

Daily Digest

HIGHLIGHTS

House and Senate passed H.J. Res. 69, Continuing Appropriations.

Senate agreed to the Conference Report to accompany H.R. 2658, Department of Defense Appropriations Act.

Senate passed H.R. 3161, Do Not Call Registry Act.

The House passed H.J. Res 69, making continuing appropriations for the fiscal year 2004.

The House passed H.R. 3161, to ratify the authority of the Federal Trade Commission to establish a do-not-call registry.

Senate

Chamber Action

Routine Proceedings, pages S11929–S12026

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 1655–1664, and S. Res. 234–235. **Pages S11988–89**

Measures Reported:

S. Res. 98, expressing the sense of the Senate that the President should designate the week of October 12, 2003, through October 18, 2003, as “National Cystic Fibrosis Awareness Week”, with an amendment.

S. Res. 209, recognizing and honoring Woodstock, Vermont, native Hiram Powers for his extraordinary and enduring contributions to American sculpture.

S. Res. 222, designating October 17, 2003 as “National Mammography Day”.

S. 1293, to criminalize the sending of predatory and abusive e-mail, with an amendment in the nature of a substitute.

S. 1451, to reauthorize programs under the Runaway and Homeless Youth Act and the Missing Children’s Assistance Act. **Page S11987**

Measure Passed:

Do Not Call Registry Ratification: By a unanimous vote of 95 yeas (Vote No. 365), Senate passed H.R. 3161, to ratify the authority of the Federal Trade Commission to establish a do-not-call registry, clearing the measure for the President. **Pages S11957–67**

Continuing Appropriations: Senate passed H.J. Res. 69, making continuing appropriations for the fiscal year 2004, clearing the measure for the President. **Page S11971**

Edward O’Grady, Waverly Brown, Peter Paige Post Office Building: Committee on Governmental Affairs was discharged from further consideration of S. 1591, to redesignate the facility of the United States Postal Service located at 48 South Broadway, Nyack, New York, as the “Edward O’Grady, Waverly Brown, Peter Paige Post Office Building”, and the bill was then passed. **Page S12022**

Video Voyeurism Prevention Act: Senate passed S. 1301, to amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States, after agreeing to the committee amendment in the nature of a substitute. **Pages S12022–23**

Federal Maritime Commission Authorization Act: Senate passed S. 1244, to authorize appropriations for the Federal Maritime Commission for fiscal years 2004 and 2008, after agreeing to the committee amendments. **Pages S12023–24**

National Cystic Fibrosis Awareness Week: Senate agreed to S. Res. 98, expressing the sense of the Senate that the President should designate the week of October 12, 2003, through October 18, 2003, as “National Cystic Fibrosis Awareness Week”, after agreeing to the committee amendment. **Page S12024**

Recognizing and Honoring Hiram Powers: Senate agreed to S. Res. 209, recognizing and honoring

Woodstock, Vermont, native Hiram Powers for his extraordinary and enduring contributions to American sculpture. **Pages S12024–25**

National Mammography Day: Senate agreed to S. Res. 222, designating October 17, 2003 as “National Mammography Day”. **Pages S12024–25**

Honoring Detroit Shock: Senate agreed to S. Res. 234, honoring the Detroit Shock on winning the Women’s National Basketball Association Championship. **Pages S12025–26**

District of Columbia Appropriations Act: Senate continued 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, taking action on the following amendments proposed thereto:

Pages S11943–57, S11971, S11971–78

Adopted:

Feinstein Modified Amendment No. 1787 (to Amendment No. 1783), to amend the DC Student Opportunity Scholarship Program regarding student assessments. **Pages S11943–57, S11971**

Pending:

DeWine/Landrieu Amendment No. 1783, in the nature of a substitute.

Pages S11943–57, S11971, S11971–78

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Friday, September 26, 2003. **Page S12026**

Defense Department Appropriations—Conference Report: By a unanimous vote of 95 yeas (Vote No. 364), Senate agreed to the conference report on H.R. 2658, making appropriations for the Department of Defense for the fiscal year ending September 30, 2004, clearing the measure for the President. **Pages S11938–43**

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 95 yeas (Vote No. Ex. 366), Dana Makoto Sabraw, of California, to be United States District Judge for the Southern District of California. **Pages S11967–68, S12026**

By unanimous vote of 93 yeas (Vote No. 367), Michael W. Mosman, of Oregon, to be United States District Judge for the District of Oregon.

