and Education, on National Institutes of Health Panel: From Bench to Bedside and Beyond, 9:45 a.m., 2358 Rayburn.

Subcommittee on Transportation, on Member of Congress, 10 a.m., 2358 Rayburn.

Subcommittee on Treasury, Postal Service and General Government on OMB, 10 a.m., and on Executive Office of the President, 2 p.m., 2359 Rayburn.

Subcommittee on VA, HUD and Independent Agencies, on Community Development Financial Institutions, 10 a.m., and on National Institute of Environmental Health Services, 11 a.m., H-143 Capitol.

*Committee on Armed Services,* to continue hearings on the fiscal year 2003 National Defense Authorization budget request, 9:30 a.m., 2118 Rayburn.

Special Oversight Panel on the Merchant Marine, hearing on the fiscal year 2003 Maritime Administration Authorization budget request, 8 a.m., 2212 Rayburn.

Subcommittee on Military Readiness, hearing on environmental and encroachment issues, 2 p.m., 2118 Rayburn.

*Committee on Energy and Commerce,* Subcommittee on Oversight and Investigations, to continue hearings on the Financial Collapse of Enron Corp., focusing on Enron's inside and outside counsel, 10 a.m., 2322 Rayburn.

*Committee on Financial Services,* Subcommittee on Financial Institutions and Consumer Credit, hearing on the Financial Services Regulatory Relief Act of 2002, 9:30 a.m., 2128 Rayburn.

Subcommittee on Housing and Community Opportunity, to consider H.R. 2941, Brownfields Redevelopment Enhancement Act; followed by a hearing entitled "Review of the Community Development Block Grant Program," 10 a.m., 2220 Rayburn.

*Committee on Government Reform,* to consider the following: 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 participants age 50 or over; H.R. 3921, Acquisition Streamlining Improvement Act; the Federal Property Asset Management Reform Act of 2002; the Freedom to Telecommute Act of 2002; the Digital Tech Corps Act of 2001; and a draft report entitled "Justice Undone: Clemency Decisions in the Clinton White House," 10 a.m., 2154 Rayburn.

*Committee on International Relations*, hearing on the Afghanistan Freedom Support Act of 2002, 10 a.m., 2172 Rayburn.

*Committee on the Judiciary*, Subcommittee on Courts, the Internet, and Intellectual Property, oversight hearing on "Patent Law and Non-Profit Research Collaboration," 9 a.m., 2141 Rayburn.

Subcommittee on Crime, hearing on the Office of Justice Programs Part Three-Waste, Fraud and Abuse, 2 p.m., 2237 Rayburn.

*Committee on Resources*, Subcommittee on Energy and Mineral Resources, oversight hearing on "FY 2003 U.S. Geological Survey, Minerals Management Service and Office of Surface Mining Reclamation & Enforcement Budgets," 10 a.m., 1309 Longworth.

Subcommittee on Fisheries Conservation, Wildlife and Oceans, the Subcommittee on National Parks, Recreation and Public Lands and the Subcommittee on Forests and Forest Health, joint hearing on H.R. 3558, Species Protection and Conservation of the Environment Act, 10 a.m., 1334 Longworth.

*Committee on Science*, Subcommittee on Environment, Technology, and Standards, to mark up H.R. 3389, National Sea Grant College Program Act Amendments of 2002; followed by a hearing on Technology Administration: Review and Reauthorization, 10 a.m., 2318 Rayburn.

*Committee on Transportation and Infrastructure*, Subcommittee on Aviation and the Subcommittee on Railroads, joint oversight hearing on Reauthorization of the National Transportation Safety Board, 10 a.m., 2167 Rayburn.

Subcommittee on Coast Guard and Maritime Transportation, oversight hearing on Financial Responsibility for Port Security, 2 p.m., 2167 Rayburn.

*Committee on Ways and Means*, to mark up H.R. 3669, Employee Retirement Savings Bill of Rights, 9:30 a.m., 1100 Longworth.

Subcommittee on Health, hearing on Rationalizing Medicare Supplemental Insurance, 2:15 p.m., 1100 Longworth.

*Permanent Select Committee on Intelligence*, executive, meeting with a former member of the National Commission terrorism, 11:30 a.m., and, executive, meeting with the British House of Commons Northern Ireland Affairs Committee, 2:30 p.m.,

### Joint Meetings

*Joint Meetings*: Senate Committee on Veterans' Affairs, to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentations of the Gold Star Wives of America, the Fleet Reserve Association, the Air Force Sergeants Association, and the Retired Enlisted Association, 10 a.m., 345 Cannon Building.

*Next Meeting of the SENATE*

9:30 a.m., Thursday, March 14

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Thursday, March 14

## Senate Chamber

**Program for Thursday:** Senate will continue consideration of S. 517, Energy Policy Act.

## House Chamber

**Program for Thursday:** Consideration of H.R. 2146, Two Strikes and You're Out Child Protection Act (open rule, one hour of debate).

## Extensions of Remarks, as inserted in this issue

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