

Daily Digest

HIGHLIGHTS

House passed H.R. 2799, Commerce, Justice, State Appropriations.

House passed H.R. 2800, Foreign Operations, Export Financing, and Related Programs Appropriations.

House Committees ordered reported eight sundry measures.

Senate

Chamber Action

Routine Proceedings, pages S9741–S9825

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 1445–1449, and S. Res. 199. **Pages S9793–94**

Measures Passed:

Pediatric Research Equity Act: Senate passed S. 650, to amend the Federal Food, Drug, and Cosmetic Act to authorize the Food and Drug Administration to require certain research into drugs used in pediatric patients, after agreeing to the committee amendment and the following amendment proposed thereto: **Pages S9811–19**

DeWine (for Gregg) Amendment No. 1360, relative to the applicability to new drugs and biological products. **Pages S9815–16**

Native American Alcohol and Substance Abuse Program Consolidation Act: Senate passed S. 285, to authorize the integration and consolidation of alcohol and substance abuse programs and services provided by Indian tribal governments, after agreeing to the committee amendment in the nature of a substitute. **Pages S9819–23**

Homeland Security Appropriations: Senate continued consideration of H.R. 2555, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2004, taking action on the following amendments proposed thereto: **Pages S9748–88**

Adopted:

Boxer/Schumer Amendment No. 1328, to require reports on protecting commercial aircraft from the threat of shoulder-fired missile systems. **Pages S9749–51**

By 79 yeas to 19 nays (Vote No. 292), Boxer Amendment No. 1331, to require a classified report to Congress on the security costs incurred by State and local government law enforcement personnel in each state in complying with requests and requirements of the United States Secret Service to provide protective services and transportation for foreign and domestic officials. **Pages S9751–53, S9755–56**

Dayton Amendment No. 1336, to prohibit the use of funds for procurements in contravention of the Buy American Act. **Pages S9757–58**

Lautenberg Amendment No. 1344, to provide for a report to Congress on the Homeland Security Advisory System. **Pages S9767–69**

Byrd (for Bingaman) Amendment No. 1353, to provide for a study by the General Accounting Office on the implementation of the Student Exchange Visitor Information System (SEVIS). **Pages S9783–85**

Byrd (for Dodd) Amendment No. 1354, to ensure that there is a robust program of research and development for the Coast Guard. **Pages S9783–85**

Byrd Amendment No. 1355, to provide that the Secretary of Homeland Security has published in the Federal Register the Department's privacy notice for CAPPS II or no later than 60 days after enactment of this Act, whichever is later. **Pages S9783–85**

Byrd (for Murray) Amendment No. 1356, to provide funding for oil spill prevention efforts under the Ports and Waterways Safety Systems (PAWSS) program. **Pages S9783–85**

Byrd (for Reid/Ensign) Amendment No. 1357, to express the sense of the Senate that the Secretary of Homeland Security should take into account tourist population as a factor when determining resource needs and potential vulnerabilities for the purpose of allocating funds for discretionary and formula grants. **Pages S9783–85**

Byrd (for Conrad/Dorgan) Amendment No. 1358, to require the Under Secretary for Emergency Preparedness and Response to review any outstanding claims by the University of North Dakota relating to damages and costs associated with the April 1997 flooding in North Dakota and report to Congress on the efforts to resolve such claims. **Pages S9783–85**

Byrd (for Edwards) Amendment No. 1359, to require a report on the vulnerability of the 250 largest sports and entertainment facilities (based on seating capacity). **Pages S9783–85**

Rejected:

Hollings Amendment No. 1341, to provide funds to increase maritime security. (By 50 yeas to 48 nays (Vote No. 294), Senate tabled the amendment.)

Pages S9758–63

Withdrawn:

Clinton Amendment No. 1348, to express the sense of the Senate that homeland security grants to States and local governments awarded pursuant to section 1014 of the USA PATRIOT ACT of 2001 (42 U.S.C. 3711) should be allocated to States through a threat-based formula, with minimum allocations for small States. **Pages S9774, S9775–78**

Pending:

Reid Amendment No. 1318, to appropriate \$20,000,000 to the Office for Domestic Preparedness to be used for grants to urban areas with large tourist populations. **Page S9748**

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

By 45 yeas to 53 nays (Vote No. 293), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive the Congressional Budget Act of 1974, with respect to Murray Amendment No. 1327, to increase funding for emergency management performance grants. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, since the amendment would provide spending in excess of the 302(b) allocation, was sustained, and the amendment thus falls. **Pages S9753–55, S9756**

By 45 yeas to 51 nays (Vote No. 295), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive the Congressional Budget Act of 1974, with respect to Schumer Amendment No. 1343, to increase the funds for research and development related to transportation security. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, since the amendment would provide spending in excess of the 302(b) allocation, was sustained, and the amendment thus falls. **Pages S9763–67, S9774**

By 48 yeas to 49 nays (Vote No. 296), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive the Congressional Budget Act of 1974, with respect to Mikulski Amendment No. 1346, to increase the amount of the appropriation for firefighter assistance grants by \$150,000,000. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, since the amendment would provide spending in excess of the 302(b) allocation, was sustained, and the amendment thus falls.

Pages S9769–73, S9774–75

By 43 yeas to 52 nays (Vote No. 297), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive the Congressional Budget Act of 1974, with respect to Corzine Amendment No. 1350, to appropriate \$80,000,000 for the Office of the Under Secretary for Information Analysis and Infrastructure Protection to conduct chemical facility security assessments. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, since the amendment would provide spending in excess of the 302(b) allocation, was sustained, and the amendment thus falls.

