

MESSAGE FROM THE HOUSE

At 11:02 a.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 281. An act to designate the Federal building and United States courthouse located at 200 West 2nd Street, in Dayton, Ohio, as the "Tony Hall Federal Building and United States Courthouse"; to the Committee on Environment and Public Works.

H.R. 517. An act to direct the Commandant of the Coast Guard to convey 2 Coast Guard cutters.

H.R. 985. An act to designate the facility of the United States Postal Service located at 111 West Washington Street in Bowling Green, Ohio, as the "Delbert L. Latta Post Office Building"; to the Committee on Governmental Affairs.

The message also announced that the House has agreed to the following concurrent resolutions, in which it requests the concurrence of the Senate:

H. Con. Res. 128. Concurrent resolution authorizing the use of the Capitol Grounds for the D.C. Special Olympics Law Enforcement Torch Run.

H. Con. Res. 160. Concurrent resolution expressing the sense of Congress that the United Nations should remove the economic sanctions against Iraq completely and without condition, to the Committee on Foreign Relations.

MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 281. An act to designate the Federal building and United States courthouse located at 200 West 2nd Street in Dayton, Ohio, as the "Tony Hall Federal Building and United States Courthouse"; to the Committee on Environment and Public Works.

H.R. 517. An act to direct the Commandant of the Coast Guard to convey 2 Coast Guard cutters; to the Committee on Commerce, Science, and Transportation.

H.R. 985. An act to designate the facility of the United States Postal Service located at 111 West Washington Street in Bowling Green, Ohio, as the "Delbert L. Latta Post Office Building"; to the Committee on Governmental Affairs.

The following concurrent resolution was read, and referred as indicated:

H. Con. Res. 160. Concurrent resolution expressing the sense of Congress that the United Nations should remove the economic sanctions against Iraq completely and without condition; to the Committee on Foreign Relations.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communication was laid before the Senate, together with accompanying papers, reports, and documents, and was referred as indicated:

EC-2340. A communication from the Secretary of the Senate transmitting, pursuant to law, the report of the receipts and expenditures of the Senate for the period October 1, 2002 through March 31, 2003; ordered to lie on the table.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-102. A resolution adopted by the House of Representatives of the State of Michigan relative to funding Red Cross emergency services; to the Committee on Environment and Public Works.

HOUSE RESOLUTION NO. 40

Whereas, For over a century, the American Red Cross has served as a link between the people of the United States and their Armed Forces; and

Whereas, Under its Congressional Charter of 1905, the American Red Cross is entrusted to deliver emergency messages to members of the Armed Forces and their families; and

Whereas, Military commanders around the world rely on the Red Cross Armed Forces Emergency Services (AFES) to verify the need to approve leave for military personnel, and to provide financial support to enable them to return home when necessary; and

Whereas, In order to meet the Department of Defense requirements for emergency leave verification, Red Cross AFES is on call every hour of every day and night for 13 million service members and their families; and

Whereas, The Red Cross AFES program maintains a global emergency communications network supported by 392 employees and 28,000 volunteers located in 961 chapters across the nation, on 108 military installations around the world, and at two AFES Centers located at Fort Sill, Oklahoma, and Falls Church, Virginia; and

Whereas, Michigan's 26 Red Cross chapters and its work on three installations provided emergency communications assistance to 6,238 military personnel and their families in Fiscal Year 2002. Since last July, the American Red Cross in Michigan has seen a 43% increase in the number of military cases served over last year; and

Whereas, Operation Enduring Freedom, the war on terrorism, and the Iraq conflict have placed increased demands on this vital program. The Red Cross and Congress can no longer rely on charitable contributions from the American public to support this required service, especially during the current economic downturn: Now, therefore, be it

Resolved by the House of Representatives, That we memorialize Congress to include funding for the American Red Cross Armed Forces Emergency Services in the National Defense Authorization Act and the Department of Defense Appropriations Act for fiscal year 2004 to help fund costs associated with AFES emergency communications and staff mobilization and deployment. We also support the inclusion of AFES funding in the Department of Defense budget request starting in fiscal year 2005; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation. Adopted by the House of Representatives, April 10, 2003.

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POM-103. A resolution adopted by the House of Representatives of the State of Arizona relative to border security; to the Committee on the Judiciary.