Pages S11970–71, S12026

Nominations Received: Senate received the following nominations:

Gregory E. Jackson, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

1 Army nomination in the rank of general.

Routine list in the Air Force.

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Messages From the House:

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Measures Read First Time:

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Enrolled Bills Presented:

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Executive Communications:

Pages S11986–87

Executive Reports of Committees:

Pages S11987–88

Additional Cosponsors:

Pages S11989–90

Statements on Introduced Bills/Resolutions:

Pages S11990–S12003

Additional Statements:

Pages S11983–86

Amendments Submitted:

Page S12003

Authority for Committees to Meet:

Page S12004

Text of H.R. 2691, as Previously Passed:

Pages S12004–22

Record Votes: Four record votes were taken today. (Total—367) **Pages S11943, S11967, S11968, S11970–71**

Adjournment: Senate met at 9:30 a.m., and adjourned at 8:26 p.m., until 9:30 a.m., on Friday, September 26, 2003. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on page S12026.)

Committee Meetings

(Committees not listed did not meet)

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Committee concluded a hearing to examine the President’s fiscal year 2004 supplemental request for Iraq and Afghanistan, focusing on the Afghanistan operations, after receiving testimony from Dov S. Zakheim, Under Secretary of Defense (Comptroller); Peter Rodman, Assistant Secretary of Defense for International Security Affairs; and General Peter Pace, Vice Chairman, Joint Chiefs of Staff.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Gordon England, of Texas, to be Secretary of the Navy, and 5,552 military nominations in the Army, Navy, Air Force, and Marine Corps.

SUPPLEMENTAL APPROPRIATIONS

Committee on Armed Services: Committee concluded a hearing to examine ongoing military operations and reconstruction efforts in Iraq, focusing on the President’s fiscal year 2004 supplemental request for Iraq and Afghanistan, after receiving testimony from L.

Paul Bremer III, Administrator, Coalition Provisional Authority for Iraq; and General John P. Abizaid, Commander, U.S. Central Command.

TERRORIST FINANCING

Committee on Banking, Housing, and Urban Affairs: Committee held a hearing to examine counterterrorism initiatives in the terror finance program, focusing on the role of the anti-moneylaundering regulatory regime in the financial war on terrorism, better utilization of technology, increased information sharing, developing similar international standards, and the formation of The Terrorist Financing Operations Section (TFOS), receiving testimony from David D. Aufhauser, General Counsel, Department of the Treasury; and John S. Pistole, Assistant Director, Counterterrorism Division, Federal Bureau of Investigation, Department of Justice; and E. Anthony Wayne, Assistant Secretary of State for Economic and Business Affairs.

IN UTERO SURGERY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded a hearing to examine scientific and medical advances in the field of In Utero Surgery, after receiving testimony from James Thorp, University of Florida at Pensacola, on behalf of the Regional Perinatal Center Sacred Heart Women's Hospital; Alex Armas and Julie Armas, both of Villa Rica, Georgia; and Michael Clancy, Roscoe, Illinois.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Richard Eugene Hoagland, of the District of Columbia, to be Ambassador to the Republic of Tajikistan, Pamela P. Willeford, of Texas, to be Ambassador to Switzerland, and to serve concurrently and without additional compensation as Ambassador to the Principality of Liechtenstein, who was introduced by Senators Hutchison and Cornyn; and James Casey Kenny, of Illinois, to be Ambassador to Ireland, who was introduced by Senators Durbin and Fitzpatrick, after the nominees testified and answered questions in their own behalf.

HEAD START PROGRAM REAUTHORIZATION

Committee on Indian Affairs: Committee concluded a hearing to examine proposed legislation to reauthorize the Head Start program, focusing on culturally appropriate curricula and practices, distance learning, and including the Laguna Head Start and Early Childhood Programs, after receiving testimony from

Wendi Hill, Associate Commissioner, Headstart Bureau, Administration for Children and Families, Department of Health and Human Services; Mavany Verdugo, National Indian Head Start Directors Association, Valley Center, California; Henrietta Gomez, Taos Pueblo Head Start Program, Taos, New Mexico; Consuelo Guillory, Nez Perce Tribe Head Start Program, Lapwai, Idaho; Leroy Turney, Leech Lake Band of Ojibwe Head Start, Cass Lake, Minnesota; Ann Belleau, Inter-Tribal Council of Michigan Inc. Head Start/Early Head Start, Sault Ste. Marie, Michigan; Gilbert Sanchez, Pueblo of Laguna Department of Education, Laguna, New Mexico; Roy Laughter, Navajo Nation, Phoenix, Arizona; and Leo Morgan, Navajo Nation, Window Rock, Arizona.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1451, to reauthorize programs under the Runaway and Homeless Youth Act and the Missing Children's Assistance Act;