Pages S9778–80, S9782–83

By 45 yeas to 51 nays (Vote No. 298), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive the Congressional Budget Act of 1974, with respect to Schumer/Baucus Amendment No. 1351, to make available an additional \$200,000,000 to increase the number of border personnel at the northern border of the United States by the end of fiscal year 2004. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, since the amendment would provide spending in excess of the 302(b) allocation, was sustained, and the amendment thus falls.

Pages S9780–82, S9783

A unanimous-consent agreement was reached providing for further consideration of the bill at 10 a.m., on Thursday, July 24, 2003. **Page S9824**

Appointments:

Mickey Leland National Urban Air Toxics Research Center: The Chair, on behalf of the Majority Leader, pursuant to Public Law 101–549, appointed Dr. Bernard Goldstein, of Pennsylvania, to the Board of Directors of the Mickey Leland National Urban Air Toxics Research Center, vice M.M. Key.

Page S9823

United States Senate Caucus on International Narcotics Control: The Chair, on behalf of the Majority Leader, pursuant to the provisions of Public

Law 99–93, as amended by Public Law 99–151, appointed Senator Norman Coleman of Minnesota as a member of the United States Senate Caucus on International Narcotics Control. **Page S9823**

Nominations Confirmed: Senate confirmed the following nominations:

Nicole R. Nason, of Virginia, to be an Assistant Secretary of Transportation.

Pamela Harbour, of New York, to be a Federal Trade Commissioner for the term of seven years from September 26, 2002. **Pages S9823, S9825**

Messages From the House: **Page S9791**

Enrolled Bills Presented: **Page S9791**

Executive Communications: **Pages S9791–93**

Executive Reports of Committees: **Page S9793**

Additional Cosponsors: **Pages S9794–95**

Statements on Introduced Bills/Resolutions:
Pages S9795–S9801

Additional Statements: **Pages S9790–91**

Amendments Submitted: **Pages S9801–10**

Authority for Committees to Meet: **Pages S9810–11**

Privilege of the Floor: **Page S9811**

Record Votes: Seven record votes were taken today. (Total—298) **Pages S9755–56, S9763, S9774–75, S9783**

Recess: Senate met at 9 a.m., and recessed at 8:48 p.m., until 9:30 a.m., on Thursday, July 24, 2003. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9824.)

Committee Meetings

(Committees not listed did not meet)

PUBLIC TRANSPORTATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Transportation concluded hearings to examine enhancing the role of the private sector in public transportation, focusing on competitive contracting, the Denver Experience, intercity motorcoach security funding, intermodal facilities funding, rural transportation, and public funds versus private operators, after receiving testimony from Irwin Rosenberg, Laidlaw Transit Services, Inc., Burlington, Ontario, on behalf of the American Transit Services Council; Robert Molofsky, Amalgamated Transit Union, and Peter J. Pantuso, American Bus Association, both of Washington, D.C.; and Margie Wilcox, Taxicab, Limousine, and Paratransit Association, Kensington, Maryland.

PUBLIC INTEREST AND LOCALISM: MEDIA OWNERSHIP

Committee on Commerce, Science, and Transportation: Committee concluded hearings on public interest and localism issues with respect to media ownership, including public interest obligations of local broadcasters and the role of broadcasters in the delivery of local news and public affairs programming, after receiving testimony from Michael J. Copps, Commissioner, Federal Communications Commission; Robert Corn-Revere, Davis Wright Tremaine, LLP, Washington, D.C.; Barry M. Faber, Sinclair Broadcast Group, Inc., Hunt Valley, Maryland; David J. Davis, WPVI–Channel 6, Philadelphia, Pennsylvania; Dean Martin Kaplan, University of Southern California Annenberg School for Communication, Los Angeles; and L. Brent Bozell III, Parents Television Council and the Conservative Communications Center, Alexandria, Virginia.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 391, to enhance ecosystem protection and the range of outdoor opportunities protected by statute in the Skykomish River valley of the State of Washington by designating certain lower-elevation Federal lands as wilderness, with an amendment;

S. 434, to authorize the Secretary of Agriculture to sell or exchange all or part of certain parcels of National Forest System land in the State of Idaho and use the proceeds derived from the sale or exchange for National Forest System purposes, with an amendment in the nature of a substitute;

S. 435, to provide for the conveyance by the Secretary of Agriculture of the Sandpoint Federal Building and adjacent land in Sandpoint, Idaho, with an amendment;

S. 452, to require that the Secretary of the Interior conduct a study to identify sites and resources, to recommend alternatives for commemorating and interpreting the Cold War, with an amendment;

S. 714, to provide for the conveyance of a small parcel of Bureau of Land Management land in Douglas County, Oregon, to the county to improve management of and recreational access to the Oregon Dunes National Recreation Area, with an amendment;

S. 1003, to clarify the intent of Congress with respect to the continued use of established commercial outfitter hunting camps on the Salmon River, with an amendment;

H.R. 622, to provide for the exchange of certain lands in the Coconino and Tonto National Forests in Arizona, with an amendment;

H.R. 1012, to establish the Carter G. Woodson Home National Historic Site in the District of Columbia, with an amendment in the nature of a substitute.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The Convention for the Unification of Certain Rules for International Carriage by Air, done at Montreal May 28, 1999 (Treaty Doc. 106–45), with 1 reservation;

Protocol to Amend the Convention for the Unification of Certain Rules Relating to International Carriage by Air Signed at Warsaw on October 12, 1929, done at The Hague September 28, 1955 (The Hague Protocol) (Treaty Doc. 107–14);

Agreement Between the Government of the United States of America and the Government of the Russian Federation on the Conservation and Management of the Alaska-Chukotka Polar Bear Population done at Washington on October 16, 2000 (Treaty Doc. 107–10), with 1 condition;