HOUSE MEMORIAL 2001

Whereas, illegal immigration has reached record levels, with some estimates placing the overall illegal immigrant population at between five and ten million individuals. This results in annual costs to society estimated in the billions of dollars due to the

extra funds spent on education, health care, welfare and corrections programs; and

Whereas, the nation's border states, including Arizona, are particularly hard hit by the influx of illegal immigrants across their borders. Among the more serious problems that accompany illegal immigration are increased drug smuggling and crime; and

Whereas, this state does not condone the illegal immigration of individuals into this country and it supports the efforts of the United States Immigration and Naturalization Service (INS) and its enforcement arm, the Border Patrol, to vigorously enforce the immigration laws of this country; and

Whereas, while the INS and Border Patrol are charged with enforcing current immigration laws, those laws do not go far enough toward preventing the illegal entry of immigrants into this country, requiring border states to rely on their own resources to combat this growing problem; and

Whereas, state resources would be less strained in the fight against illegal immigration by the provision of federal funds to increase border patrol measures in border states. Further, congressional action to expand the scope of the Posse Comitatus Act to allow greater military involvement in the patrolling of United States borders would give states much-needed assistance in preventing the entry of illegal immigrants and in fighting terrorism, drug smuggling and crime problems; and

Whereas, article IV, section 4 of the Constitution of the United States provides that "The United States shall guarantee to every State in this Union a Republic Form of Government, and shall protect each of them against Invasion." This confirmation of our national sovereignty validates this request for additional resources to protect our borders from illegal immigration and the harmful crime and drug problems that accompany it.

Wherefore your memorialist, the House of Representatives of the State of Arizona, prays:

1. That the Congress of the United States introduce and enact legislation that would increase effective border controls, including the provision of greater funding for border states and laws that would allow for increased military presence along this nation's borders.

2. That the Secretary of State of the State of Arizona transmit copies of this Memorial to the President of the United States Senate, the Speaker of the United States House of Representatives and each Member of Congress from the State of Arizona.

POM-104. A resolution adopted by the City Council of the City of Detroit of the State of Michigan relative to S. 659 and H.R. 1036; to the Committee on the Judiciary.

POM-105. A Senate joint resolution adopted by the General Assembly of the State of Tennessee relative to restore state and local sales tax deductibility from the Federal Income Tax; to the Committee on Finance.

SENATE JOINT RESOLUTION NO. 184

Whereas, the viability of the Federal system of government of the United States has endured through the history of this republic through the diligence of governmental officials in adjusting to evolving economic, social and political conditions to preserve equity and fairness; and

Whereas, in 1986, amendments to the Internal Revenue Code eliminated the option to deduct state and local sales taxes paid by citizens from their income as reported on Federal income tax forms, while the deductibility of state and local income taxes was preserved; and

Whereas, Tennessee is one of a few states which do not have an income tax on salaries

and wages; taxpayers in these several states do not enjoy the same advantages in deductions as do taxpayers in those states that do levy taxes on salaries and wages; and

Whereas, in an effort to restore equity, Representative Brady of Texas and others have introduced H.R. 720 to provide taxpayers with the option of deducting state and local sales taxes in lieu of state and local income taxes when computing Federal income tax liability; and

Whereas, the members of this General Assembly and the citizens of this State regard the passage of this measure as essential to the restoration of fairness in the administration of Federal income tax: Now, therefore, be it

Resolved by the Senate of the One Hundred Third General Assembly of the State of Tennessee, the House of Representatives concurring. That this General Assembly hereby memorializes the Congress of the United States to act expeditiously to allow for the deduction of state and local sales tax in the computation of Federal income tax liability, as would be allowed under the provisions of H.R. 720, now pending before the Congress; be it further

Resolved. That this General Assembly memorializes each member of the United States Congress from Tennessee to utilize the full measure of his or her influence to effect the passage of Federal legislation providing for the deduction on the Federal income tax, and urges the Congressional delegations of our sister states of Alaska, Florida, Nevada, New Hampshire, South Dakota, Texas, Washington and Wyoming to join in this effort; be it further

Resolved. That the Chief Clerk of the Senate is directed to transmit a certified copy of this resolution to the Honorable George W. Bush, President of the United States; the President and Secretary of the United States Senate; the Speaker and the Clerk of the United States House of Representatives; and to each member of the Congressional delegations of the states of Tennessee, Alaska, Florida, Nevada, New Hampshire, South Dakota, Texas, Washington and Wyoming.

POM-106. A senate resolution adopted by the General Assembly of the State of Iowa relative to the federal Medicare Program; to the Committee on Finance.

