

Daily Digest

HIGHLIGHTS

- Senate passed H.R. 2555, Homeland Security Appropriations.
- House Committee ordered reported the Transportation, Treasury, and Independent Agencies appropriations for fiscal year 2004.
- House passed H.R. 2738, to implement the United States-Chile Free Trade Agreement.
- House passed H.R. 2739, to implement the United States-Singapore Free Trade Agreement.
- House passed H.R. 2210, reauthorizing the Head Start Act to improve the school readiness of disadvantaged children.
- House passed H.R. 2427, authorizing the Secretary of Health and Human Services to promulgate regulations for the reimportation of prescription drugs.

Senate

Chamber Action

Routine Proceedings, pages S9827–S9924

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 1450–1454, and S. Con. Res. 58–60. **Pages S9904–05**

Measures Reported:

S. 1260, to promote the development of the commercial space transportation industry, to authorize appropriations for the Office of the Associate Administrator for Commercial Space Transportation. (S. Rept. No. 108–111)

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.

S. 1301, to amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States, with an amendment in the nature of a substitute.

S. Con. Res. 40, designating August 7, 2003, as “National Purple Heart Recognition Day”.

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Measures Passed:

Homeland Security Appropriations: By 93 yeas to 1 nay (Vote No. 306), Senate passed H.R. 2555, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2004, after taking action on the following amendments proposed thereto: **Pages S9830–87**

Adopted:

Dorgan Amendment No. 1362, to require a report on access by State and local law enforcement agencies to the Tipoff database on potential terrorists.

Pages S9831–32

Byrd (for Durbin) Amendment No. 1374, to provide for a report to Congress on information systems interoperability.

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Byrd (for Feingold) Amendment No. 1375, to require a report on the activities of the Department of Homeland Security with respect to the development of best practices for emergency responders.

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Levin Amendment No. 1376, to clarify the prohibition on contracting with corporate expatriates.

Pages S9868–69

Hutchison Amendment No. 1364, to provide for advanced funding to authorized entities performing duties under the Robert T. Stafford Disaster Relief and Emergency Assistance Act who respond to disasters declared by the President.

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Cochran (for Landrieu) Amendment No. 1378, to express the sense of the Senate that the Department of Homeland Security's Under Secretary for Science and Technology should take all appropriate steps to ensure the active participation of historically black colleges and universities, tribal colleges, Hispanic-serving institutions, and Alaskan Native serving institutions in Department sponsored university research. **Page S9870**

Cochran (for Bayh) Amendment No. 1379, to require a plan for the enhancement of the operations of the Information Analysis and Infrastructure Protection Directorate. **Pages S9870-71**

Byrd (for Feingold) Amendment No. 1380, to require the Comptroller General to conduct a review and to report to Congress on all of the data-mining programs relating to law enforcement and terrorism currently under development and in use in the Department of Homeland Security. **Page S9871**

Byrd (for Akaka) Amendment No. 1381, to allow the Secretary of Homeland Security flexibility in determining priorities for firefighting vehicles in the Firefighter Assistance Grants program. **Pages S9871-72**

Byrd (for Landrieu) Amendment No. 1382, to require the Secretary of Homeland Security to submit a report on the air traffic control communications void over the Gulf of Mexico. **Page S9872**

Rejected:

Byrd Amendment No. 1367, to fulfill homeland security promises. (By 51 yeas to 45 nays (Vote No. 300), Senate tabled the amendment.) **Pages S9848-51**

By 48 yeas to 48 nays (Vote No. 302), Specter (for Schumer/Specter) Amendment No. 1370, to increase the funding for discretionary grants for use in high-threat urban areas and decrease funding for information analysis and infrastructure protection, science and technology, and research and development. **Pages S9856-61**

By 46 yeas to 50 nays (Vote No. 303), Byrd Amendment No. 1373, to prohibit funds appropriated under this Act from being used by any advisory committee that has been exempted from the Federal Advisory Committee Act. **Pages S9864-66, S9866-67**

By 46 yeas to 46 nays (Vote No. 305), Byrd Amendment No. 1383, to provide post-employment lobbying restrictions on employees of the Department of Homeland Security and the Office of Homeland Security within the Executive Office of the President. **Pages S9872-74**

