

Daily Digest

Highlights

The House agreed to resolutions commending the Men and Women of the District of Columbia National Guard, the Secret Service New York Field Office, and the Customs Service at 6 World Trade Center for their extraordinary service in response to the terrorist attacks of September 11.

Senate

Chamber Action

Routine Proceedings, pages S3111–S3231

Measures Introduced: Thirteen bills and five resolutions were introduced, as follows: S. 2222–2234, S. Res. 248–251, and S. Con. Res. 102. **Page S3165**

Measures Passed

Farmer Bankruptcy Bill: Senate passed H.R. 4167, to extend for 8 additional months the period for which chapter 12 of title 11 of the United States Code is reenacted, clearing the measure for the President. **Page S3225**

Canadian Soldiers Condolences: Senate agreed to S. Res. 250, extending sympathy and condolences to the families of the Canadian soldiers who were killed and the Canadian soldiers who were wounded on April 8, 2002 in Afghanistan, and to all of the Canadian people. **Page S3174**

Minority Membership Appointments: Senate agreed to S. Res. 251, making Minority party appointments for the Committees on Environment and Public Works and Governmental Affairs for 107th Congress. **Page S3174**

Notification and Federal Employee Anti-discrimination and Retaliation Act: Senate passed H.R. 169, to require that Federal agencies be accountable for violations of antidiscrimination and whistleblower protection laws; and to require that each Federal agency post quarterly on its public Web site, certain statistical data relating to Federal sector equal employment opportunity complaints filed with such agency, after agreeing to committee amendments, and the following amendments proposed thereto: **Pages S3226–28**

Reid (for Thompson) Amendment No. 3327, to provide for the General Accounting Office to conduct studies on the effects of the Act and of the Contract Disputes Act of 1978 (41 U.S.C. 601 note; Public Law 95–563) on operations of agencies. **Pages S3228–29**

Reid (for Thompson) Amendment No. 3328, to provide for the General Accounting Office to conduct a study on the administrative and personnel costs incurred by the Department of the Treasury in the administration of the Judgement funds. **Pages S3228–29**

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 S3117–42, S3145–50**

Adopted:

Baucus/Grassley Amendment No. 3286 (to Amendment No. 2917), to provide energy tax incentives. **Pages S3117–19**

Murkowski Modified Amendment No. 3257 (to Amendment No. 2917), to amend the Internal Revenue Code of 1986 to provide a credit for the production of Alaska natural gas. **Pages S3120–21**

Bingaman Modified Amendment No. 3231 (to Amendment No. 2917), to clarify the structure for, and improve the focus of, global climate change science research. **Pages S3145–48**

Bingaman Amendment No. 3232 (to Amendment No. 2917), to establish a national climate change policy. **Pages S3145–48**

Bingaman (for Thurmond) Modified Amendment No. 3157 (to Amendment No. 2917), to direct the Secretary of Energy to submit to Congress a report

that identifies current and potential research at Department of Energy nuclear facilities relating to the production or use of hydrogen. **Pages S3145–48**

Bingaman Amendment No. 3242 (to Amendment No. 2917), to make certain technical modifications. **Pages S3145–48**

Bingaman (for Wyden) Amendment No. 3244 (to Amendment No. 3041), to make certain technical corrections. **Pages S3145–48**

Bingaman Amendment No. 3245 (to Amendment No. 2917), to clarify the definition of “tribal lands”. **Pages S3117, S3145–48**

Bingaman Amendment No. 3246 (to Amendment No. 2917), to clarify the definition of “Indian land”. **Pages S3145–48**

Bingaman Amendment No. 3247 (to Amendment No. 2917), to preserve oil and gas resource data. **Pages S3145–48**

Bingaman (for Thomas) Amendment No. 3248 (to Amendment No. 2917), to facilitate resolution of conflicts between the development of Federal coal and the development of Federal and non-Federal coalbed methane in the Powder River Basin in Wyoming and Montana. **Pages S3145–48**