Whereas, the federal Medicare program provides health care coverage for more than 485,000 Iowa senior citizens and disabled persons; and

Whereas, all Americans equally contribute payroll taxes to fund the federal Medicare program; and

Whereas, Iowa has a disproportionately large number of federal Medicare enrollees, making Iowa health care providers particularly dependent on federal Medicare payments as a revenue source; and

Whereas, according to the Centers for Medicare and Medicaid Services of the United States Department of Health and Human Services, Iowa hospitals provide the eighth highest quality care of any state in the nation; and

Whereas, the current federal Medicare funding formula has created inequitable payments, leaving Iowa with the lowest per-enrollee payment level in the nation; and

Whereas, Iowa's unfairly low federal Medicare payments are a drain on Iowa's economy, costing the state of Iowa approximately \$1 billion annually in Medicare reimbursement funding that could aid in the payment of health care costs of Medicare-eligible residents; and

Whereas, Iowa's unfairly low federal Medicare payments make it difficult to recruit physicians, nurses, and other health care professionals, who are in great demand throughout Iowa and the nation; and

Whereas, the United States Congress has the authority to pass legislation to address Iowa's Medicare equity concerns: Now, therefore, be it

Resolved by the Senate, the House of Representatives concurring. That the General Assembly of the State of Iowa urges the United States Congress to pass legislation that addresses Iowa's Medicare equity concerns; and be it further

Resolved. That copies of this Resolution be sent by the Secretary of the Senate to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, and to all members of Iowa's congressional delegation.

POM-107. A joint resolution adopted by the Legislature of the State of Montana relative to allowing taxpayers to deduct sales tax on their federal income tax returns; to the Committee on Finance.

HOUSE JOINT RESOLUTION NO. 34

Whereas, national economic studies show that states that rely on sales taxes for governmental revenue generally experience stronger economic growth than those states that rely on income taxes for governmental revenue; and

Whereas, until 1986, federal law allowed taxpayers to deduct sales taxes on their federal income tax return; and

Whereas, the Tax Reform Act of 1986 removed the ability of taxpayers to deduct sales taxes on their federal income tax return; and

Whereas, not allowing the deduction of sales taxes on the federal income tax return discriminates against those states that do not impose income taxes and is counterproductive to economic growth; and

Whereas, a major impediment preventing Montana from switching from the income tax to a sales tax is the higher federal tax burden that Montana taxpayers would face because they would not be allowed to deduct sales taxes on their federal income tax return; and

Whereas, the United States Congress has recently considered legislation to restore the deduction of sales taxes on the federal income tax return; and

Whereas, federal policy should encourage states to develop tax policies, including the use of sales taxes to fund government services, that encourage economic growth: Now, therefore, be it

Resolved by the Senate and the House of Representatives of the State of Montana, That the Legislature urge Congress to enact and the President of the United States to approve legislation to allow taxpayers to deduct sales taxes paid on their federal income tax return; be it further

Resolved. That the Legislature encourage the Montana Congressional Delegation to work in its respective houses of Congress for the enactment of federal legislation that would allow taxpayers to deduct sales taxes paid from their federal income tax return; be it further

Resolved. That the Secretary of State send copies of this resolution to the Honorable George W. Bush, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and each member of Congress from the State of Montana.

POM-108. A resolution adopted by the Senate of the State of New Mexico relative to the proposal of standard market design for electricity markets; to the Committee of Energy and Natural Resources.

SENATE MEMORIAL 56

Whereas, the Federal Energy Regulatory Commission issued a notice of proposed rule-

making on July 31, 2000 regarding a standard market design for the nation's wholesale electricity markets; and

Whereas, the provisioning of electricity is an essential service that is critically important to the citizens and businesses of New Mexico and of all states; and

Whereas, the delivery of electric service that is reliable, safe and consistent with environmental values and that is stably and reasonably priced is also of critical importance to the citizens and businesses of New Mexico and of all states; and

Whereas, in the best traditions of federalism, the nation's electric power supply has historically been regulated through the cooperation and complementary activity of state, federal and other agencies; and

Whereas, through that cooperative and complementary system of regulation, the nation's electric power supply is, on the whole, safe, affordable efficient and dependable; and

Whereas, it is evident from the standard market design for the nation's wholesale electricity markets that the Federal Energy Regulatory Commission is proposing to make fundamental changes in the way electric transmission is controlled, operated and priced; and

Whereas, the changes inherent in the standard market design of the nation's wholesale electricity markets appear to necessitate alterations in the jurisdiction of the various state commissions; and