Withdrawn:

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. **Pages S9830-31, S9850**

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

By 41 yeas to 54 nays (Vote No. 299), 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 Dodd Amendment No. 1363, to fund urgent priorities for our Nation's firefighters, law enforcement personnel, and emergency medical personnel, and all Americans by reducing the 2003 tax breaks for individuals with annual income in excess of \$1,000,000. 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 S9832-47**

The Chair sustained a point of order against Feinstein/Kyl Amendment No. 1365, to prevent and respond to terrorism and crime at or through ports, as being in violation of Rule XVI of the Standing Rules of the Senate which prohibits general legislation on appropriations matters, and the amendment was ruled out of order. **Pages S9847-48**

By 50 yeas to 46 nays (Vote No. 301), 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 Specter Amendment No. 1368, to increase the funding for discretionary grants for use in high-threat urban areas. 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 S9851-56**

By 44 yeas to 50 nays (Vote No. 304), 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 Reed/Sarbanes Amendment No. 1372, to appropriate \$100,000,000 for grants to public transit agencies to enhance public transportation security against terrorist threats. 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 S9861-64, S9867**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Cochran, Stevens, Specter, Domenici, McConnell, Shelby, Gregg,

Campbell, Craig, Byrd, Inouye, Hollings, Leahy, Harkin, Mikulski, Kohl, and Murray. **Pages S9886–87**

Energy Policy Act: Senate resumed consideration of S. 14, to enhance the energy security of the United States, taking action on the following amendments proposed thereto: **Pages S9888–95**

Pending:

Campbell Amendment No. 886, to replace “tribal consortia” with “tribal energy resource development organizations”. **Page S9888**

Durbin Amendment No. 1384, to amend title 49, United States Code, to improve the system for enhancing automobile fuel efficiency. **Page S9889**

Durbin Modified Amendment No. 1385, to amend the Internal Revenue Code of 1986 to provide additional tax incentives for enhancing motor vehicle fuel efficiency. **Pages S9889, S9893–95**

Bond Amendment No. 1386, to impose additional requirements for improving automobile fuel economy and reducing vehicle emissions. **Pages S8990–95**

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Friday, July 25, 2003. **Page S9924**

Nomination—Agreement: A unanimous-consent agreement was reached providing that at 4:50 p.m., on Monday, July 28, 2003, Senate proceed to the nomination of Earl Leroy Yeakel III, to be United States District Judge for the Western District of Texas; that there be 5 minutes of debate equally divided between Senators Hutchison and Cornyn; that there be 5 minutes under the control of Senator Leahy; and that the Senate vote on the confirmation of the nomination at 5 p.m. **Page S9888**

Appointments:

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 Coleman of Minnesota as a member of the United States Senate Caucus on International Narcotics Control. **Page S9924**

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

Transmitting, pursuant to law, a report relative to the national emergency with respect to terrorists who threaten to disrupt the Middle East Peace process; to the Committee on Banking, Housing, and Urban Affairs. (PM–47) **Pages S9901–02**

Messages From the House: **Page S9902**

Measures Placed on Calendar: **Page S9902**

Executive Communications: **Page S9902**

Petitions and Memorials: **Pages S9902–04**

Executive Reports of Committees: **Page S9904**

Additional Cosponsors: **Pages S9905–06**

Statements on Introduced Bills/Resolutions: **Pages S9906–12**

Additional Statements: **Page S9901**

Amendments Submitted: **Pages S9912–23**

Authority for Committees to Meet: **Pages S9923–24**

Record Votes: Eight record votes were taken today. (Total—306)

Pages S9846–47, S9851, S9856, S9861, S9866–67, S9867, S9874, S9886

Recess: Senate met at 9:30 a.m., and recessed at 9:52 p.m., until 9:30 a.m., on Friday, July 25, 2003. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on page S9924.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported 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, with an amendment in the nature of a substitute.

NOMINATIONS

Committee on Armed Services: Committee concluded 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, after the nominees testified and answered questions in their own behalf.

NATIONAL PARK SERVICE: COMPETITIVE SOURCING

Committee on Energy and Natural Resources: Subcommittee on National Parks concluded oversight hearings on competitive sourcing effort within the National Park Service, focusing on the process for determining inherently governmental positions, the