

# House of Representatives

## Chamber Action

**Measures Introduced:** 19 public bills, H.R. 3826–3844; and 7 resolutions, H. Con. Res. 367–370, and H. Res. 534, 535, and 537, were introduced.

Pages H632–33

**Additional Cosponsors:** Page H633

**Reports Filed:** Reports were filed today as follows:

H. Res. 536, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 108–428).

Pages H631–32

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

Page H577

**GAO Human Capital Reform Act of 2003:** The House passed H.R. 2751, to provide new human capital flexibilities with respect to the GAO, by a yea and nay vote of 382 yeas to 43 nays, Roll No. 28.

Pages H579–83, H595

Pursuant to the unanimous consent agreement of Tuesday, February 24, the amendment in the nature of a substitute recommended by the Committee on Government Reform now printed in the bill was considered as adopted.

Page H583

The bill was considered under a unanimous consent agreement reached on Tuesday, February 24.

Page H579

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

**Recognizing and honoring the life of Raul Julia:** H. Con. Res. 287, recognizing and honoring the life of the late Raul Julia, his dedication to ending world hunger, and his great contributions to the Latino community and the performing arts by a  $\frac{2}{3}$  yea and nay vote of 422 yeas with none voting “nay”, Roll No. 29;

Pages H584–86, H596

**Barber Conable Post Office Building Designation Act:** H.R. 3690, to designate the facility of the United States Postal Service located at 2 West Main Street in Batavia, New York, as the “Barber Conable Post Office Building”.

Pages H586–87

**Recess:** The House recessed at 10:48 a.m. and reconvened at 2:19 p.m.

Page H587

**Consideration of Unborn Victims of Violence Act:** The House agreed to H. Res. 529, the rule that is providing for consideration of H.R. 1997, to amend title 18, United States Code, and the Uni-

form Code of Military Justice to protect unborn children from assault and murder, by a voice vote.

Pages H587–95

**Quorum Calls—Votes:** Two yea and nay votes developed during the proceedings today. There were no quorum calls.

Pages H595, H596

**Adjournment:** The House met at 10 a.m. and adjourned at 9:16 p.m.

## Committee Meetings

### AGRICULTURE, RURAL DEVELOPMENT, FDA AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies began fiscal year 2005 appropriation hearings. Testimony was heard from the following officials of USDA: Ann M. Veneman, Secretary; James R. Mosley, Deputy Secretary; Keith Collins, Chief Economist; and Stephen B. Dewhurst, Budget Officer.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to receive a briefing on the CIA. Testimony was heard from George J. Tenet, Director, CIA.

### INTERIOR AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior and Related Agencies began fiscal year 2005 appropriation hearings. Testimony was heard from the following officials of the Department of the Interior: Gale A. Norton, Secretary; P. Lynn Scarlett, Assistant Secretary, Policy, Management and Budget; and John D. Trezise, Director, Budget.

### LABOR, HHS, EDUCATION AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and Related Agencies hearing on SSA. Testimony was heard from the following officials of the SSA: Jo Anne Barnhart, Commissioner; and James G. Huse, Jr., Inspector General.

The Subcommittee also held a hearing on the Corporation for Public Broadcasting. Testimony was heard from the following officials of the Corporation for Public Broadcasting: Robert Coonrod, President and CEO; Pat Mitchell, President and CEO, Public

Broadcasting Service; and Kevin Close, President and CEO, National Public Broadcasting.

#### **MILITARY CONSTRUCTION APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on the following: the Quality of Life; and on Quality of Life in the Military with Spouses. Testimony was heard from Sgt. Major Kenneth O. Preston, USA; Master Chief Petty Officer Terry D. Scott, USN; Sgt. Major John L. Estrada, USMC; and Chief Master Sgt. Gerald R. Murray, USAF.

#### **VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on VA, HUD and Independent Agencies on the following: the Office of Science and Technology Policy; on Arlington Cemetery; on Consumer Product Commission; and on the Council on Environmental Quality. Testimony was heard from John H. Marburger, Director, Office of Science and Technology Policy, and President's Science Advisor; John Paul Woodley, Jr., Assistant Secretary, Civil Works, Department of the Army; Hal Stratton, Chairman; Thomas H. Moore and Mary Sheila Gall, both Commissioners, Consumer Product Safety Commission; and James Lawrence Connaughton, Chairman, Council on Environmental Quality.

