

Wednesday, March 19, 2003

Daily Digest

HIGHLIGHTS

The House passed H.R. 975, Bankruptcy Abuse Prevention and Consumer Protection Act.

Senate

Chamber Action

Routine Proceedings, pages S3913-S4042

Measures Introduced: Fourteen bills and one resolution were introduced, as follows: S. 656-669, and S. Con. Res. 24. **Pages S3993-94**

Measures Reported:

S. 164, to authorize the Secretary of the Interior to conduct a special resource study of sites associated with the life of Cesar Estrada Chavez and the farm labor movement, with an amendment in the nature of a substitute. (S. Rept. No. 108-20)

S. 212, to authorize the Secretary of the Interior to cooperate with the High Plains States in conducting a hydrogeologic characterization, mapping, modeling and monitoring program for the High Plains Aquifer, with an amendment in the nature of a substitute. (S. Rept. No. 108-21)

S. 220, to reinstate and extend the deadline for commencement of construction of a hydroelectric project in the State of Illinois. (S. Rept. No. 108-22)

S. 278, to make certain adjustments to the boundaries of the Mount Naomi Wilderness Area. (S. Rept. No. 108-23)

S. 328, to designate Catoctin Mountain Park in the State of Maryland as the "Catoctin Mountain National Recreation Area", with an amendment in the nature of a substitute. (S. Rept. No. 108-24)

S. 347, to direct the Secretary of the Interior and the Secretary of Agriculture to conduct a joint special resources study to evaluate the suitability and feasibility of establishing the Rim of the Valley Corridor as a unit of the Santa Monica Mountains National Recreation Area, with an amendment in the nature of a substitute. (S. Rept. No. 108-25)

S. 425, to revise the boundary of the Wind Cave National Park in the State of South Dakota. (S. Rept. No. 108-26)

H.R. 397, to reinstate and extend the deadline for commencement of construction of a hydroelectric project in the State of Illinois. (S. Rept. No. 108-27) **Page S3993**

Measures Passed:

Identity Theft Penalty Enhancement Act: Senate passed S. 153, to amend title 18, United States Code, to establish penalties for aggravated identity theft. **Pages S4031-32**

Keeping Children and Families Safe Act: Senate passed S. 342, to amend the Child Abuse Prevention and Treatment Act to make improvements to and reauthorize programs under that Act. **Pages S4032-40**

Congressional Budget Resolution: Senate continued consideration of S. Con. Res. 23, setting forth the congressional budget for the United States Government for fiscal year 2004 and including the appropriate budgetary levels for fiscal year 2003 and for fiscal years 2005 through 2013, taking action on the following amendments proposed thereto:

Pages S3913-87

Adopted:

Nickles (for Graham (SC)) Modified Amendment No. 274, to express the sense of the Senate regarding the urgent need for legislation to ensure the long term viability of the Social Security program.

Pages S3931, S3935-48

By 52 yeas to 48 nays (Vote No. 59), Boxer Amendment No. 272, to prevent consideration of drilling in the Arctic National Wildlife Refuge in a fast-track budget reconciliation bill.

Pages S3914-30, S3931-35, S3948-54

Rejected:

Murray Amendment No. 284, to fully fund the No Child Left Behind Act in 2004 and reduce debt by reducing tax breaks for the wealthiest taxpayers. (By 50 yeas to 48 nays (Vote No. 60), Senate tabled the amendment.) **Pages S3955-64**

Withdrawn:

Nickles (for Graham (SC)) Amendment No. 279, to express the sense of the Senate regarding the urgent need for legislation to ensure the long term viability of the Social Security program. **Pages S3930–31**

Pending:

Kyl Modified Amendment No. 288, to provide financial security to family farm and small business owners by ending the unfair practice of taxing someone at death. **Pages S3966–73**

Dorgan Amendment No. 294, to provide a meaningful prescription drug benefit in Medicare that is available to all beneficiaries. **Pages S3973–79**

Rockefeller Amendment No. 275, to express the sense of the Senate concerning State fiscal relief. **Pages S3979–87**

A unanimous-consent-time agreement was reached providing that at 4 p.m., on Thursday, March 20, 2003, Senate proceed to a series of votes in relation to the following amendments: Kyl Modified Amendment No. 288, Dorgan Amendment No. 294, and Rockefeller Amendment No. 275 (all listed above), and that there be no second degree amendments in order prior to the votes. **Page S3987**

A unanimous-consent agreement was reached providing for further consideration of the resolution at 9:30 a.m., on Thursday, March 20, 2003; provided further that there be 14½ hours left for debate on the resolution with 6½ hours remaining under the control of the Chairman of the Committee on the Budget and 8 hours remaining under the control of the Ranking Member. **Page S4041**

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

Transmitting, pursuant to law, a periodic report on the National Emergency with Respect to National Union for the Total Independence of Angola (UNITA) declared in Executive Order 12865 of September 26, 1993; to the Committee on Banking, Housing, and Urban Affairs. (PM–25) **Page S3991**

Transmitting, pursuant to section 5 of the Oceans Act of 2000, the first biennial Federal Ocean and Coastal Activities Report; to the Committee on Commerce, Science, and Transportation. (PM–26) **Page S3991**

Transmitting, pursuant to law, a report on the participation of the United States in the United Nations and its affiliated agencies during calendar year 2001; to the Committee on Foreign Relations. (PM–27) **Page S3991**

Appointments:

Library of Congress Trust Fund Board: The Chair, on behalf of the Majority Leader, in consultation with the Democratic Leader, pursuant to Public

Law 68–541, as amended by Public Law 102–246, reappointed John W. Kluge, of New York, as a member of the Library of Congress Trust Fund Board for a term of five years. **Page S4040**

