

# Daily Digest

## HIGHLIGHTS

Senate passed H.R. 2622, Fair and Accurate Credit Transactions Act.

The House passed H.R. 2443, Coast Guard and Maritime Transportation Act of 2003.

The House passed H.J. Res. 76, making further continuing appropriations for fiscal year 2004.

The House agreed to the conference report on H.R. 2559, Military Construction Appropriations for fiscal year 2004.

## Senate

### Chamber Action

*Routine Proceedings, pages S13947–S14081*

**Measures Introduced:** Nine bills and two resolutions were introduced, as follows: S. 1820–1828, S.J. Res. 23 and S. Res. 259. **Pages S14031–32**

#### Measures Reported:

S. 1669, to reauthorize the Dingell-Johnson Sport Fish Restoration Act. (S. Rept. No. 108–186)

S. 1627, to reauthorize the Workforce Investment Act of 1998, with an amendment in the nature of a substitute. (S. Rept. No. 108–187) **Page S14031**

#### Measures Passed:

**Fair and Accurate Credit Transactions Act:** Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 2622, to amend the Fair Credit Reporting Act, to prevent identity theft, improve resolution of consumer disputes, improve the accuracy of consumer records, make improvements in the use of, and consumer access to, credit information, and by 95 yeas to 2 nays (Vote No. 437), Senate passed the bill, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1753, Senate companion measure, as amended. **Pages S13980–94**

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 Shelby, Bennett, Alard, Enzi, Sarbanes, Dodd, and Johnson. **Page S13994**

Subsequently, S. 1753 was returned to the Senate Calendar. **Page S13994**

**Legal Representation:** Senate agreed to S. Res. 259, to authorize legal representation in Bell Aviation, Inc., et al. v. Sino Swearingen Aircraft Co., L.P., et. al. **Pages S14032**

**Vietnam Veterans Memorial Visitor Center Act:** Senate passed H.R. 1442, to authorize the design and construction of a visitor center for the Vietnam Veterans Memorial, after agreeing to the following amendment proposed thereto: **Page S14075**

Bennett (for Thomas) Amendment No. 2113, in the nature of a substitute. **Page S14075**

**Homeland Security Federal Workforce Act:** Senate passed S. 589, to strengthen and improve the management of national security, encourage Government service in areas of critical national security, and to assist government agencies in addressing deficiencies in personnel possessing specialized skills important to national security and incorporating the goals and strategies for recruitment and retention for such skilled personnel into the strategic and performance management systems of Federal agencies, after agreeing to the following amendment proposed thereto: **Pages S14075–76**

Bennett (for Collins) Amendment No. 2114, in the nature of a substitute. **Page S14076**

**Agriculture Appropriations Act:** Senate began consideration of H.R. 2673, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2004, taking action on the following amendments proposed thereto:

**Pages S13954–80**

Adopted:

Bennett/Kohl Amendment No. 2072, in the nature of a substitute. (Amendment, as agreed to, will be considered original text for the purpose of further amendment.) **Page S13954**

Bennett/Kohl Amendment No. 2084, to provide that statements made by the Chairman and/or Ranking Member of the Agriculture Appropriations Subcommittee, and colloquies engaging the Chairman and/or Ranking Member of the Agriculture Appropriations Subcommittee, given on the Senate Floor or submitted for the Record during Senate consideration of this Act shall be deemed part of Senate Committee Report 108–107 for purposes of conference with the House of Representatives. **Pages S13971–72**

Akaka Amendment No. 2088, to restrict funding for the approval for human consumption of meat produced from downed animals. **Pages S13997–98, S14000**

By 57 yeas to 40 nays (Vote No. 439), Cantwell Amendment No. 2087, to prohibit energy market manipulation. **Pages S13998–S14001**

Bennett/Kohl Amendment No. 2091, to provide for an increase in the Food Stamp Program. **Page S14005**

Bennett (for Durbin) Amendment No. 2092, to prohibit funds to be made available to promote the sale or export of tobacco or tobacco products. **Pages S14005–06**

Bennett/Kohl Amendment No. 2093, relative to nuclear affected islands. **Page S14006**

Bennett (for Murkowski) Amendment No. 2094, to provide a freeze in the Alaska/Hawaii Food Stamp Program. **Page S14006**

Bennett (for Snowe/Dorgan) Amendment No. 2095, to modify the boundaries of certain empowerment zone designations. **Page S14006**

Bennett (for Levin/Stabenow) Amendment No. 2096, to prohibit the use of funds to issue or to implement the proposed rule on cost-sharing for animal and plant health emergency programs. **Page S14007**