Agreement Amending the Treaty Between the Government of the United States of America and the Government of Canada on Pacific Coast Albacore Tuna Vessels and Port Privileges done at Washington May 26, 1981 (the “Treaty”), effected by an exchange of diplomatic notes at Washington on July 17, 2002, and August 13, 2002 (the “Agreement”) (Treaty Doc 108–1);

Amendments to the 1987 Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America, with Annexes and agreed statements, done at Port Moresby, April 2, 1987, done at Koror, Palau, March 30, 1999, and at Kiritimati, Kiribati, March 24, 2002 (Treaty Doc. 108–2), with 1 declaration;

H. Con. Res. 209, commending the signing of the United States-Adriatic Charter, a charter of partnership among the United States, Albania, Croatia, and Macedonia, with amendments; and

S. Res. 184, calling on the Government of the People’s Republic of China immediately and unconditionally to release Dr. Yang Jianli, with amendments; and

A Foreign Service Officer promotion list received in the Senate on June 25, 2003.

IRAQ RECONSTRUCTION

Committee on Foreign Relations: Committee held hearings to examine status and prospects for reconstruction relating to Iraq, focusing on establishing public safety, Iraqi ownership, employment, providing basic services, decentralization, changing the Iraqi national mindset, mobilizing a new reconstruction coalition,

money and flexibility, Ba’athist media, and U.S. media operations, receiving testimony from John Hamre, Center for Strategic and International Studies, Washington, D.C.; and Anthony Borden, Institute for War and Peace Reporting, London, United Kingdom.

Hearings continue on Tuesday, July 29, 2003.

BUSINESS MEETING

Committee on Health, Education, Labor, and Pensions: Committee ordered favorably reported the following business items:

S. 720, to amend title IX of the Public Health Service Act to provide for the improvement of patient safety and to reduce the incidence of events that adversely affect patient safety, with an amendment in the nature of a substitute; and

The nominations of Charles Edward Horner, of the District of Columbia, and Stephen D. Krasner, of California, each to be a Member of the Board of Directors of the United States Institute of Peace, and Eric S. Dreiband, of Virginia, to be General Counsel of the Equal Employment Opportunity Commission.

INDIAN HEALTH CARE

Committee on Indian Affairs: Committee concluded hearings on S. 556, to amend the Indian Health Care Improvement Act to revise and extend that Act, after receiving testimony from Melanie Benjamin, Mille Lacs Band of Ojibwe, Onamia, Minnesota; Buford L. Rolin, Poarch Creek Band of Indians, Atmore, Alabama, on behalf of the Indian Health Board; Myra M. Munson, Sonosky, Chambers, Sachse, Miller and Munson, Juneau, Alaska; and Mim Dixon, Dixon and Associates, Boulder, Colorado.

LAW ENFORCEMENT AND TERRORISM

Committee on the Judiciary: Committee concluded hearings on law enforcement and terrorism issues, focusing on ongoing federal efforts to improve the collection and use of intelligence to protect the American people from terrorist attacks, and the Department of Justice Inspector General Report, “The September 11 Detainees: A Review of the Treatment of Aliens Held on Immigration Charges in Connection with the Investigation of the September 11 Attacks” after receiving testimony from Robert S. Mueller III, Director, Federal Bureau of Investigation, Department of Justice; and Asa Hutchinson, Under Secretary of Homeland Security for Border and Transportation Security.

NOMINATION

Committee on the Judiciary: Committee ordered favorably reported the nomination of William H. Pryor,

Jr., of Alabama, to be United States Circuit Judge for the Eleventh Circuit.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings to examine the nominations of Rene Acosta, of Virginia, to be an Assistant Attorney General, who was introduced by Senator Allen and Representative Ros-Lehtinen, and Daniel J. Bryant, of Virginia, to be an Assistant Attorney General, who was introduced by Senators Allen and Biden, both of the Department of Justice, after the nominees testified and answered questions in their own behalf.

SMITHFIELD/FARMLAND DEAL

Committee on the Judiciary: Subcommittee on Antitrust, Competition Policy, and Consumer Rights concluded hearings to examine agricultural consolidation and the Smithfield/Farmland Deal, after receiving testimony from Senator Johnson; Joseph Sebring, John Morrell, Inc., Cincinnati, Ohio; William Hughes, Wisconsin Department of Agriculture, Trade and Consumer Protection, Madison; Russ Kremer, Missouri Farmers' Union, Jefferson City; Michael Stumo, Organization for Competitive Markets, Winstead, Connecticut; Luther Tweeten, Columbus, Ohio; and Patrick Bell, Kenansville, North Carolina.

House of Representatives

Chamber Action

Measures Introduced: 19 public bills, H.R. 2823–2841; 1 private bill, H.R. 2842; and 6 resolutions, H. Con Res. 250–251 and H. Res. 330–333, were introduced. **Pages H7453–54**

Additional Cosponsors: **Pages H7454–55**

Reports Filed: Reports were filed as follows:

H. Res. 334, providing for consideration of H.R. 2765, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2004 (H. Rept. 108–230);

H. Res. 335, providing for consideration of H.R. 2427, to authorize the Secretary of Health and Human Services to promulgate regulations for the reimportation of prescription drugs (H. Rept. 108–231); and

H. Res. 336, providing for consideration of H.R. 2210, to reauthorize the Head Start Act to improve the school readiness of disadvantaged children (H. Rept. 108–232). **Page H7453**

Chaplain: The prayer was offered by the guest Chaplain, Dr. Ben Haden of Changed Lives in Chattanooga, Tennessee. **Page H7333**