John C. Stennis Center for Public Service Training and Development: The Chair, on behalf of the Majority Leader, pursuant to Public Law 100–458, reappointed William E. Cresswell, of Mississippi, to the Board of Trustees of the John C. Stennis Center for Public Service Training and Development, for a six-year term, commencing on October 11, 2002. **Page S4040**

Congressional-Executive Commission on the People's Republic of China: The Chair, on behalf of the President of the Senate, and after consultation with the Majority Leader, pursuant to Public Law 106–286, appointed the following Members to serve on the Congressional-Executive Commission on the People's Republic of China: Senators Brownback, Smith, Thomas, Roberts, and Hagel (Chairman). **Page S4040**

Commission on Security and Cooperation in Europe (Helsinki): The Chair, on behalf of the Vice President, pursuant to Public Law 94–304, as amended by Public Law 99–7, appointed the following Senators as members of the Commission on Security and Cooperation in Europe (Helsinki) during the 108th Congress: Senators Brownback, Smith, Hutchison, and Chambliss. **Page S4040**

Nominations Confirmed: Senate confirmed the following nominations:

Emil H. Frankel, of Connecticut, to be an Assistant Secretary of Transportation.

Mark V. Rosenker, of Maryland, to be a Member of the National Transportation Safety Board for the remainder of the term expiring December 31, 2005.

Richard F. Healing, of Virginia, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2006.

Robert A. Sturgell, of Maryland, to be Deputy Administrator of the Federal Aviation Administration.

Jeffrey Shane, of the District of Columbia, to be Under Secretary of Transportation for Policy. (New Position)

Ellen G. Engleman, of Indiana, to be Chairman of the National Transportation Safety Board for a term of two years.

Ellen G. Engleman, of Indiana, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2007.

Charles E. McQueary, of North Carolina, to be Under Secretary for Science and Technology, Department of Homeland Security. (New Position)

Routine lists in the Coast Guard, Foreign Service.

Pages S4040–41, S4042

Nominations Received: Senate received the following nominations:

Pamela J. H. Slutz, of Texas, to be Ambassador to Mongolia.

Eric M. Javits, of New York, for the rank of Ambassador during his tenure of service as United States Representative to the Organization for the Prohibition of Chemical Weapons.

40 Army nominations in the rank of general.

7 Navy nominations in the rank of admiral.

Pages S4041–42

Messages From the House:

Page S3991

Measures Referred:

Pages S3991–92

Executive Communications:

Pages S3992–93

Executive Reports of Committees:

Page S3993

Additional Cosponsors:

Pages S3994–95

Statements on Introduced Bills/Resolutions:

Pages S3995–S4021

Additional Statements:

Pages S3988–91

Amendments Submitted:

Pages S4021–30

Authority for Committees to Meet:

Pages S4030–31

Privilege of the Floor:

Page S4031

Record Vote: Two record votes were taken today. (Total—60)

Pages S3954, S3964

Adjournment: Senate met at 9:30 a.m., and adjourned at 9:15 p.m., until 9:30 a.m., on Thursday, March 20, 2003. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S4041.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: HHS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies concluded hearings to examine proposed budget estimates for fiscal year 2004 for the Department of Health and Human Services, after receiving testimony from Tommy G. Thompson, Secretary of Health and Human Services.

ARMY POSTURE

Committee on Appropriations: Subcommittee on Defense concluded hearings to examine the Posture of the United States Army, focusing on the power of new technologies, different organizations, and revitalized leader development initiatives, after receiving testimony from Thomas E. White, Secretary of the

Army, and Gen. Eric K. Shinseki, Chief of Staff of the Army, both of the Department of Defense.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness and Management Support concluded hearings to examine proposed legislation authorizing funds for fiscal year 2004 for the Department of Defense, focusing on acquisition policy and outsourcing issues, after receiving testimony from Edward C. Aldridge, Jr., Under Secretary of Defense for Acquisition, Technology and Logistics; David M. Walker, Comptroller General of the United States, General Accounting Office; Angela B. Styles, Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Stan Z. Soloway, Professional Services Council, Arlington, VA; and Bobby L. Harnage, Sr., American Federation of Government Employees (AFL-CIO), Washington, D.C.

DEFENSE AUTHORIZATION: NATIONAL GUARD AND RESERVE

Committee on Armed Services: Subcommittee on Personnel concluded hearings to examine proposed legislation authorizing funds for fiscal year 2004 for the Department of Defense, focusing on the National Guard and Reserve military and civilian personnel programs, after receiving testimony from Thomas F. Hall, Assistant Secretary of Defense for Reserve Affairs, Bob Hollingsworth, Executive Director, National Committee for Employer Support of the Guard and Reserve, Office of the Assistant Secretary of Defense for Reserve Affairs; Major General Raymond F. Rees, ARNG, Acting Chief, National Guard Bureau; Lieutenant General Roger C. Schultz, ARNG, Director, Army National Guard; Lieutenant General Daniel James III, ANG, Director, Air National Guard; Lieutenant General James R. Helmly, USAR, Chief, Army Reserve; Vice Admiral John B. Totushek, USNR, Chief, Naval Reserve; Lieutenant General Dennis M. McCarthy, USMCR, Commander, Marine Forces Reserve; and Major General John J. Batbie, Jr., USAFR, Vice Chief of Air Force Reserve.

NONPROLIFERATION PROGRAMS

Committee on Foreign Relations: Committee concluded hearings to examine nonproliferation policies and programs of the Department of State, focusing on curbing the supply of material, equipment, and technology for weapons of mass destruction and missiles to proliferators or terrorists, persuading states seeking to acquire weapons of mass destruction and missiles to cease those efforts, maintaining and strengthening the international system of nonproliferation treaties and regimes, promoting international nuclear cooperation under the highest nonproliferation and