Bennett (for Inhofe) Amendment No. 2097, relative to rural community advancement program eligibility. **Page S14007**

Bennett/Kohl Amendment No. 2098, to define the term “eligible rural community.” **Page S14007**

Bennett (for Inouye) Amendment No. 2099, to designate any portion of the County of Honolulu as a rural area or eligible rural community. **Page S14007**

Bennett/Kohl Amendment No. 2100, relative to the Ginnie Mae mortgage-backed securities pools. **Page S14007**

Bennett (for Kohl) Amendment No. 2101, to allow all Community Facility Program facility borrowers and grantees to enter into contracts with not-

for-profit third parties for services consistent with the requirements of the Program. **Page S14007**

Bennett (for Brownback) Amendment No. 2102, to provide for four flood control structures in Marmaton, Kansas. **Pages S14007–08**

Bennett Amendment No. 2103, relative to the processing worker demo pilot project. **Page S14008**

Bennett/Kohl Amendment No. 2104, to make a technical correction to the rural economic development loans and grants program. **Page S14008**

Bennett (for Grassley/Dorgan) Amendment No. 2105, to limit payments under the environmental quality incentives program. **Page S14008**

Bennett (for Craig) Amendment No. 2106, to facilitate cooperative agreements for wildlife services programs of the Animal and Plant Health Inspection Service of the Department of Agriculture. **Pages S14008–09**

Bennett (for Graham (FL)/Nelson (FL)) Amendment No. 2107, to make a technical amendment to ensure that assistance is provided for tree replacement for losses due to citrus canker. **Page S14009**

Bennett (for Burns/Clinton) Amendment No. 2108, to permit the use of certain unobligated carry-over funds to carry out the 911 access loan program. **Page S14009**

Bennett (for Durbin) Amendment No. 2109, to insert a provision relating to funding the processing of comments in response to a Federal Register item concerning ephedra. **Page S14009**

Bennett (for Schumer) Amendment No. 2110, to ensure that amounts are made available for the generic drugs program. **Page S14009**

Bennett (for Miller) Amendment No. 2111, to restrict the expenditure of funds for the salary of the Under Secretary of Agriculture for Farm and Foreign Agricultural Services. **Pages S14009**

Bennett (for Frist/Daschle) Amendment No. 2112, to require the Secretary of Agriculture to establish university-based research, extension, and educational programs to implement biobased energy technologies, products, and economic diversification in rural areas of the United States. **Pages S14009–11**

Bennett (for Hatch) Amendment No. 2090, to specify a minimum level of funding for regulation of dietary supplements. **Pages S14011–12**

Rejected:

By 41 yeas to 56 nays (Vote No. 436), Feinstein Amendment No. 2083, to improve the operation of energy markets. **Pages S13961–71, S13972–80**

Pending:

Bennett/Kohl Amendment No. 2073, of a technical nature. **Pages S13955–57**

Specter Amendment No. 2080, to limit the use of funds to allocate the rate of price support between the purchase prices for nonfat dry milk and butter

in a manner that does not support the price of milk at the rate prescribed by law. **Page S13997**

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

By 40 yeas to 55 nays (Vote No. 440), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 502(c)(5) of H. Con. Res. 95, Congressional Budget Resolution, with respect to the emergency designation provision in Dayton Amendment No. 2089, to provide emergency disaster assistance to agricultural producers. Subsequently, a point of order that the emergency designation provision would violate section 502(c)(5) of H. Con. Res. 95 was sustained and the provision was stricken. Also, the Chair sustained a point order that the amendment would exceed the subcommittee's 302(b) allocation and the amendment thus falls.

**Pages S14001–05**

Senate expects to continue consideration of the bill on Thursday, November 6, 2003.

**Removal of Injunction of Secrecy:** The injunction of secrecy was removed from the following treaty:

Convention on International Interests in Mobile Equipment and Protocol to Convention on International Interests in Mobile Equipment (Treaty Doc. No. 108–10).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

**Pages S14076–77**

**Nomination—Agreement:** A unanimous-consent agreement was reached providing for further consideration of the nomination of William H. Pryor, Jr., of Alabama, to be United States Circuit Judge for the Eleventh Circuit at 10:30 a.m., on Thursday, November 6, 2003, with 60 minutes of debate followed by a vote on the second motion to close further debate on the nomination.

**Page S14077**

**Nominations Confirmed:** Senate confirmed the following nomination:

By unanimous vote of 97 yeas (Vote No. 438), Roger W. Titus, of Maryland, to be United States District Judge for the District of Maryland.