#### **RESOLUTION REGARDING VALERIE PLAME; NATIONAL DEFENSE AUTHORIZATION REQUEST— DEPARTMENT OF THE ARMY**

*Committee on Armed Services:* Ordered reported adversely H. Res. 499, Requesting the President and directing the Secretary of State, the Secretary of Defense, and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the President and those officials relating to the disclosure of the identity and employment of Ms. Valerie Plame.

The Committee also held a hearing on the Fiscal Year 2005 National; Defense Authorization budget request of the Department of the Army. Testimony was heard from the following officials of the Department of the Army: Les Brownlee, Acting Secretary; and Gen. Peter J. Schoemaker, USA, Chief of Staff.

#### **NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST—SPACE PROGRAMS**

*Committee on Armed Services:* Subcommittee on Strategic Forces held a hearing on the Fiscal Year 2005 National Defense Authorization budget request: Status of the Space Programs. Testimony was heard

from Peter B. Teets, Under Secretary, Department of the Air Force.

#### **DOD FORCE HEALTH PROTECTION AND SURVEILLANCE EFFORTS FOR SERVICE MEMBERS**

*Committee on Armed Services:* Subcommittee on Total Force held a hearing on the Department of Defense force health protection and surveillance efforts for service members deployed to Operation Enduring Freedom and Operation Iraqi Freedom. Testimony was heard from the following officials of the Department of Defense: William Winkenwerder, Jr., M.D., Assistant Secretary, Health Affairs; Lt. Gen. James J. Peake, M.D., USA., The Surgeon General, U.S. Army, Commander, U.S. Medical Command; Sgt. Major Kenneth O. Preston, Sgt. Major, USA; and CPL Victor Thibeault, U.S. Army, 10th Mountain Division, Fort Drum, New York; the following officials of the Department of Veterans' Affairs: Michael J. Kussman, M.D., Deputy Chief, Patient Care Officer, Veterans Health Administration; Susan H. Mather, M.D., Chief Officer, Public Health and Environmental Hazards; and Laurent S. Lehmann, M.D., Chief, Mental Health Strategic Health Care Group; and public witnesses.

#### **ECONOMIC OUTLOOK AND CURRENT FISCAL ISSUES**

*Committee on the Budget:* Held a hearing on The Economic Outlook and Current Fiscal Issues. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

#### **STRENGTHENING PENSION SECURITY FOR ALL AMERICANS**

*Committee on Education and the Workforce:* Held a hearing entitled "Strengthening Pension Security for All Americans: Are Workers Prepared for a Safe and Secure Retirement?" Testimony was heard from public witnesses.

#### **U.S. OLYMPIC COMMITTEE REFORM ACT; CONSUMER ACCESS TO INFORMATION ACT**

*Committee on Energy and Commerce:* Subcommittee on Commerce, Trade, and Consumer Protection approved for full Committee action the following: the United States Olympic Committee Reform Act; and the Consumer Access to Information Act of 2004.

#### **SECURITIES FRAUD DETERRENCE AND INVESTOR RESTITUTION ACT; BUDGET VIEWS AND ESTIMATES; COMMITTEE BUSINESS**

*Committee on Financial Services:* Ordered reported, as amended, H.R. 2179, Securities Fraud Deterrence and Investor Restitution Act of 2003.

The Committee approved the following: as amended, “Views and Estimates of the Committee on Financial Services on Matters to be Set Forth in the Concurrent Resolution on the Budget for Fiscal Year 2005;” and other pending Committee business.

#### **IMPROVE REGULATORY ACCOUNTING: COSTS, BENEFITS, AND IMPACTS OF FEDERAL REGULATIONS**

*Committee on Government Reform:* Subcommittee on Energy Policy, Natural Resources and Regulatory Affairs held a hearing entitled “How to Improve Regulatory Accounting: Costs, Benefits, and Impacts of Federal Regulations—Part II.” Testimony was heard from John D. Graham, Administrator, Office of Information and Regulatory Affairs, OMB; Thomas M. Sullivan, Chief Counsel for Advocacy, SBA; and public witnesses.