Question of Privileges of the House: The House agreed to table H. Res. 330, concerning a matter of the privileges of the House, by a yea-and-nay vote of 223 yeas to 193 nays, Roll No. 410. **Pages H7336–37**

Rule Providing for Consideration of the Chile and Singapore Free Trade Agreements: The

House agreed to H. Res. 329, the rule that is providing for consideration of H.R. 2738, to implement the United States-Chile Free Trade Agreement, and for consideration of H.R. 2739, to implement the United States-Singapore Free Trade Agreement by a recorded vote of 281 yeas to 144 noes, Roll No. 415, and agreed to table the motion to reconsider the vote by a recorded vote of 228 yeas to 197 noes, Roll No. 416. Earlier, agreed to order the previous question by a recorded vote of 226 yeas to 200 noes, Roll No. 413, and agreed to table the motion to reconsider the vote by a recorded vote of 223 yeas to 201 noes, Roll No. 414. **Pages H7339–47, H7348–51**

Motions to Adjourn: Rejected the Hastings of Florida motion to adjourn by a yea-and-nay vote of 28 yeas to 389 nays, Roll No. 412, and later rejected a second motion to adjourn by a recorded vote of 29 yeas to 394 noes and 1 voting “present”, Roll No. 417. **Pages H7347–48, H7351**

Question of Personal Privilege: Representative Thomas rose to a point of personal privilege and was recognized. **Pages H7351–52**

Commerce, Justice, and State, Judiciary, and Related Agencies Appropriations: The House passed H.R. 2799, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2004 by a yea-and-nay vote of 400 yeas to 21 nays, Roll No. 422. The bill was also considered on July 22. **Pages H7337–39, H7352–69**

Agreed To:

Ose amendment that prohibits any funding to issue visas to anyone who violates the child abduction provisions of the Immigration and Nationality

Act (agreed to by a recorded vote of 424 ayes with none voting “no”, Roll No. 418); and **Pages H7352–53**

Hostettler amendment that prohibits funds to enforce the judgment of the United States Court of Appeals for the Eleventh Circuit in *Glassworth v. Moore* dealing with the display of the Ten Commandments (agreed to by a recorded vote of 260 ayes to 161 noes, Roll No. 419); **Pages H7353–54**

Rejected:

Hinchey amendment No. 1 printed in the Congressional Record of July 21 that sought to prohibit any funds to be used to prevent Alaska, Arizona, California, Colorado, Hawaii, Maine, Maryland, Nevada, Oregon, or Washington from implementing State laws authorizing the use of medical marijuana in those States (rejected by a recorded vote of 152 ayes to 273 noes, Roll No. 420); and **Pages H7354–55**

Rush amendment that seeks to prohibit funds to be used for the sentencing phase of any Federal prosecution in which the death penalty is sought by the United States (rejected by a recorded vote of 85 ayes to 339 noes, Roll No. 421); **Page H7355**

Point of Order sustained against:

Levin amendment that seeks to prohibit any funding to negotiate a Free Trade Area of the Americas (FTAA) or a Central American Free Trade Agreement (CAFTA) unless various conditions are met (agreed to sustain the ruling of the Chair by a recorded vote of 231 ayes to 198 noes, Roll No. 411).

Pages H7337–39

H. Res. 326, the rule that provided for consideration of the bill was agreed to by voice vote on July 22.

Recess: The House recessed at 7:21 p.m. and reconvened at 8:08 p.m. **Page H7393**

Foreign Operations, Export Financing, and Related Programs Appropriations: The House passed H.R. 2800, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2004 by yeand-nay vote of 370 yeas to 50 nays, Roll No. 429.

Pages H7369–76, H7377–H7444

Agreed To:

Kolbe amendment that clarifies the authorities of the Coordinator of United States government Activities to Combat HIV/AIDS Globally; **Page H7402**

Hefley amendment that strikes \$600,000 for International Military Education and Training funding; **Pages H7412–14**

Biggert amendment that provides for the United States participation in the Thirteenth Replenishment of the Resources of the International Development Association; **Pages H7428–29**

Hastings of Florida amendment that expresses the Sense of Congress that the President should use all

diplomatic options to ensure that the Government of North Korea does not engage in efforts relating to the proliferation of nuclear weapons; **Page H7429**

Kolbe amendment that clarifies procedures of the United States Agency for International Development with respect to competitive contracting procedures to support programs in Iraq; **Page H7432**

Sanders amendment that prohibits any funding to support an order requiring the production of library circulation records, library patron lists, library internet records, bookseller sales records, or bookseller customer lists; **Pages H7432–33**

Rejected:

Kilpatrick amendment that sought to increase funding for global HIV/AIDS programs by \$300 million with offsets from the Millennium Challenge Account (rejected by recorded vote of 192 ayes to 228 noes, Roll No. 425); **Pages H7383–94, H7441–42**

McGovern amendment No. 5 printed in the Congressional Record of July 21 that sought to increase funding for Child Survival and Health Programs fund by \$75 million with offsets from the Andean Counterdrug Initiative and Plan Colombia (rejected by recorded vote of 195 ayes to 226 noes, Roll No. 426); **Pages H7394–H7402, H7441–42**

Hefley amendment No. 1 printed in the Congressional Record of July 21 that sought to reduce overall funding by 1 percent (rejected by recorded vote of 110 ayes to 309 noes, Roll No. 427);

Pages H7433–34, H7442

Weiner amendment that sought to prohibit any assistance to Saudi Arabia (rejected by recorded vote of 191 ayes to 231 noes, Roll No. 428);

Pages H7435–40, H7442–43

Point of Order sustained against:

Jackson of Illinois amendment that sought to increase emergency funds for the International Development Agency; **Pages H7381–83**