**Pages S13997, S14081**

**Nominations Received:** Senate received the following nominations:

James M. Loy, of Virginia, to be Deputy Secretary of Homeland Security.

Laurie Susan Fulton, of Virginia, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 2007.

Peter G. Sheridan, of New Jersey, to be United States District Judge for the District of New Jersey.

William S. Duffey, Jr., of Georgia, to be United States District Judge for the Northern District of Georgia.

**Page S14081**

**Messages From the House:** **Page S14027**

**Measures Referred:** **Page S14028**

**Measures Placed on Calendar:** **Page S14028**

**Executive Communications:** **Pages S14028–31**

**Additional Cosponsors:** **Page S14032**

**Statements on Introduced Bills/Resolutions:** **Pages S14032–51**

**Additional Statements:** **Pages S14026–27**

**Amendments Submitted:** **Pages S14051–74**

**Notices of Hearings/Meetings:** **Page S14074**

**Authority for Committees to Meet:** **Page S14074**

**Privilege of the Floor:** **Page S14075**

**Record Votes:** Five record votes were taken today. (Total—440)

**Page S13980, S13982, S13997, S14001, S14005**

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 7:14 p.m., until 9:30 a.m., on Thursday, November 6, 2003. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S14077.)

## Committee Meetings

(Committees not listed did not meet)

### AVIATION SECURITY

*Committee on Commerce, Science, and Transportation:* Committee held open and closed hearings to examine aviation security, focusing on efforts to measure effectiveness and address challenges, after receiving testimony from Stephen McHale, Deputy Administrator, Transportation Security Administration, Penrose A. Albright, Assistant Secretary, Plans Programs, Budgets, Science and Technology Directorate, William Parrish, Acting Assistant Secretary, Information Analysis, Information Analysis and Infrastructure Protection, all of the Department of Homeland Security; and Cathleen A. Berrick, Director, Homeland Security and Justice Issues, General Accounting Office.

Hearing recessed subject to the call.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Marguerita Dianne Ragsdale, of Virginia, to be Ambassador to the Republic of Djibouti, Edward B. O'Donnell, Jr., of Tennessee, for the rank of Ambassador during his tenure of service as Special Envoy for Holocaust

Issues, Jon R. Purnell, of Massachusetts, to be Ambassador to the Republic of Uzbekistan, and Stuart W. Holliday, of Texas, to be Alternate Representative of the United States of America for Special Political Affairs in the United Nations, with the rank of Ambassador, after the nominees, who were introduced by Senator Lugar, testified and answered questions in their own behalf.

#### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Mary Kramer, of Iowa, to be Ambassador to Barbados and to serve concurrently and without additional compensation as Ambassador to St. Kitts and Nevis, Saint Lucia, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, and Saint Vincent and the Grenadines, Timothy John Dunn, of Illinois, for the rank of Ambassador during his tenure of service as Deputy Permanent Representative to the Organiza-

tion of American States, James Curtis Struble, of California, to be Ambassador to Peru, and Hector E. Morales, of Texas, to be United States Alternate Executive Director of the Inter-American Development Bank, who was introduced by Senator Hutchison, after the nominees testified and answered questions in their own behalf.

#### U.S. POSTAL SERVICE

*Committee on Governmental Affairs:* Committee concluded a hearing to examine the report of the Presidential Commission on the U.S. Postal Service, focusing on legislative reform relating to the long-term ability of the U.S. Postal Service to provide affordable, universal mail service, after receiving testimony from John E. Potter, Postmaster General, United States Postal Service; and David M. Walker Comptroller General of the United States, General Accounting Office.

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## House of Representatives

### *Chamber Action*

**Measures Introduced:** 12 public bills, H.R. 3440–3451; and 1 resolution, H. Res. 433, were introduced. **Pages H10456–57**

**Additional Cosponsors:** **Pages H10457–58**

**Reports Filed:** No reports were filed today.

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Bass to act as Speaker Pro Tempore for today. **Page H10345**

**Chaplain:** The prayer was offered today by Rev. James Thomas, Pastor, Jefferson Street Missionary Baptist Church in Nashville, Tennessee. **Page H10345**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

***Trafficking Victims Protection Reauthorization Act of 2003:*** Debated on Tuesday, November 4, H.R. 2620, amended, to authorize appropriations for fiscal years 2004 and 2005 for the Trafficking Victims Protection Act of 2000, by a 2/3 yea-and-nay vote of 422 yeas to 1 nay, Roll No. 607. **Page H10426**

***Authorizing salary adjustments for Justices and judges of the United States:*** H.R. 3349, to authorize salary adjustments for Justices and judges of the United States for fiscal year 2004; **Pages H10348–49**