#### **U.S. PACIFIC ISLAND TERRITORIES—HEALTH CARE DISPARITIES**

*Committee on Government Reform:* Subcommittee on Human Rights and Wellness held a hearing on “Investigation Into Health Care Disparities in the United States Pacific Island Territories.” Testimony was heard from David Cohen, Deputy Assistant Secretary, Office of Insular Affairs, Department of the Interior; Nathan Stinson, Jr., M.D., Deputy Assistant Secretary, Office of Minority Health, Department of Health and Human Services; Felix Camacho, Governor, Territory of Guam; Juan Babauta, Governor, Commonwealth of the Northern Mariana Islands; Togiola Tulafono, Governor, American Samoa; and Jefferson Benjamin, M.D., Secretary of Health, Department of Health, Education, and Social Affairs, Federated States of Micronesia.

#### **RESOLUTION REGARDING VALERIE PLAME; MISCELLANEOUS MEASURES**

*Committee on International Relations:* Ordered reported the following measures: H. Res. 499, adversely, Requesting the President and directing the Secretary of State, the Secretary of Defense, and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the President and those officials relating to the disclosure of the identity and employment of Ms. Valerie Plame; and H.R. 3818, amended, The Microenterprise Results and Accountability Act of 2004.

The Committee favorably considered the following measures and adopted a motion urging the Chairman to request that they be considered on the Suspension Calendar: H.R. 3782, Counter-Terrorist and Narcoterrorist Rewards Program Act; H.R. 854, amended, Belarus Democracy Act of 2003; H. Res. 530, Urging passage of a resolution addressing human

rights abuses in People’s Republic of China at the 60th Session of the United Nations Commission on Human Rights, and calling upon the Government of People’s Republic of China to respect and protect human rights; H. Con. Res. 15, Commending India on its celebration of Republic Day; H. Res. 526, Expressing the sympathy of the House of Representatives for the victims of the devastating earthquake that occurred on December 26, 2003 in Bam, Iran; and H. Con. Res. 364, To recognize more than 5 decades of strategic partnership between the United States and the people of the Marshall Islands in the pursuit of international peace and security.

#### **RESOLUTION REGARDING VALERIE PLAME**

*Committee on the Judiciary:* Ordered reported adversely H. Res. 499, Requesting the President and directing the Secretary of State, the Secretary of Defense, and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the President and those officials relating to the disclosure of the identity and employment of Ms. Valerie Plame.

#### **OVERSIGHT—IMMIGRATION FUNDING**

*Committee on the Judiciary:* Subcommittee on Immigration, Border Security, and Claims held an oversight hearing entitled “Funding for Immigration in the President’s 2005 Budget.” Testimony was heard from the following officials of the Department of Homeland Security: Michael Dougherty, Director, Operations, Immigration and Customs Enforcement; Eduardo Aguirre, Deputy Director and Chief of Staff, Citizenship and Immigration Services; and Seth Stodder, Counselor and Senior Policy Advisor to Commissioner Robert C. Bonner, U.S. Customs and Border Protection; and Daniel Smith, Principal Deputy Assistant Secretary, Consular Affairs, Department of State.

#### **OVERSIGHT—EXAMINE POTENTIAL FOR A DELEGATE FROM NORTHERN MARIANA ISLANDS**

*Committee on Resources:* Held an oversight hearing on An Examination of the Potential for a Delegate from the Commonwealth of the Northern Mariana Islands. Testimony was heard from David Cohen, Director, Office of Insular Affairs, Department of the Interior; the following officials of the Commonwealth of the Northern Mariana Islands: Juan N. Babauta, Governor; Pete A. Tenorio, Resident Representative; and Joaquin G. Adriano, Senate President; and a public witness.

## OVERSIGHT—BUDGETS—BUREAU OF RECLAMATION, GEOLOGICAL SURVEY AND POWER MARKETING ADMINISTRATIONS

*Committee on Resources:* Subcommittee on Water and Power held an oversight hearing on the Proposed Fiscal Year 2005 Budgets for the Bureau of Reclamation, the U.S. Geological Survey and Power Marketing Administrations. Testimony was heard from the following officials of the Department of the Interior: John Keys III, Commissioner, Bureau of Reclamation; and Robert M. Hirsch, Associate Director, Water, U.S. Geological Survey; and the following officials of the Department of Energy: Michael S. Hacskaylo, Administrator, Western Area Power Administration; Stephen J. Wright, Administrator, Bonneville Power Administration; Michael A. Deihl, Administrator, Southwestern Power Administration; and Charles A. Borchardt, Administrator, Southeastern Power Administration.