Bingaman (for Baucus) Amendment No. 3249 (to Amendment No. 2917), to facilitate timely action on oil and gas leases and applications for permits to drill and inspection and enforcement of oil and gas activities. **Pages S3145–48**

Bingaman (for Carnahan) Amendment No. 3250 (to Amendment No. 2917), to clarify the application of section 927 to certain air conditioners. **Pages S3145–48**

Reid Modified Amendment No. 3145 (to Amendment No. 3008), to require that Federal agencies use ethanol-blended gasoline and biodiesel-blended diesel fuel in areas in which ethanol-blended gasoline and biodiesel-blended diesel fuel are available. **Page S3148**

Dayton/Grassley Amendment No. 3008 (to Amendment No. 2917), to require that Federal agencies use ethanol-blended gasoline and biodiesel-blended diesel fuel in areas in which ethanol-blended gasoline and biodiesel-blended diesel fuel are available. **Pages S3117, S3148**

Rejected:

Schumer Amendment No. 3030 (to Amendment No. 2917), to strike the section establishing a renewable fuel content requirement for motor vehicle fuel. (By 69 yeas to 30 nays (Vote No. 78, Senate tabled the amendment.) **Pages S3122–42**

Withdrawn:

Feinstein/Boxer Amendment No. 3115 (to Amendment No. 2917), to modify the provision relating to the renewable content of motor vehicle fuel to eliminate the required volume of renewable fuel for calendar year 2004. **Page S3148**

Pending:

Daschle/Bingaman Further Modified Amendment No. 2917, in the nature of a substitute. **Pages S3117–42, S3145–50**

Landrieu/Kyl Amendment No. 3050 (to Amendment No. 2917), to increase the transfer capability of electric energy transmission systems through participant-funded investment. **Pages S3117, S3148**

Schumer/Clinton Amendment No. 3093 (to Amendment no. 2917), to prohibit oil and gas drilling activity in Finger Lakes National Forest, New York. **Page S3117**

Dayton Amendment No. 3097 (to Amendment No. 2917), to require additional findings for FERC approval of an electric utility merger. **Page S3117**

Murkowski/Breaux/Stevens Amendment No. 3132 (to Amendment No. 2917), to create jobs for Americans, to reduce dependence on foreign sources of crude oil and energy, to strengthen the economic self determination of the Inupiat Eskimos and to promote national security. **Page S3117**

Feinstein Amendment No. 3225 (to Amendment No. 2917), to modify the provision relating to the renewable content of motor vehicle fuel to eliminate the required volume of renewable fuel for calendar year 2004. **Page S3148**

Feinstein Amendment No. 3170 (to Amendment No. 2917), to reduce the period of time in which the Administrator may act on a petition by 1 or more States to waive the renewable fuel content requirement. **Page S3148**

Fitzgerald Amendment No. 3124 (to Amendment No. 2917), to modify the definitions of biomass and renewable energy to exclude municipal solid waste. **Pages S3148–50**

Cantwell Amendment No. 3234 (to Amendment No. 2917), to protect electricity consumers. **Page S3150**

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

By 86 yeas to 13 nays (Vote No. 77), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on Daschle/Bingaman Further Modified Amendment No. 2917 (listed above). **Pages S3121–22**

Senate vitiated the March 21, 2002 adoption of Bingaman Amendment No. 3061 (to Amendment No. 2917), to permit the Department of Energy to transfer uranium-bearing materials to uranium mills for recycling; and further, that the text of Amendment No. 2917 stricken by Amendment No. 3061, be reinstated. **Page S3148**

A unanimous-consent agreement was reached providing that Members have until 1 p.m. on Wednesday, April 24, 2002, to file first degree amendments

to the Baucus/Grassley title, and that Members have until 10 a.m. on Thursday, April 25, 2002, to offer possible second degree amendments thereto.