***Advancing Justice Through DNA Technology Act of 2003:*** H.R. 3214, amended, to eliminate the

substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of DNA evidence, to provide post-conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases, by a 2/3 yea-and-nay vote of 357 yeas to 67 nays, Roll No. 608;

**Pages H10349–63, H10426–27**

***Reauthorizing the ban on undetectable firearms:*** H.R. 3348, amended, to reauthorize the ban on undetectable firearms; **Pages H10363–64**

***Fallen Patriots Tax Relief Act:*** Agreed to the Senate amendments to H.R. 3365, to amend title 10, United States Code, and the Internal Revenue Code of 1986 to increase the death gratuity payable with respect to deceased members of the Armed Forces and to exclude such gratuity from gross income, to provide additional tax relief for members of the Armed Forces and their families, by a 2/3 yea-and-nay vote of 420 yeas with none voting “nay”, Roll No. 609; **Pages H10367–73, H10427–28**

***Honoring the firefighters and other public servants who responded to the wildfires in Southern California:*** H. Res. 425, recognizing and honoring

the firefighters and other public servants who responded to the October, 2003, historically devastating, outbreak of wildfires in Southern California; and  
**Pages H10377–84**

**Francis X. McCloskey Post Office Building Designation Act:** H.R. 3379, to designate the facility of the United States Postal Service located at 3210 East 10th Street in Bloomington, Indiana, as the Francis X. McCloskey Post Office Building. **Pages H10385–89**

**Foreign Operations Appropriations Act:** The House disagreed to the Senate amendments on H.R. 2800, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2004, and agreed to a conference.  
**Pages H10364–67**

The House agreed to the Lowey motion to instruct conferees on the bill by a voice vote.

**Pages H10364–67**

Appointed as conferees: Representatives Kolbe, Knollenberg, Lewis (CA), Wicker, Bonilla, Vitter, Kirk, Crenshaw, Young (FL), Lowey, Jackson, Kilpatrick, Rothman, Kaptur, and Obey. **Page H10367**

**Military Construction Appropriations Act:** The House agreed to the conference report on H.R. 2559, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2004 by a ye-a-and-nay vote of 417 yeas to 5 nays, Roll No. 606.

**Pages H10389–93, H10425–26**

The House agreed to H. Res. 429, the rule providing for consideration of the conference report by a voice vote.  
**Pages H10373–74**

**Federal Prison Industries Competition in Contracting Act of 2003:** The House agreed to H. Res. 428, the rule providing for consideration of 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, by a voice vote.  
**Pages H10374–76**

**Continuing Appropriations for FY 2004:** The House passed H.J. Res. 76, making further con-

tinuing appropriations for fiscal year 2004 by a ye-a-and-nay vote of 418 yeas to 5 nays, Roll No. 605.

**Pages H10393–96, H10424–25**

The House agreed to H. Res. 430, the rule providing for considerations of the bill by a voice vote.

**Pages H10376–77**

**Coast Guard and Maritime Transportation Act of 2003:** The House passed H.R. 2443, to authorize appropriations for the Coast Guard for fiscal year 2004, to amend various laws administered by the Coast Guard, by a voice vote. **Pages H10396–S10424**

An amendment in the nature of a substitute offered by the Committee on Transportation and Infrastructure, printed in the bill and considered as an original bill for the purpose of amendment was agreed to by voice vote.  
**Page H10424**

Agreed to:

LoBiondo amendment that replaces language in multiple sections of the bill. **Pages H10409–16**

Manzullo amendment (No. 2 printed in the Congressional Record of October 28) that specifies that the Coast Guard use steel, iron, and manufactured products made in the U.S. on bridge alteration projects. **Pages H10420–21**

Rejected:

Baldwin amendment (No. 13 printed in the Congressional Record of November 4) that would have prohibited funds for the purchase of diesel engines for the Coast Guard's Integrated Deep Water System unless the engines are made in the United States.

**Pages H10421–23**

DeFazio amendment that would have restricted the location of the National Coast Guard Museum, by a recorded vote of 199 yeas to 221 noes, Roll No. 604. **Pages H10417–20, H10423–24**

Withdrawn:

Bell amendment that was offered and subsequently withdrawn, that would have included petrochemical plants in the Houston area within 5 miles of navigable waters in the Port of Houston or the Houston Ship Channel security plans. **Page H10423**

Agreed that the Clerk be authorized to make technical and conforming changes to the bill.