## SAME DAY CONSIDERATION OF RESOLUTION REPORTED BY THE RULES COMMITTEE CONCERNING SURFACE TRANSPORTATION EXTENSION ACT

*Committee on Rules:* Granted, by voice vote, a rule waiving clause 6(a) of rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to any special rule reported on the legislative day of February 26, 2004, providing for consideration or disposition of H.R. 3783, Surface Transportation Extension Act of 2004, or any amendment thereto.

## CONFLICT BETWEEN SCIENCE AND SECURITY IN VISA POLICY

*Committee on Science:* Held a hearing on The Conflict Between Science and Security in Visa Policy: Status and Next Steps. Testimony was heard from Asa Hutchinson, Under Secretary, Border and Transportation Security, Department of Homeland Security; Janice Jacobs, Assistant Secretary, Office of Consular Affairs, Department of State; Jess Ford, Director, International Affairs and Trade, GAO; and Robert Garrity, Jr., Deputy Assistant Director, Record/Information Administration, FBI, Department of Justice.

## BUDGET VIEWS AND ESTIMATES

*Committee on Small Business:* Approved Committee's Budget Views and Estimates for Fiscal Year 2005 for submission to the Committee on the Budget.

## MISCELLANEOUS MEASURES; BUDGET VIEWS AND ESTIMATES

*Committee on Transportation and Infrastructure:* Ordered reported the following bills: H.R. 2523, to designate the United States courthouse located at 125 Bull Street in Savannah, Georgia, as the "Tomochichi United States Courthouse;" H.R. 2538, to designate the United States courthouse located at 400 North Miami Avenue in Miami, Florida, as the "Wilkie D. Ferguson, Jr., United States Courthouse;" H.R. 3147, amended, to designate the Federal building located at 324 Twenty-Fifth Street in Ogden, Utah, as the "James V. Hansen Federal Building;" and H.R. 3713, To designate the Federal building located at 250 West Cherry Street in Carbondale, Illinois the "Senator Paul Simon Federal Building."

The Committee also approved the following: Committee's Budget Views and Estimates for Fiscal Year 2005 for submission to the Committee on the Budget; U.S. Army Corps Survey Resolutions; and GSA Fiscal Year 2004 Leasing Resolutions.

## IC ANALYTICAL CAPABILITIES AND INFORMATION SHARING

*Permanent Select Committee on Intelligence:* Subcommittee on Terrorism and Homeland Security met in executive session to hold a hearing on IC Analytical Capabilities and Information Sharing. Testimony was heard from departmental witnesses.

## HOMELAND SECURITY SCIENCE AND TECHNOLOGY BUDGET

*Select Committee on Homeland Security:* Subcommittee on Cybersecurity, Science and Research Development held a hearing entitled "Homeland Security Science and Technology Budget Hearing for Fiscal Year 2005." Testimony was heard from Charles McQueary, Under Secretary, Science and Technology, Department of Homeland Security.

## Joint Meetings

### HEALTH CARE

*Joint Economic Committee:* Committee concluded a hearing to examine the performance and potential of consumer driven health care, focusing on new health savings account options, employee choice, and health insurance risks, after receiving testimony from Arnold Milstein, Pacific Business Group on Health, San Francisco, California, on behalf of Mercer Human Resource Consulting; John M. Bertko, Humana, Inc., Louisville, Kentucky; Howard Leach, Logan Aluminum, Inc., Russellville, Kentucky; and Gail Shearer, Consumers Union, Washington, D.C.

## HOMELAND SECURITY: NEW HUMAN RESOURCES SYSTEM

*Joint Hearing:* Senate Committee on Governmental Affairs Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia concluded a joint hearing with the House Committee on Government Reform Subcommittee on Civil Service and Agency Reorganization to examine the new personnel system of the Department of Homeland Security, after receiving testimony from Admiral James M. Loy, Deputy Secretary of Homeland Security; Kay Coles James, Director, Office of Personnel Management; David M. Walker, Comptroller General, General Accounting Office; and John Gage, American Federation of Government Employees, Colleen M. Kelley, National Treasury Employees Union, and Mike Randall, National Association of Agriculture Employees, all of Washington, D.C.