S. 1293, to criminalize the sending of predatory and abusive e-mail, with an amendment in the nature of a substitute;

S. Res. 209, recognizing and honoring Woodstock, Vermont, native Hiram Powers for his extraordinary and enduring contributions to American sculpture;

S. Res. 222, designating October 17, 2003 as "National Mammography Day";

S. Res. 98, expressing the sense of the Senate that the President should designate the week of October 12, 2003, through October 18, 2003, as "National Cystic Fibrosis Awareness Week", with an amendment; and

The nominations of Mauricio J. Tamargo, of Florida, to be Chairman of the Foreign Claims Settlement Commission of the United States, and John Francis Bardelli, to be United States Marshal for the District of Connecticut, both of the Department of Justice; Carlos T. Bea, of California, to be United States Circuit Judge for the Ninth Circuit, Marcia A. Crone, to be United States District Judge for the Eastern District of Texas, Phillip S. Figa, to be United States District Judge for the District of Colorado, William Q. Hayes, to be United States District Judge for the Southern District of California, John A. Houston, to be United States District Judge for the Southern District of California, Robert Clive Jones, to be United States District Judge for the District of Nevada, and Ronald A. White, to be United States District Judge for the Eastern District of Oklahoma.

House of Representatives

Chamber Action

Measures Introduced: 18 public bills, H.R. 3177–3194; and 3 resolutions, H. Con. Res. 289 and H. Res. 379–380, were introduced.

Pages H8949–50

Additional Cosponsors:

Pages H8950–51

Reports Filed: Reports were filed as follows:

H.R. 2714, to reauthorize the State Justice Institute (H. Rept. 108–285); and

H.R. 1829, to amend title 18, United States Code, to require Federal Prison Industries to compete for its contracts minimizing its unfair competition with private sector firms and their non-inmate workers and empowering Federal agencies to get the best value for taxpayers' dollars, to provide a five-year period during which Federal Prison Industries adjusts to obtaining inmate work opportunities through other than its mandatory source status, to enhance inmate access to remedial and vocational opportunities and other rehabilitative opportunities to better prepare inmates for a successful return to society, to authorize alternative inmate work opportunities in support of non-profit organizations (H. Rept. 108–286).

Page H8949

Chaplain: The prayer was offered today by Rev. Dr. Harold R. Mayberry, Senior Pastor, First African Methodist Episcopal Church in Oakland, California.

Page H8907

Partial Birth Abortion Ban Act—Appointed as Conferees: The Speaker announced that Representatives Chabot and Lofgren were added as conferees on S. 3, Partial-Birth Abortion Ban Act of 2003.

Page H8907

Continuing Appropriations for Fiscal Year 2004: The House passed H.J. Res. 69, making continuing appropriations for the fiscal year 2004 by a ye and nay vote of 407 yeas to 8 nays, Roll No. 520.

Pages H8909–16

Considered under a unanimous consent agreement reached on Wednesday, September 24.

Do-Not-Call Registry: The House passed H.R. 3161, to ratify the authority of the Federal Trade Commission to establish a do-not-call registry by a ye and nay vote of 412 yeas to 8 nays, Roll No. 521.

Pages H8916–22

Considered under a unanimous consent agreement reached on Wednesday, September 24.

Medicare Prescription Drug Benefit—Motion to Instruct Conferees: The House rejected the Kind motion to instruct conferees on H.R. 1, Medicare

Prescription Drug and Modernization Act of 2003, which was debated on Wednesday, September 24, by a ye and nay vote of 199 yeas to 220 nays, Roll No. 522.

Page H8922

Later the House debated the Sandlin motion to instruct conferees on the bill. Further consideration on the motion was postponed until a later date.

Pages H8925–30

National Defense Authorization Act—Motion to Instruct Conferees: The House agreed to the Crowley motion to instruct conferees on H.R. 1588, National Defense Authorization Act for Fiscal Year 2004, which was debated on Wednesday, September 24, by a ye and nay vote of 356 yeas to 67 nays, Roll No. 523.

Page H8923

Tax Relief, Simplification, and Equity Act—Motion to Instruct Conferees: The House debated the Pallone motion to instruct on H.R. 1308, Tax Relief, Simplification, and Equity Act. Further proceedings on the motion were postponed until a later date.