Kaptur amendment that sought to make available at least \$94 million in assistance to Ukraine;

Pages H7408–09

Weiner amendment that sought to prohibit funding to finance directly any assistance or reparations to Saudi Arabia; **Pages H7416–17**

Sec. 568(a)(3) dealing with agricultural commodities guaranteed by the Commodity Credit Corporation; **Page H7426**

Sec. 572 dealing with Competition in Contracting; **Page H7426**

Sec. 575 dealing with the role of the United States Agency for International Development;

Page H7426

Nadler amendment No. 15 printed in the Congressional Record of July 22 that sought to withhold one-third of the funding made available to the United Nations Relief and Works Agency until the

President certifies that a program has been established for the resettlement of refugees and that the agency replaces its textbooks and educational materials that promote anti-Semitism; **Pages H7426–28**

Jackson-Lee amendment No. 10 printed in the Congressional Record of July 22 that sought to prohibit funding to prohibit the participation of women in international peace efforts; **Pages H7429–30**

Jackson-Lee amendment No. 8 printed in the Congressional Record of July 22 that sought to prohibit funding to prohibit the establishment of an independent commission on weapons of mass destruction in Iraq; **Pages H7430–32**

Withdrawn:

Schiff amendment No. 11 printed in the Congressional Record was offered, but subsequently withdrawn, that sought to increase funding for the Non-proliferation and Disarmament fund by \$15 million; **Pages H4710–11**

Ryun of Kansas amendment No. 12 printed in the Congressional Record of July 22 was offered, but subsequently withdrawn, that sought to prohibit funding to countries that materially hindered the United States led coalition's efforts to liberate the Iraqi people; and **Page H7430**

Otter amendment was offered, but subsequently withdrawn, that sought limit assistance to the Palestinian Authority during a quarter of fiscal year 2004 if the Secretary of State determines that the Palestinian authority has provided support for acts of international terrorism. **Pages H7432–35**

Motions to Rise:

Rejected the DeLauro motion that the Committee rise by a recorded vote of 84 ayes to 318 noes, Roll, No. 423; and **Pages H7374–75**

Rejected the Jackson of Illinois motion that the Committee rise by a recorded vote of 63 ayes to 342 noes, Roll, No. 424. **Page H7393**

H. Res 327, the rule that provided for consideration of the bill was agreed to on July 22.

Tax Relief, Simplification, and Equity Act Motions to Instruct Conferees: The House completed debate on the Bishop of New York motion to instruct conferees on H.R. 1308, Tax Relief, Simplification, and Equity Act, that was noted on July 23. Further proceedings on the motion were postponed. Earlier, Representative Solis announced her intention to offer a motion to instruct conferees on the bill. **Pages H7444–49**

Amendments: Amendments ordered printed pursuant to the rule appear on page H7455.

Quorum Calls—Votes: Four yea-and-nay votes and seventeen recorded votes developed during the proceedings of the House today and appear on pages H7336–37, H7338–39, H7347–48, H7348–49,

H7349, H7350, H7350–51, H7351, H7353, H7353–54, H7354–55, H7355, H7369, H7375, H7393, H7440–41, H7441–42, H7442, H7442–43, and H7443–44. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 2:50 a.m. on Thursday, July 24.

Committee Meetings

WILDFIRE SEASON AND THREATS

Committee on Agriculture: Held a hearing to review the 2002 Wildfire Season and the Wildfire Threats of the 2003 Season. Testimony was heard from Mark E. Rey, Under Secretary, Natural Resources and Environment, USDA; and public witnesses.

AIR FORCE TANKER LEASE PROPOSAL

Committee on Armed Services: Held a hearing on the Air Force Tanker Lease Proposal. Testimony was heard from the following officials of the Department of Defense: Michael Wynne, Acting Under Secretary, Acquisition, Technology and Logistics; Marvin R. Sambur, Assistant Secretary, Air Force (Acquisition); and Maj. Gen. Paul W. Essex, USAF, Director, Plans and Programs, Headquarters, Air Mobility Command; Neal Curtin, Director, Defense Capabilities and Management, GAO; and a public witness.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Environment and Hazardous Materials held a hearing on the following bills: H.R. 382, Solid Waste International Transportation Act of 2003; H.R. 411, to direct the Administrator of the Environmental Protection Agency to carry out certain authorities under an agreement with Canada respecting the importation of municipal solid waste; and H.R. 1730, Solid Waste Interstate Transportation Act of 2003. Testimony was heard from Senator Stabenow; Representative Miller of Michigan; Robert Springer, Director, Office of Solid Waste, EPA; the following officials of the State of Michigan: Ken Sikkema, member, Senate; and Steven Chester, Director, Department of Environmental Quality; the following officials of New York City: Andrew Lanza, Councilman; and Robert Orlin, Deputy Commissioner, Department of Sanitation; Nick DiPasquale, Deputy Secretary, Department of Environmental Protection, State of Pennsylvania; and public witnesses.

“ISSUES RELATING TO EPHERA-CONTAINING DIETARY SUPPLEMENTS”

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held an hearing entitled “Issues Relating to Ephera-containing Dietary Supplements.” Testimony was heard from Marcia

Crosse, Acting Director, Health Care—Public Health and Science Issues, GAO; and public witnesses.

In refusing to give testimony, the following witnesses invoked Fifth Amendment privileges: Michael Ellis, Founder and co-owner; and Daniel Rodriguez, R.N., Head Nurse, all with Metabolife International, Inc., San Diego, California; and David Brown, former President and Chief Executive Officer, Metabolife International, Inc., San Diego, California.