**Page H10424**

The House agreed to H. Res. 416, the rule providing for consideration of the bill on Wednesday, October 29.

**Recognizing the importance of the U.S. relationship with Europe:** Agreed to H. Res. 390, recognizing the continued importance of the transatlantic relationship and promoting stronger relations with Europe by reaffirming the need for a continued and meaningful dialogue between the United States and Europe.  
**Pages H10428–29**

Agreed to discharge the resolution from the Committee on International Relations. **Pages H10428–29**

**Labor/HHS Appropriations—Motion to Instruct Conferees:** The House debated the DeLauro motion to instruct conferees on H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004. Further proceedings on the motion were postponed until a later date. **Pages H10429–34**

Representative Bell announced his intention to offer a motion to instruct conferees on the bill.

**Page H10428**

**Energy Policy Act of 2003:** Representative Filner announced his intention to offer a motion to instruct conferees on H.R. 6, to enhance energy conservation and research and development, to provide for security and diversity in the energy supply for the American people. **Page H10428**

**Tax Relief, Simplification, and Equity Act of 2003:** The House debated the Becerra motion to instruct conferees on H.R. 1308, to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit. Further proceedings on the motion were postponed.

**Pages H10434–38**

**Medicare Prescription Drug and Modernization Act of 2003:** The House debated the Capps motion to instruct conferees on H.R. 1, to amend title XVIII of the Social Security Act to provide for a voluntary prescription drug benefit under the Medicare program and to strengthen and improve the Medicare program. Further proceedings on the motion were postponed. **Pages H10438–43**

Representative Cardoza announced his intention to offer a motion to instruct conferees on the bill.

**Page H10428**

**Senate Message:** Messages received from the Senate today appear on pages H10345, H10384, and H10428.

**Senate Referrals:** S. 1132 was referred to the Committees on Veterans' Affairs and Armed Services; S. 1720 was referred to the Committee on the Judiciary. **Page H10455**

**Amendments:** Amendments ordered printed pursuant to the rule appear on page H10458.

**Adjournment:** The House met at 10 a.m. and adjourned at 10:35 p.m.

## *Committee Meetings*

### **SPECIALTY CROP INDUSTRY—REVIEW DOMESTIC POLICIES AFFECTING**

*Committee on Agriculture:* Subcommittee on Livestock and Horticulture held a hearing to review domestic policies affecting the specialty crop industry. Testimony was heard from public witnesses.

### **SUSTAINING GLOBAL COMMITMENTS: IMPLICATIONS FOR U.S. FORCES**

*Committee on Armed Services:* Held a hearing on Sustaining Global Commitments: Implications for U.S. Forces. Testimony was heard from the following officials of the Department of Defense: David Chu, Under Secretary, Personnel and Readiness; and Gen. Peter Pace, USMC, Vice Chairman, Joint Chiefs of Staff; Douglas Holtz-Eakin, Director, CBO; and a public witness.

### **HEALTHSOUTH FINANCIAL COLLAPSE**

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations concluded hearings entitled "The Financial Collapse of HealthSouth." Testimony was heard from Gregory Wallance, Member, Ad Hoc Advisory Group on the Organizational Sentencing Guidelines, U.S. Sentencing Commission; the following officials of HealthSouth Corporation: Joel Gordon, Acting Chairman, Board of Directors; Robert May, Acting Chief Executive Officer; Sage Givens, Board of Director and Audit Committee Member; and Larry Striplin, Board of Director and former Chairman, Compensation Committee; and public witnesses.

### **REFORMING INSURANCE REGULATION**

*Committee on Financial Services:* Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises held a hearing entitled "Reforming Insurance Regulation—Making the Marketplace More Competitive for Consumers." Testimony was heard from Gregory Serio, Superintendent of Insurance, State of New York; and public witnesses.

### **PROTECTING HOMEOWNERS**

*Committee on Financial Services:* Subcommittee on Financial Institutions and Consumer Credit and the Subcommittee on Housing and Community Opportunity held a joint hearing entitled "Protecting Homeowners: Preventing Abusive Lending While Preserving Access to Credit." Testimony was heard from Thomas J. Miller, Attorney General, State of Iowa; and public witnesses.

## SOCIAL INVESTMENT FUND FOR THE AMERICAS

*Committee on International Relations:* Subcommittee on Western Hemisphere held a hearing on the Case for a Social Investment Fund for the Americas. Testimony was heard from public witnesses.

## MISCELLANEOUS MEASURES

*Committee on Resources:* Ordered reported, as amended, the following bills: H.R. 521, Steel Industry National Historic Site Act; H.R. 1798, Upper Housatonic Valley National Heritage Area Act; and H.R. 2693, Marine Mammal Protection Act Amendments of 2003.