Pages H8930–35

Meeting Hour: Agreed that when the House adjourns today, September 25, it adjourn to meet at 12 noon on Monday, September 29, and further that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, September 30 for morning hour debate.

Page H8925

Calendar Wednesday: Agreed to dispense with the Calendar Wednesday business of Wednesday, October 1.

Page H8925

Senate Message: Message received from the Senate today appears on page H8936.

Adjournment: The House met at 10 a.m. and adjourned at 4:19 p.m.

Committee Meetings

IRAQ—U.S. POLICY AND OPERATIONS

Committee on Armed Services: Held a hearing on United States policy and operations in Iraq. Testimony was heard from the following officials of the Department of Defense: Paul Wolfowitz, Deputy Secretary; Gen. John Abizaid, USA, Commander, U.S. Central Command and Gen. John M. Keane, USA, Vice Chief of Staff, U.S. Army; and Ambassador L. Bremer III, Presidential Envoy to Iraq and Administrator of the Coalition Provisional Authority.

MISCELLANEOUS MEASURES

Committee on Education and the Workforce: Ordered reported the following measures: H.R. 3076, amended,

Graduate Opportunities in Higher Education Act of 2003; H.R. 3077, amended, International Studies in Higher Education Act of 2003; and H. Con. Res. 282, honoring the life of Johnny Cash.

FREDDIE MAC: ACCOUNTING STANDARDS ISSUES RAISED BY DOTY REPORT

Committee on Energy and Commerce: Subcommittee on Commerce, Trade and Consumer Protection held a hearing entitled “Freddie Mac: Accounting Standards Issues Raised in the Doty Report.” Testimony was heard from public witnesses.

SECONDARY MORTGAGE MARKET ENTERPRISES REGULATORY IMPROVEMENT ACT; ADMINISTRATION'S PROPOSALS ON GSE REGULATION

Committee on Financial Services: Held a hearing on the following: H.R. 2575, Secondary Mortgage Market Enterprises Regulatory Improvement Act; and the Administration's proposals on GSE regulation. Testimony was heard from Armando Falcon, Jr., Director Office of Federal Housing Enterprise Oversight, Department of Housing and Urban Development; the following officials of the Federal Housing Finance Board: John T. Korsmo, Chairman; David H. Hehman, President and CEO, Federal Home Loan Bank of Cincinnati; and Dean Schultz, President and CEO, Federal Home Loan Bank of San Francisco; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Government Reform: Ordered reported the following measures: H.R. 1151, to provide that transit pass transportation fringe benefits be made available to all qualified Federal employees in the National Capital Region; to allow passenger carriers which are owned or leased by the Government to be used to transport Government employees between their place of employment and mass transit facilities; H.R. 1231, to amend the Internal Revenue Code of 1986 to allow Federal civilian and military retirees to pay health insurance premiums on a pretax basis and to allow a deduction for TRICARE supplemental premiums; H.R. 3054, District of Columbia Military Retirement Equity Act of 2003; H. Con. Res. 273, recognizing and congratulating the East Boynton Beach, Florida, Little League team as the 2003 United States Little League Champions; and H.R. 3159, Government Network Security Act of 2003.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported, as amended, H.R. 3145, to amend the Foreign Assistance Act of 1961 to reauthorize the Overseas Private Investment Corporation.

The Committee adversely reported H. Res. 364, of inquiry requesting the President to transmit to the House of Representatives not later than 14 days after the date of adoption of this resolution the report prepared for the Joint Chiefs of Staff entitled “Operation Iraqi Freedom Strategic Lessons Learned:” and documents in his possession on the reconstruction and security of post-war Iraq.

The Committee also approved a motion urging the Chairman to request that the following measures be considered on the Suspension Calendar: H. Con. Res. 274, commending the National Endowment for Democracy for its contributions to democratic development around the world on the occasion of the 20th anniversary of the establishment of the National Endowment for Democracy; H.R. 2264, Congo Basin Forest Partnership Act of 2003; H. Res. 372, expressing the condolences of the House of Representatives in response to the murder of Swedish Foreign Minister Anna Lindh; and H. Res. 356, expressing the sense of the House of Representatives regarding the man-made famine that occurred in Ukraine 1932–1933.

U.S. POLICY TOWARD IRAQ

Committee on International Relations: Held a hearing on U.S. Policy Toward Iraq. Testimony was heard from Ambassador L. Paul Bremer III, Presidential Envoy to Iraq and Administrator of the Coalition Provisional Authority.