MISCELLANEOUS MEASURES

Committee on Financial Services: Ordered reported the following: H.R. 1533, to amend the securities laws to permit church pension plans to be invested in collective trusts; H.R. 1985, amended, FHA Multi-family Loan Limit Adjustment Act of 2003; H.R. 253, amended, Two Floods and You Are Out of the Taxpayers' Pocket Act of 2003; and H.R. 2420, amended, Mutual Funds Integrity and Fee Transparency Act of 2003.

POST 9/11 FEDERAL LAW ENFORCEMENT PERSONNEL—IMBALANCED COMPENSATION SYSTEM

Committee on Government Reform: Subcommittee on Civil Service and Agency Organization and the Subcommittee on Criminal Justice, Drug Policy and Human Resources held a joint hearing entitled “Federal Law Enforcement Personnel in the Post 9/11 Era: How Can We Fix an Imbalanced Compensation System?” Testimony was heard from Representatives Filner, Van Hollen, Rogers of Alabama and King of New York; Joanne Simms, Deputy Assistant Attorney General, Human Resources Administration, Department of Justice; Norman J. Rabkin, Managing Director, Homeland Security and Justice, GAO; Donald J. Winstead, Deputy Associate Director, Center for Pay and Performance Policy, OPM; Kay Frances Dolan, Director, Human Relations Policy, Department of Homeland Security; and public witnesses.

GAO HUMAN CAPITAL REFORM ACT

Committee on Government Reform: Subcommittee on Civil Service and Agency Organization approved for full Committee action, as amended, H.R. 2751, GAO Human Capital Reform Act of 2003.

SEC STRATEGIC PLANNING

Committee on Government Reform: Subcommittee on Government Efficiency and Financial Management held an oversight hearing entitled “SEC Strategic Planning—Will Additional Resources Help the SEC Fulfill It's Mission?” Testimony was heard from Richard Hillman, Director, Financial Markets and Community Investment, GAO; and Peter Derby,

Managing Executive, Operations, Office of the Chairman, SEC.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported the following measures: H.J. Res. 63, amended, to approve the “Compact of Free Association, as amended between the Government of the United States of America and the Government of the Federated States of Micronesia,” and the “Compact of Free Association, as amended between the Government of the United States of America and the Government of the Republic of the Marshall Islands,” and otherwise to amend Public Law 99–239, and to appropriate for the purposes of amended Public Law 99–239 for fiscal years ending on or before September 30, 2003; H.R. 1813, Torture Victims Relief Reauthorization Act of 2003; and H.R. 2620, amended, Trafficking Victims Protection Reauthorization Act of 2003.

CENTRAL ASIA TERRORISM, RELIGIOUS EXTREMISM, AND REGIONAL STABILITY

Committee on International Relations: Subcommittee on the Middle East and Central Asia, hearing on Central Asia: Terrorism, Religious Extremism, and Regional Stability. Testimony was heard from Stephen Blank, Professor, Strategic Studies Institute, U.S. Army War College; and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing one hour of general debate on H.R. 2765, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2004, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. Under the rules of the House the bill shall be read for amendment by paragraph. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution. The rule provides that the amendment printed in the Rules Committee report accompanying the rule may be offered only by a Member designated in the report and only at the appropriate point in the reading of the bill, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The rule waives all points of order against

the amendment printed in the report. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. The rule provides that after a motion that the Committee rise has been rejected on a legislative day, the Chairman of the Committee of the Whole may entertain another such motion on that day only if offered by the chairman of the Committee on Appropriations or the Majority Leader, or a designee. The rule provides that after a motion to strike out the enacting words of the bill (as described in clause 9 of rule XVIII) has been rejected, the Chairman may not entertain another such motion during further consideration of the bill. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Frelinghuysen and Smith of New Jersey.

PHARMACEUTICAL MARKET ACCESS ACT

Committee on Rules: Granted, by voice vote, a closed rule providing one hour of debate on H.R. 2427, Pharmaceutical Market Access Act of 2003, in the House equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce, or their designees. The rule waives all points of order against consideration of the bill. The rule provides that during consideration of the bill, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Buyer, Gutknecht, Emerson, Deutsch, Sanders, and Emanuel.

READY TO TEACH ACT

Committee on Rules: Granted, by voice vote, a structured rule providing one hour of general debate on H.R. 2210, Ready to Teach Act of 2003, equally divided and controlled by the chairman and ranking minority member of the Committee on Education and the Workforce. The rule provides that in lieu of the amendment recommended by the Committee on Education and the Workforce now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment, the amendment in the nature of a substitute printed in part A of the Rules Committee report accompanying the resolution, and provides that it shall be considered as read. The rule waives all points of order against the amendment in the nature of a substitute printed in part A of the report. The rule provides that amendments printed in part B of the report shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable

for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule waives all points of order against the amendments printed in part B of the report. The rule provides that after a motion that the Committee rise has been rejected on a legislative day, the Chairman of the Committee of the Whole may entertain another such motion on that day only if offered by the chairman of the Committee on Education and the Workforce or the Majority Leader or a designee. The rule provides that after a motion to strike out the enacting words of the bill (as described in clause 9 of rule XVIII) has been rejected, the Chairman may not entertain another such motion during further consideration of the bill. Finally, the rule provides one motion to recommit with or without instructions.

TAX CODE—ASSISTING SMALL BUSINESSES—RECENT GAINS AND WHAT REMAINS TO BE DONE

Committee on Small Business: Held a hearing on Assisting Small Businesses Through the Tax Code—Recent Gains and What Remains to be Done. Testimony was heard from Thomas M. Sullivan, Chief Counsel for Advocacy, SBA; Nina E. Olson, Taxpayer Advocate, IRS, Department of the Treasury; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Ordered reported, as amended, H.R. 2557, Water Resources Development Act of 2003.