Whereas, in recognition of the failure of the California energy market, with its direct effects on the economy of that state and its indirect effects on other state through disruption of a previously beneficial and stable wholesale market, the New Mexico Legislature, in 2001, postponed any opening of retail markets in New Mexico until 2007; and

Whereas, the standard market design for the nation's wholesale electricity markets implies vast changes in control over the disposition of transmission assets, operations, pricing and sitting and makes them subject to a form of control that escapes state oversight; and

Whereas, the changes necessitated the standard market design for the nation's wholesale electricity markets would effectively remove the business of electric transmission from any meaningful public scrutiny or accountability and

Whereas, Federal Policy should both protect consumers and preserve the full ability of states and municipalities to oversee reliable and reasonably priced electricity service to retail customers; and

Whereas, wholesale markets have been in existence within the western interconnection for some time and have played an integral role in the successful operation of western electric systems; and

Whereas, as a credible cost-benefit analysis of either regional transmission organizations or standard market design, that accurately forecasts the effect of standard market design on New Mexico rate payers has not yet been performed; and

Whereas, New Mexico and its citizens must balance significant air-quality and land-use issues related to energy production and transport with the economic benefit of those activities, and should not be deprived of that economic benefit through premature implementation of standard market design; and

Whereas, a clear demonstration of benefit must be performed prior to the implementation of any new system for wholesale electric power delivery that has economic and judicial implications as profound as those inherent in the Federal Energy Regulation Commission's current standard market design proposal: Now, therefore, it

Resolved by the Senate of the State of New Mexico that the Federal Energy Regulatory

Commission be requested to withdraw its current standard market design for the nation's wholesale electricity markets; and be it further

Resolved that copies of this memorial be transmitted to the Speaker of the United States House of Representatives, the President of the United States Senate, the Members of the New Mexico Congressional Delegation and the Commissioners of the Federal Energy Regulatory Commission.

POM-109. A resolution adopted Legislature of the State of Arizona to unfunded federal education mandates; to the Committee on Health, Education, Labor, and Pensions.

HOUSE CONCURRENT MEMORIAL 2001

Whereas, the federal government has expanded its power beyond its constitutional bounds at the expense of state and local governments by imposing unfunded federal education mandates. Federal mandates are being imposed at an alarming rate on the states without the accompanying tax dollars necessary to implement the mandated programs. The impact of unfunded federal mandates threatens the fiscal integrity of the states as well as the states' rights of self-determination.

Wherefore your memorialist, the House of Representatives of the State of Arizona, the Senate concurring, prays:

1. That the President and Congress of the United States take immediate action to either rescind or fully fund federal education mandates imposed on state and local governments and cease passing any other legislation imposing an unfunded education mandate on the states.

2. That the Secretary of State of the State of Arizona transmit a copy of this Memorial to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives and each Member of Congress from the State of Arizona.

POM-110. A resolution adopted by the City of Cicero, State of Illinois Chapter, Lithuanian American Community relative to membership to NATO; to the Committee on Foreign Relations.

POM-111. A resolution adopted by the Senate of the State of New Hampshire relative to ancient Macedonians; to the Committee on Foreign Relations.

SENATE RESOLUTION 1

Whereas, Philip of Macedonia, his son, Alexander the Great, and his tutor, the philosopher Aristotle, were born and raised in the northern province of Greece, Macedonia; and

Whereas, the language and culture of the ancient Macedonians, the ancestors of the inhabitants of northern Greece today, were Hellenic; and

Whereas, the Macedonians, like the rest of the Hellenes in antiquity, believed in the 12 gods of Olympus and participated with their fellow Hellenes in the Olympic Games; and

Whereas, Pella, the palace where Alexander the Great was born, and Vergina, the burial site of the Macedonian kings, are all located in northern Greece, Now, therefore, be it

Resolved by the Senate:

That the New Hampshire Senate recognizes that the ancient Macedonians were Hellenes, and that the inhabitants of Macedonia today are their Hellenic descendants and part of the northern province of Greece, Macedonia; and

That the history of ancient Macedonia has been Hellenic for 3,000 years and continues to be so today; and

That copies of this resolution be forwarded by the senate clerk to the President of the United States, the President of the United

States Senate, the Speaker of the United States House of Representatives, and the members of the New Hampshire congressional delegation.

POM-112. A resolution adopted by the Board of Supervisors, County of Humboldt of the State of California relative to the Board of Supervisors expressed opposition to the War in Iraq; to the Committee on Foreign Relations.

POM-113. A concurrent resolution adopted by the Senate of the State of North Dakota honoring and supporting the United States Armed Forces; to the Committee on Armed Services.