Page S3231

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Wednesday, April 24, 2002.

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Estate Tax—Agreement: A unanimous-consent-time agreement was reached providing that when the Senate considers H.R. 8, to amend the Internal Revenue Code of 1986 to phaseout the estate and gift taxes over a 10-year period, but no later than June 28, that the only amendments in order are as follows: Senator Gramm with respect to an estate tax; Senator Daschle or his designee with respect to an estate tax which shall be subject to two second degree amendments to be offered by Senator Daschle, or his designee; with Senator Daschle's amendment being the first one offered; that the amendments (listed above) deal solely with the subject of estate tax; that the estate tax amendments be subject to a 60 vote Budget Act point of order that no other amendments or motions be in order to the bill, except motions to waive the Budget Act; and that if any of the above amendments, after each has had its motion to waive vote, are adopted the bill be read a third time and the Senate vote on final passage of the bill, without any intervening action or debate and that if none of the amendments achieve 60 votes to waive the Budget Act, the bill be placed back on the calendar. Further that there be 2 hours for debate on each of the amendments (listed above) equally divided in the usual form.

Page S3117

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

Transmitting, pursuant to law, the Periodic Report on the National Emergency with Respect to Significant Narcotics Traffickers Centered in Columbia; to the Committee on Banking, Housing, and Urban Affairs. (PM-81)

Page S3164

Nominations Confirmed: Senate confirmed the following nomination:

By a unanimous vote of 99 yeas (Vote No. 79), Jeffrey R. Howard, of New Hampshire, to be United States Circuit Judge for the First Circuit.

Pages S3142-45, S3231

Messages From the House:

Page S3164

Executive Communications:

Pages S3164-65

Additional Cosponsors:

Pages S3165-66

Statements on Introduced Bills/Resolutions:

Pages S3166-73

Additional Statements:

Pages S3157-64

Amendments Submitted: Pages S3174-S3224

Notices of Hearings/Meetings: Page S3224

Authority for Committees to Meet: Pages S3224-25

Record Votes: Three record votes were taken today. (Total—79) Pages S3121-22, S3142, S3145

Adjournment: Senate met at 10:30 a.m., and adjourned at 7:41 p.m., until 9:30 a.m., on Wednesday, April 24, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S3231).

Committee Meetings

(Committees not listed did not meet)

FEDERAL DEPOSIT INSURANCE SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings to examine the Federal Deposit Insurance System and recommendations for reform, focusing on merging the Bank Insurance Fund with the Savings Association Insurance Fund, statutory restrictions on premiums, and designated reserve ratios, after receiving testimony from Donald E. Powell, Chairman, Federal Deposit Insurance Corporation; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; and Peter R. Fisher, Under Secretary for Domestic Finance, Office of Public Affairs, John D. Hawke, Jr., Comptroller of the Currency, and James E. Gilleran, Director, Office of Thrift Supervision, all of the Department of the Treasury.

PHARMACEUTICALS COMPETITION

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine competition in the pharmaceutical industry, focusing on generic pharmaceuticals, marketplace access, and consumer issues, and certain related provisions of S. 812, to amend the Federal Food, Drug, and Cosmetic Act to provide greater access to affordable pharmaceuticals, after receiving testimony from Senator Schumer; Timothy J. Muris, Chairman, Federal Trade Commission; New Hampshire Governor Jeanne Shaheen, Concord; Tim Fuller and Marion Wolff, both of Gray Panthers, Gregory J. Glover, Ropes and Gray, on behalf of the Pharmaceutical Research and Manufacturers of America, Kathleen Jaeger and Karen Walker, both of Generic Pharmaceutical Association, and Shelbie Oppenheimer, on behalf of the ALS Association, all of Washington, D.C.; and Steven S. Martin, Blue Cross and Blue Shield of Nebraska, Omaha, on behalf of the Blue Cross and Blue Shield Association.