## MERCURY EMISSIONS

*Committee on Science:* Subcommittee on Environment, Technology, and Standards held a hearing on Mercury Emissions: State of the Science and Technology. Testimony was heard from. David Krabbenhoft, Research Scientist, U.S. Geological Survey, Department of the Interior; and public witnesses.

## COMMERCIAL SPACE ACT

*Committee on Science:* Subcommittee on Space and Aeronautics held a hearing on H.R. 3245, Commercial Space Act of 2003. Testimony was heard from public witnesses.

## BUILDING CAPABILITIES: INTELLIGENCE COMMUNITY'S NATIONAL SECURITY REQUIREMENTS FOR DIVERSITY

*Permanent Select Committee on Intelligence:* Held a hearing on Building Capabilities: The Intelligence Community's National Security Requirements for Diversity of Languages, Skills, and Ethnic and Cultural Understanding. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. James R. Clapper, Jr., USAF (Ret.), Director, Imagery and Mapping Agency; William Black, Deputy Director, NSA; and Armando Rodriguez, Chief, Office of Diversity Management and Equal Employment Opportunity, Defense Intelligence Agency; Don Cryer, Director, Plans and Programs, Community Management Staff, CIA; Peter Teets, Director, National Reconnaissance Office; and public witnesses.

## Joint Meetings

### TAX REFORM

*Joint Economic Committee:* Committee concluded a hearing to examine the current tax code system, focusing on academic principles that should guide fundamental tax reform, after receiving testimony from Senator Specter and Representatives Linder and McDermott; Michael J. Boskin, Stanford University

Hoover Institution, Palo Alto, California; Edward J. McCaffery, University of Southern California Law School, Los Angeles; and Cliff Massa III, Patton Boggs LLP, and Robert S. McIntyre, Citizens for Tax Justice, both of Washington, D.C.

## MILITARY CONSTRUCTION APPROPRIATIONS ACT

*Conferees* agreed to file a conference report on the differences between the Senate and House passed versions of H.R. 2559, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2004.

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## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 1209)

H.J. Res. 75, making further continuing appropriations for the fiscal year 2004. Signed on October 31, 2003. (Public Law 108–104).

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## COMMITTEE MEETINGS FOR THURSDAY, NOVEMBER 6, 2003

(Committee meetings are open unless otherwise indicated)

### Senate

*Committee on Commerce, Science, and Transportation:* to hold hearings to examine the Nominations: of Floyd Hall, of New Jersey, Louis S. Thompson, of Maryland, and Robert L. Crandall, of Texas, each to be a Member of the Reform Board (Amtrak), 9:30 a.m., SR–253.

Subcommittee on Science, Technology, and Space, to hold hearings to examine lunar exploration, 2:30 p.m., SR–253.

*Committee on Foreign Relations:* business meeting to consider S. Res. 237, welcoming the public apologies issued by the President of Serbia and Montenegro and the President of the Republic of Croatia and urging other leaders in the region to perform similar concrete acts of reconciliation, S. Res. 256, observing the 50th anniversary of the Mutual Defense Treaty between the United States and the Republic of Korea, affirming the deep cooperation and friendship between the people of the United States and the people of the Republic of Korea, and thanking the Republic of Korea for its contributions to the global war on terrorism and to the stabilization and reconstruction of Afghanistan and Iraq, S. 950, to allow travel between the United States and Cuba, S. 1317, to amend the American Servicemember's Protection Act of 2002 to provide clarification with respect to the eligibility of certain countries for United States military assistance, and the nominations of Zalmay Khalilzad, of Maryland, to be Ambassador to the Transitional Islamic State of Afghanistan, Louise V. Oliver, of the District of Columbia, for the rank of Ambassador during her tenure of service as the United States Permanent Representative to the