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## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 98)

S. 610, to amend the provisions of title 5, United States Code, to provide for workforce flexibilities and certain Federal personnel provisions relating to the National Aeronautics and Space Administration. Signed on February 24, 2004. (Public Law 108-201).

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## COMMITTEE MEETINGS FOR THURSDAY, FEBRUARY 26, 2004

(Committee meetings are open unless otherwise indicated)

### Senate

*Committee on Appropriations:* Subcommittee on Homeland Security, to hold hearings to examine proposed budget estimates for fiscal year 2005 for emergency preparedness and response budget, 10 a.m., SD-124.

Subcommittee on VA, HUD, and Independent Agencies, to hold hearings to examine proposed budget estimates for fiscal year 2005 for the Office of Science and Technology Policy and the National Science Foundation, 10 a.m., SD-192.

*Committee on Banking, Housing, and Urban Affairs:* to hold hearings to examine the nominations of Alphonso R. Jackson, of Texas, to be Secretary of Housing and Urban Development, Linda Mysliwy Conlin, of New Jersey, to be a Member of the Board of Directors of the Export-Import Bank of the United States, and Rhonda Keenum, of Mississippi, to be Assistant Secretary of Commerce and Director General of the United States and Foreign Commercial Services, 10 a.m., SD-538.

Full Committee, to continue hearings to examine current investigations and regulatory actions regarding the

mutual fund industry, focusing on fund operations and governance, 2 p.m., SD-538.

*Committee on the Budget:* to hold hearings to examine the President's proposed international affairs budget request for fiscal year 2005, 10 a.m., SD-106.

*Committee on Energy and Natural Resources:* to hold hearings to examine the nomination of Susan Johnson Grant, of Virginia, to be Chief Financial Officer, Department of Energy, 2:30 p.m., SD-366.

*Committee on Foreign Relations:* to hold hearings to examine public diplomacy and international free press, 9:30 a.m., SD-419.

Full Committee, to hold hearings to examine next steps in U.S. relations regarding Libya, 2:30 p.m., SD-419.

*Committee on Health, Education, Labor, and Pensions:* to hold hearings to examine ensuring quality and accountability regarding higher education accreditation, 2 p.m., SD-430.

*Committee on the Judiciary:* business meeting to consider the nominations of Henry W. Saad, of Michigan, to be United States Circuit Judge for the Sixth Circuit, William James Haynes II, of Virginia, to be United States Circuit Judge for the Fourth Circuit, Raymond W. Gruender, of Missouri, to be United States Circuit Judge for the Eighth Circuit, Franklin S. Van Antwerpen, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, Judith C. Herrera, to be United States District Judge for the District of New Mexico, F. Dennis Saylor IV, to be United States District Judge for the District of Massachusetts, Sandra L. Townes, to be United States District Judge for the Eastern District of New York, Louis Guirola, Jr., to be United States District Judge for the Southern District of Mississippi, Virginia E. Hopkins, to be United States District Judge for the Northern District of Alabama, Kenneth M. Karas, to be United States District Judge for the Southern District of New York, Ricardo S. Martinez, of Washington, to be United States District Judge for the Western District of Washington, Gene E. K. Pratter, to be United States District Judge for the Eastern District of Pennsylvania, Neil Vincent Wake, to be United States District Judge for the District of Arizona, and Michele M. Leonhart, of California, to be Deputy Administrator of Drug Enforcement, Domingo S. Herraiz, of Ohio, to be Director of the Bureau of Justice Assistance, and LaFayette Collins, to be United States Marshal for the Western District of Texas all 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 Appropriations,* Subcommittee on Agriculture, Rural Development, Food and Drug Administration and Related Agencies, on Natural Resources and Environment, 9:30 a.m., 2362A Rayburn.

Subcommittee on Commerce, Justice, State, Judiciary and Related Agencies, on Secretary of Commerce, 10 a.m., 2359 Rayburn.

Subcommittee on Interior and Related Agencies, on Secretary of Energy, 10 a.m., B-308 Rayburn.