Whereas, the personnel of the Armed Forces of the United States are engaged in deadly combat with the forces of the Iraqi regime of President Saddam Hussein and in a greater war on terrorism around the world; and

Whereas, the sacrifice and honor of the personnel called to active military duty and the support and sacrifices of their families is deserving of the full measure of respect and appreciation of all North Dakotans, which should be conveyed so that the personnel called to active duty and their families have no doubt of the esteem for them in the hearts and minds of North Dakotans; and

Whereas, as in previous conflicts, a large number of North Dakotans are participating in war as members of the regular Armed Forces and as members of the North Dakota National Guard, so much so that North Dakota has a greater share of its population called from the reserves of active duty than any other state: Now, therefore, be it

Resolved by the Senate of North Dakota, the House of Representatives concurring therein; That the Fifty-eighth Legislative Assembly supports and honors the personnel of the Armed Forces of the United States as they enter harm's way around the world and the families of these men and women for their support and sacrifice; and be it further

Resolved, That copies of this resolution be forwarded by the Secretary of State to the President of the United States, the presiding officers of the United States House of Representatives and the United States Senate, the Secretary of Defense, the Secretary of State, to each member of the North Dakota Congressional Delegation, and to the Adjutant General of North Dakota.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. MCCAIN, from the Committee on Commerce, Science, and Transportation, with an amendment in the nature of a substitute:

S. 275. A bill to amend the Professional Boxing Safety Act of 1996, and to establish the United States Boxing Administration (Rept. No. 108-47).

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted:

By Mr. GREGG for the Committee on Health, Education, Labor, and Pensions.

*Mary Lucille Jordan, of Maryland, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2008.

*Michael Schwartz, of Illinois, to be a Member of the Railroad Retirement Board for a term expiring August 28, 2007.

*John E. Buchanan, Jr., of Oregon, to be a Member of the National Museum Services Board for a term expiring December 6, 2006.

*Nomination was reported with recommendation that it be confirmed subject to the nominees's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. LIEBERMAN (for himself, Mr. DODD, Mr. KENNEDY, and Mr. KERRY):

S. 1056. A bill to establish the Upper Housatonic Valley National Heritage Area in the State of Connecticut and the Commonwealth of Massachusetts, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MCCAIN:

S. 1057. A bill to modify the calculation of back pay for persons who were approved for promotion as members of the Navy and Marine Corps while interned as prisoners of war during World War II to take into account changes in the Consumer Price Index; to the Committee on Armed Services.

By Mr. ALLARD (for himself and Mr. CAMPBELL):

S. 1058. A bill to provide a cost-sharing requirement for the construction of the Arkansas Valley Conduit in the State of Colorado; to the Committee on Energy and Natural Resources.

By Mrs. HUTCHISON:

S. 1059. A bill to amend the Internal Revenue Code of 1986 to adjust the tax rate for political organizations; to the Committee on Finance.

By Mr. MCCAIN:

S. 1060. A bill to designate the visitors' center at Organ Piper Cactus National Monument, Arizona, as the "Kris Eggle Visitors' Center"; to the Committee on Energy and Natural Resources.

By Mr. BIDEN (for himself, Mr. CARPER, Mr. SARBANES, Mr. NELSON of Florida, Mrs. CLINTON, Mr. EDWARDS, Mr. GRAHAM of South Carolina, Mr. HOLLINGS, Mr. LEVIN, Mr. PRYOR, Mr. REID, Mr. CHAMBLISS, Mr. MILLER, Mr. ALEXANDER, and Mr. GRAHAM of Florida):

S. 1061. A bill to authorize 36 additional bankruptcy judgeships, and for other purposes; to the Committee on the Judiciary.

By Mr. CAMPBELL:

S. 1062. A bill to amend section 924 of title 18, United States Code, to increase the maximum term of imprisonment for offenses involving stolen firearms; to the Committee on the Judiciary.

By Ms. COLLINS (for herself, Mr. DURBIN, Mr. COLEMAN, and Mr. PRYOR):

S. 1063. A bill to amend the Public Health Service Act to authorize the Commissioner of Food and Drugs to conduct oversight of any entity engaged in the recovery, screening, testing, processing, storage, or distribution of human tissue or human tissue-based products; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BREAU:

S. 1064. A bill to establish a commission to commemorate the sesquicentennial of the American Civil War, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CAMPBELL:

S. 1065. A bill to establish a matching grant program to help State and local jurisdictions purchase bullet-resistant equipment