The Committee also approved the following: GSA Fiscal Year 2004 Capital Investment and Leasing Program Resolutions and Courthouse Resolutions; Natural Resources Conservation Service Small Watershed Resolution; and Transportation and Infrastructure Committee Waste, Fraud, and Abuse Report.

INTELLIGENCE ISSUES; LEGAL AUTHORITIES

Permanent Select Committee on Intelligence: Met in executive sessions to hold hearings on Intelligence Issues and Legal Authorities. Testimony was heard from departmental witnesses.

SECURING AMERICA'S BORDERS—BEST BUSINESS PRACTICES

Select Committee on Homeland Security: Subcommittee on Infrastructure and Border Security held a hearing

entitled “Best Business Practices in Securing America’s Borders.” Testimony was heard from public witnesses.

Joint Meetings

Notice: The information relative to conference action on H.R. 1588 was incorrect on page D865 in the Senate Daily Digest of July 22, 2003. Listed below is the statement as it should have appeared:

NATIONAL DEFENSE AUTHORIZATION ACT

Conferees met on the differences between the Senate and House passed versions of H.R. 1588, to authorize appropriations for fiscal year 2004 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, but did not complete action thereon, and recessed subject to call.

COMMITTEE MEETINGS FOR THURSDAY, JULY 24, 2003

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Agriculture, Nutrition, and Forestry: business meeting to mark up H.R. 1904, to improve the capacity of the Secretary of Agriculture and the Secretary of the Interior to plan and conduct hazardous fuels reduction projects on National Forest System lands and Bureau of Land Management lands aimed at protecting communities, watersheds, and certain other at-risk lands from catastrophic wildfire, to enhance efforts to protect watersheds and address threats to forest and rangeland health, including catastrophic wildfire, across the landscape, 11 a.m., SR-328A.

Committee on Armed Services: to hold hearings to examine the nominations of General Richard B. Meyers, USAF, for reappointment as Chairman of the Joint Chiefs of Staff and reappointment to the grade of general, and General Peter Pace, USMC, for reappointment as Vice Chairman of the Joint Chiefs of Staff and reappointment to the grade of general, 9:30 a.m., SR-325.

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space, to hold joint hearings with the House Committee on Science Subcommittee on Space and Aeronautics to examine space commercialization, 10 a.m., SH-216.

Committee on Energy and Natural Resources: Subcommittee on National Parks, to hold oversight hearings to examine the competitive sourcing effort within the National Park Service, 3 p.m., SD-366.

Committee on Foreign Relations: Subcommittee on African Affairs, to hold hearings to examine the nomination of Donald K. Steinberg, of California, to be Ambassador to the Federal Republic of Nigeria; to be followed by hear-

ings on the Congo Basin Forest Partnership, 9 a.m., SD-419.

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia, to hold hearings to examine the past and present of the administration’s competitive sourcing initiative, 9:30 a.m., SD-342.

Committee on Health, Education, Labor, and Pensions: to hold hearings to examine federal biodefense readiness, 10 a.m., SD-430.

Committee on the Judiciary: business meeting to consider S.J. Res. 1, proposing an amendment to the Constitution of the United States to protect the rights of crime victims, S. 1301, to amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States, S. 1177, to ensure the collection of all cigarette taxes, S. Con. Res. 40, designating August 7, 2003, as “National Purple Heart Recognition Day”, S. Res. 124, designating September 28, 2003, as “National Good Neighbor Day”, S. Res. 167, recognizing the 100th anniversary of the founding of the Harley-Davidson Motor Company, which has been a significant part of the social, economic, and cultural heritage of the United States and many other nations and a leading force for product and manufacturing innovation throughout the 20th century, and the nominations of James O. Browning, to be United States District Judge for the District of New Mexico, Steven M. Colloton, of Iowa, to be United States Circuit Judge for the Eighth Circuit, P. Kevin Castel, to be United States District Judge for the Southern District of New York, Sandra J. Feuerstein, to be United States District Judge for the Eastern District of New York, Richard J. Holwell, to be United States District Judge for the Southern District of New York, H. Brent McKnight, to be United States District Judge for the Western District of North Carolina, R. David Proctor, to be United States District Judge for the Northern District of Alabama, Stephen C. Robinson, to be United States District Judge for the Southern District of New York, and Rene Acosta, of Virginia, to be an Assistant Attorney General, and Daniel J. Bryant, of Virginia, to be an Assistant Attorney General, both of the Department of Justice, 9:30 a.m., SD-226.

Select Committee on Intelligence: to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

House

Committee on Agriculture, hearing to review Tobacco Quota Buyout, 9:30 a.m., 1300 Longworth.

Subcommittee on Department Operations, Oversight, Nutrition, and Forestry, hearing to review operations of the Food Stamp Program, 1:30 p.m., 1302 Longworth.

Committee on Appropriations, to mark up the Transportation, Treasury and Independent Agencies appropriations for fiscal year 2002, 10 a.m., 2359 Rayburn.

Committee on Armed Services, Subcommittee on Terrorism, Unconventional Threats and Capabilities, hearing on Cyber Terrorism: The New Asymmetric Threat, 10 a.m., 2118 Rayburn.

Committee on the Budget, hearing on Economic Effects of Long-Term Federal Obligations, 10 a.m., 210 Cannon.

Committee on Education and the Workforce, Subcommittee on Workforce Protections, to mark up H.R. 2728, Occupational Safety and Health Small Business Day in Court Act of 2003; H.R. 2729, Occupational Safety and Health Review Commission Efficiency Act of 2003; and H.R. 2730, to amend the Occupational Safety and Health Act to provide for an independent review of citations issued by the Occupational Safety and Health Administration, 9:30 a.m., 2175 Rayburn.