TOXIC RELEASE INVENTORY—IMPACT ON FEDERAL MINERALS AND ENERGY

Committee on Resources: Subcommittee on Energy and Mineral Resources held an oversight hearing entitled “The Toxic Release Inventory and its Impact on Federal Minerals and Energy.” Testimony was heard from Kim Nelson, Assistant Administrator, EPA; and public witnesses.

MARINE MAMMAL PROTECTION ACT AMENDMENTS; MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action, as amended, H.R. 2693, Marine Mammal Protection Act Amendments of 2003.

The Subcommittee also held a hearing on the following bills: H.R. 154, to exclude certain properties from the John H. Chafee Coastal Barrier Resources System; H.R. 2501, to clarify the boundaries of Coastal Barrier Resources System Cape Fear Unit NC-07P; H.R. 2619, to provide for the expansion of Kilauea Point National Wildlife Refuge; H.R. 2623, Cahaba River National Wildlife Refuge Expansion Act; and H.R. 3056, to clarify the boundaries of the John H. Chafee Coast Barrier Resources

System Cedar Keys Unit P25 on Otherwise Protected Area P25P. Testimony was heard from Representatives Paul, Bachus, McIntyre and Case; Clint Riley, Special Assistant to the Director, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

WATER SUPPLY, RELIABILITY, AND ENVIRONMENTAL IMPROVEMENT ACT

Committee on Resources: Subcommittee on Water and Power approved for full Committee action H.R. 2828, Water Supply, Reliability, and Environmental Improvement Act.

KEEPING THE LIGHTS ON: REMOVING BARRIERS TO TECHNOLOGY TO PREVENT BLACKOUTS

Committee on Science: Subcommittee on Energy held a hearing on Keeping the Lights on: Removing Barriers to Technology to Prevent Blackouts. Testimony was heard from James W. Glotfelty, Director, Office of Electric Transmission and Distribution, Department of Energy; and public witnesses.

FUTURE OF RURAL TELECOMMUNICATIONS

Committee on Small Business: Subcommittee on Rural Enterprises, Agriculture and Technology held a hearing entitled "The Future of Rural Telecommunications: Is the Universal Service Fund Sustainable?" Testimony was heard from Kathleen Abernathy, Commissioner, FCC; and public witnesses.

VA'S LIFE INSURANCE PROGRAM

Committee on Veterans' Affairs: Subcommittee on Benefits held a hearing on the Department of Veterans Affairs' Life Insurance Program. Testimony was heard from Thomas M. Lastowka, Director, VA Regional Office and Insurance Center, Veterans Benefits Administration, Department of Veterans Affairs; Col. Virginia S. Penrod, USAF, Director, Compensation, Military Personnel Policy, Department of Defense; and representatives of veterans organizations.

SSA'S MANAGEMENT—OFFICE OF HEARINGS AND APPEALS

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the SSA's Manage-

ment of the Office of Hearings and Appeals. Testimony was heard from the following officials of the SSA: Jo Anne B. Barnhart, Commissioner; and James G. Huse, Jr., Inspector General; Syl Scheiber, member, Social Security Advisory Board; and public witnesses.

BRIEFING—GLOBAL INTELLIGENCE UPDATE

Permanent Select Committee on Intelligence: Subcommittee on Intelligence Policy and National Security met in executive session to receive a briefing on Global Intelligence Update. The Subcommittee was briefed by departmental witnesses.

INFORMATION ANALYSIS AND INFRASTRUCTURE PROTECTION AND THE TERRORIST THREAT INTEGRATION CENTER

Permanent Select Committee on Intelligence: Subcommittee on Terrorism and Homeland Security met in executive session to hold a hearing on Information Analysis and Infrastructure Protection and the Terrorist Threat Integration Center. Testimony was heard from departmental witnesses.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D1023)

H.R. 13, to reauthorize the Museum and Library Services Act. Signed on September 25, 2003. (Public Law 108–81).

COMMITTEE MEETINGS FOR FRIDAY, SEPTEMBER 26, 2003

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

No Committee meetings are scheduled.

Next Meeting of the SENATE

9:30 a.m., Friday, September 26

Next Meeting of the HOUSE OF REPRESENTATIVES

12 noon, Monday, September 29

Senate Chamber

Program for Friday: Senate will continue consideration of H.R. 2765, District of Columbia Appropriations Act.

House Chamber

Program for Monday: Pro forma session.

Extensions of Remarks, as inserted in this issue

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