United Nations Educational, Scientific, and Cultural Organization, William J. Hudson, of Virginia, to be Ambassador to the Republic of Tunisia, Margaret Scobey, of Tennessee, to be Ambassador to Syria, Thomas Thomas Riley, of California, to be Ambassador to the Kingdom of Morocco, Jackie Wolcott Sanders, for the rank of Ambassador during her tenure of service as United States Representative to the Conference on Disarmament and the Special Representative of the President of the United States for Non-Proliferation of Nuclear Weapons, Mary Kramer, of Iowa, to be Ambassador to Barbados and to serve concurrently and without additional compensation as Ambassador to St. Kitts and Nevis, Saint Lucia, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, and Saint Vincent and the Grenadines, Timothy John Dunn, of Illinois, for the rank of Ambassador during his tenure of service as Deputy Permanent Representative to the Organization of American States, James Curtis Struble, of California, to be Ambassador to Peru, Hector E. Morales, of Texas, to be United States Alternate Executive Director of the Inter-American Development Bank, Marguerita Dianne Ragsdale, of Virginia, to be Ambassador to the Republic of Djibouti, Edward B. O'Donnell, Jr., of Tennessee, for the rank of Ambassador during his tenure of service as Special Envoy for Holocaust Issues, Jon R. Purnell, of Massachusetts, to be Ambassador to the Republic of Uzbekistan, Stuart W. Holliday, of Texas, to be Alternate Representative of the United States of America for Special Political Affairs in the United Nations, with the rank of Ambassador, 10 a.m., S-116, Capitol.

*Committee on Governmental Affairs:* Permanent Subcommittee on Investigations, to hold hearings to examine Department of Defense's improper use of first and business class airline travel, 2 p.m., SD-342.

*Committee on the Judiciary:* business meeting to consider S. 710, to amend the Immigration and Nationality Act to provide that aliens who commit acts of torture, extrajudicial killings, or other specified atrocities abroad are inadmissible and removable and to establish within the Criminal Division of the Department of Justice an Office of Special Investigations having responsibilities under that Act with respect to all alien participants in war crimes, genocide, and the commission of acts of torture and extrajudicial killings abroad, H.R. 1086, to encourage the development and promulgation of voluntary consensus standards by providing relief under the anti-trust laws to standards development organizations with respect to conduct engaged in for the purpose of developing voluntary consensus standards, S. 1685, to extend and expand the basic pilot program for employment eligibility verification, S. Con. Res. 77, expressing the sense of Congress supporting vigorous enforcement of the Federal obscenity laws, H.R. 1437, to improve the United States Code, and the nominations of Henry W. Saad, of Michigan, to be United States Circuit Judge for the Sixth Circuit, Janice R. Brown, of California, to be United States Circuit Judge for the District of Columbia Circuit, D. Michael Fisher, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, James B. Comey, of New York, to be Deputy Attorney General, Department

of Justice, Michael J. Garcia, of New York, to be an Assistant Secretary of Homeland Security for U.S. Immigration and Customs Enforcement, and Mark R. Filip, to be United States District Judge for the Northern District of Illinois, 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,* to review the application for contract market designation of the United States Futures Exchange LLC before the Commodity Futures Trading Commission, 10 a.m., 1300 Longworth.

*Committee on Energy and Commerce,* Subcommittee on Telecommunications and the Internet, hearing entitled "Computer Viruses: The Disease, the Detection, and the Prescription for Protection," 9:30 a.m., 2123 Rayburn.

*Committee on Financial Services,* Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises, to continue hearings entitled "Mutual Funds: Who's Looking Out for Investors?" 10 a.m., 2128 Rayburn.

*Committee on Government Reform,* to consider the following measures: H.R. 2751, GAO Human Capital Reform Act of 2003; H.R. 2886, Department of Homeland Security Financial Accountability Act; H. Res. 274, honoring John Stockton for an outstanding career, congratulating him on his retirement, and thanking him for his contributions to basketball, to the State of Utah, and to the Nation; H. Res. 373, expressing the sense of Congress with respect to the Women's United Soccer Association; H. Res. 408, recognizing the 50th anniversary of The Conservative Mind; H. Con. Res. 69, expressing the sense of Congress that Althea Gibson should be recognized for her groundbreaking achievements in athletics and her commitment to ending racial discrimination and prejudice within the world of sports; H. Con. Res. 299, honoring Mr. Sargent Shriver for his dedication and service to the United States of America, for his service in the United States Navy, and for his lifetime of work as an ambassador for the poor and powerless citizens of the United States of America; H. Con. Res. 313, to urge the President, on behalf of the United States, to present the Presidential Medal of Freedom to His Holiness, Pope John Paul II, in recognition of his significant, enduring, and historic contributions to the causes of freedom, human dignity, and peace and to commemorate the Silver Jubilee of His Holiness' inauguration of his ministry as Bishop of Rome and Supreme Pastor of the Catholic Church; H.R. 2130, to redesignate the facility of the United States Postal Service located at 650 Kinderkamack Road in River Edge, New Jersey, as the "New Bridge Landing Post Office;" H.R. 3300, to designate the facility of the United States Postal Service located at 15500 Pearl Road in Strongsville, Ohio, as the "Walter F. Ehrfelt, Jr. Post Office Building;" H.R. 3353, to designate the facility of the United States Postal Service located at 525 Main Street in Tarboro, North Carolina, as the "George Henry White Post Office Building;" S. 1590, to redesignate the facility of the United States Postal Service, located at 315 Empire Boulevard in Crown

Heights, Brooklyn, New York, as the “James E. Davis Post Office Building;” and S. 1718, to designate the facility of the United States Postal Service located at 3710 West 73rd Terrace in Prairie Village, Kansas, as the “Senator James B. Pearson Post Office,” 1:30 p.m., 2154 Rayburn.