Committee on Energy and Commerce, Subcommittee on Commerce, Trade and Consumer Protection and the Subcommittee on Oversight and Investigations, hearing entitled "Issues Relating to Ephedra-containing Dietary Supplements," 9:30 a.m., 2123 Rayburn.

Committee on Financial Services, to mark up the following bills: H.R. 2622, Fair and Accurate Credit Transactions Act of 2003; and H.R. 2179, Securities Fraud Deterrence and Investor Restitution Act of 2003, 10 a.m., 2128 Rayburn.

Committee on Government Reform, oversight hearing entitled "The Thrift Savings Plan: Putting Customers First?" and to consider the following measures: H.R. 2309, to designate the facility of the United States Postal Service located at 2300 Redondo Avenue in Signal California, as the "J. Stephen Horn Post Office Building;" H. Con. Res. 235, celebrating the life and achievements of Lawrence Eugene "Larry" Doby; H. Res. 306, congratulating the New York Yankees on the occasion of their 100th anniversary; and H. Res. 315, congratulating Rafael Palmeiro of the Texas Rangers for hitting 500 major league home runs and thanking him for being a role model for the Cuban American community, as well as for all Americans, 10 a.m., 2154 Rayburn.

Committee on the Judiciary, to mark up the following bills: H.R. 1829, Federal Prison Industries Competition in Contracting Act of 2003; H.R. 292, Korean War Veterans Recognition Act of 2003; H. Res. 234, condemning bigotry and violence against Arab-Americans, Muslim-Americans, South Asian-Americans, and Sikh Americans; H.R. 2655, to amend and extend the Irish Peace Process Cultural and Training Programs Act of 1998; and H.R. 1417, Copyright Royalty and Distribution Reform Act of 2003, 10:30 a.m., 2141 Rayburn.

Task Force on Antitrust, oversight hearing on "The Antitrust Enforcement Agencies: The Antitrust Division of the Department of Justice and the Bureau of Competition of the Federal Trade Commission, 2 p.m., 2141 Rayburn.

Subcommittee on Courts, the Internet, and Intellectual Property, oversight hearing on "Patent Quality Improvement, 10 a.m., 2141 Rayburn.

Committee on Resources, Subcommittee on Energy and Mineral Resources, oversight hearing on the Abandoned Mine Lands Program, 2 p.m., 1334 Longworth.

Subcommittee on Fisheries Conservation, Wildlife and Oceans, hearing on H.R. 2693, Marine Mammal Protection Act of 2003, 10 a.m., 1324 Longworth.

Subcommittee on Forests and Forest Health, hearing on the following measures: H.R. 1005, PILT and Refuge Revenue Sharing Permanent Funding Act; H.R. 1723, Caribbean National Forest Act of 2003; H.R. 2707, Salt Cedar and Russian Olive Control Demonstration Act; and to direct the Secretary of Agriculture to exchange certain lands within the Arapaho and Roosevelt National Forest in the State of Colorado, 9 a.m., 1334 Longworth.

Subcommittee on Water and Power, hearing on the following measures: the Water Supply, Reliability and Environmental Improvement Act; and H.R. 2642, Calfed Bay—Delta Authorization Act, 2 p.m., 1324 Longworth.

Committee on Small Business, to mark up H.R. 2802, Small Business Reauthorization and Manufacturing Revitalization Act of 2003, 9:30 a.m., 2360 Rayburn.

Committee on Veterans' Affairs, Subcommittee on Benefits, hearing on oversight of the Department of Labor's administration of the Uniformed Services Employment and Reemployment Rights Act (USERRA) under chapter 43 of title 38, United States Code, 9:30 a.m., 334 Cannon.

Committee on Ways and Means, Subcommittee on Social Security, hearing on SSA's Service Delivery Plan, 10 a.m., B-2318 Rayburn.

Permanent Select Committee on Intelligence, hearing on Sufficiency of Intelligence on Iraq, 9 a.m., 2318 Rayburn.

Subcommittee on Intelligence Policy and National Security, executive, briefing on pending business, 4 p.m., H-405 Capitol.

Select Committee on Homeland Security. Subcommittee on Intelligence and Counterterrorism hearing entitled "Improvements to Department of Homeland Security Information Sharing Capabilities—Vertical and Horizontal Intelligence Communications," 2 p.m., 2318 Rayburn.

Joint Meetings

Joint Meetings: Senate Committee on Commerce, Science, and Transportation, Subcommittee on Science, Technology and Space, to hold joint hearings with the House Committee on Science Subcommittee on Space and Aeronautics to examine space commercialization, 10 a.m., SH-216.

Next Meeting of the SENATE

9:30 a.m., Thursday, July 24

Senate Chamber

Program for Thursday: After the transaction of any morning business (not to extend beyond 10 a.m.), Senate will continue consideration of H.R. 2555, Homeland Security Appropriations.

(Senate will observe a moment of silence at 3:40 p.m. in honor of Capital Police officers Jacob Chestnut and John Gibson.)

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Thursday, July 24

House Chamber

Program for Thursday:

Consideration of H.R. 2738, to implement the United States-Chile Free Trade Agreement (closed rule, two hours of general debate);

Consideration of H.R. 2739, to implement the United States-Singapore Free Trade Agreement (closed rule, two hours of general debate);

Consideration of H.R. 2210, School Readiness Act (structured rule, one hour of general debate);

Consideration of H.R. 2765, District of Columbia Appropriations (open rule, one hour of general debate); and

Consideration of H.R. 2427, Pharmaceutical Market Access Act (closed rule, one hour of general debate).



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