Subcommittee on National Security, Emerging Threats and International Relations and the Subcommittee on Technology, Information Policy, Intergovernmental Rela-

tions and the Census, joint hearing on “First Responder Interoperability: Can You Hear Me Now?” 10 a.m., and 11:30 a.m., 2154 Rayburn.

*Committee on Science*, Subcommittee on Energy, hearing on “What are the Administration Priorities for Climate Change Technology?” 10 a.m., 2318 Rayburn.

*Committee on Ways and Means*, Subcommittee on Human Resources, hearing to Examine Recent Failure to Protect Child Safety, 10 a.m., 1100 Longworth.

*Next Meeting of the SENATE*

9:30 a.m., Thursday, November 6

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Thursday, November 6

## Senate Chamber

**Program for Thursday:** After the transaction of routine morning business (not to extend beyond 10:30 a.m.) Senate will resume consideration of the nomination of William H. Pryor, Jr., of Alabama, to be United States Circuit Judge for the Eleventh Circuit, with a vote on the second motion to close further debate on the nomination. If cloture is not invoked, Senate will continue consideration of H.R. 2673, Agriculture Appropriations Act.

## House Chamber

**Program for Thursday:** Consideration of H.R. 1829, Federal Prison Industries Competition in Contracting Act of 2003 (open rule, one hour of debate).

## Extensions of Remarks, as inserted in this issue

## HOUSE

Alexander, Rodney, La., E2236  
 Baker, Richard H., La., E2230  
 Ballance, Frank W., Jr., N.C., E2240  
 Bereuter, Doug, Nebr., E2233  
 Bishop, Sanford D., Jr., Ga., E2240  
 Bonner, Jo, Ala., E2239  
 Bono, Mary, Calif., E2241  
 Bordallo, Madeleine Z., Guam, E2236  
 Burton, Dan, Ind., E2233  
 Buyer, Steve, Ind., E2234  
 Capito, Shelley Moore, W.Va., E2229, E2230, E2233  
 Cardoza, Dennis A., Calif., E2234  
 Case, Ed, Hawaii, E2237  
 Crowley, Joseph, N.Y., E2240  
 Davis, Tom, Va., E2231  
 English, Phil, Pa., E2239, E2242

Evans, Lane, Ill., E2244  
 Filner, Bob, Calif., E2243  
 Fossella, Vito, N.Y., E2230  
 Graves, Sam, Mo., E2238  
 Hoeffel, Joseph M., Pa., E2231  
 Kennedy, Mark R., Minn., E2237  
 Kildee, Dale E., Mich., E2242  
 King, Peter T., N.Y., E2231  
 Lowey, Nita M., N.Y., E2232, E2240  
 McCollum, Betty, Minn., E2229, E2230  
 McInnis, Scott, Colo., E2239, E2240, E2240, E2241,  
 E2241, E2242, E2242, E2243, E2244, E2245  
 Michaud, Michael H., Me., E2245  
 Miller, Gary G., Calif., E2229, E2231  
 Moore, Dennis, Kansas, E2236  
 Norton, Eleanor Holmes, D.C., E2245  
 Nunes, Devin, Calif., E2232  
 Oxley, Michael G., Ohio, E2230

Platts, Todd Russell, Pa., E2239  
 Pombo, Richard W., Calif., E2233  
 Pomeroy, Earl, N.D., E2230  
 Porter, Jon C., Nev., E2239, E2240, E2242  
 Radanovich, George, Calif., E2232  
 Rogers, Harold, Ky., E2230  
 Ross, Mike, Ark., E2229, E2230  
 Ruppertsberger, C.A. Dutch, Md., E2237  
 Shays, Christopher, Conn., E2231  
 Skelton, Ike, Mo., E2235  
 Solis, Hilda L., Calif., E2245  
 Souder, Mark E., Ind., E2239  
 Tauscher, Ellen O., Calif., E2244  
 Udall, Mark, Colo., E2243  
 Weldon, Dave, Fla., E2234  
 Wolf, Frank R., Va., E2238



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