

University of Illinois at Urbana-Champaign Department of Nuclear and Radiological Engineering, Urbana.

#### BUSINESS MEETING

*Committee on Finance:* Committee ordered favorably reported the nominations of Juan Carlos Zarate, of California, to be Assistant Secretary for Terrorist Financing, and Stuart Levey, of Maryland, to be Under Secretary for Enforcement, both of the Department of the Treasury, and John O. Colvin, of Virginia, to be a Judge of the United States Tax Court.

#### PRESCRIPTION DRUG REIMPORTATION

*Committee on Health, Education, Labor, and Pensions:* Committee concluded a hearing to examine prescription drug reimportation, focusing on efforts to reduce drug costs, patient safety concerns, recent state action, fraudulent and counterfeit drugs, an international comparison of rising prescription drug expenditures, and S. 2328, to amend the Federal Food, Drug, and Cosmetic Act with respect to the importation of prescription drugs, after receiving testimony from John M. Taylor, Associate Commissioner for Regulatory Affairs, and William Hubbard, Associate Commissioner for Policy and Planning, both of the Food and Drug Administration, Department of Health and Human Services; John A. Vernon, University of Connecticut Center for Healthcare and Insurance Studies, Storrs; Philip Lee, Stanford University, Stanford, California; and Tim Malone, Livermore, California.

#### NATIVE AMERICAN CONNECTIVITY ACT

*Committee on Indian Affairs:* Committee held a hearing to examine S. 2382, to establish grant programs for the development of telecommunications capacities in Indian country, receiving testimony from J.D. Williams, National Congress of American Indians, Washington, D.C.; and Kade L. Twist, Native Networking Policy Center, Reston, Virginia.

Hearing recessed subject to the call of the Chair.

#### FBI OVERSIGHT OF TERRORISM

*Committee on the Judiciary:* Committee concluded an oversight hearing to examine the FBI, counterterrorism, and intelligence arenas, focusing on steps the FBI has taken to put critical capabilities in place by reforming counterterrorism and intelligence programs, as well as overhauling information technology, after receiving testimony from Robert S. Mueller III, Director, Federal Bureau of Investigation, Department of Justice.

#### BUSINESS MEETING

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

S. 1933, to promote effective enforcement of copyrights, with amendments;

S. Res. 362, expressing the sense of the Senate on the dedication of the National World War II Memorial on May 29, 2004, in recognition of the duty, sacrifices, and valor of the members of the Armed Forces of the United States who served in World War II;

H. Con. Res. 409, recognizing with humble gratitude the more than 16,000,000 veterans who served in the United States Armed Forces during World War II and the Americans who supported the war effort on the home front and celebrating the completion of the National World War II Memorial on the National Mall in the District of Columbia; and

“The nomination of Jonathan W. Dudas, of Virginia, to be Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office.

#### BUSINESS MEETING

*Committee on Veterans' Affairs:* Committee ordered favorably reported Pamela M. Iovino, of the District of Columbia, to be an Assistant Secretary of Veterans Affairs for Congressional Affairs.

#### BUSINESS MEETING

*Select Committee on Intelligence:* Committee met in closed session to consider pending intelligence matters.

Committee recessed subject to the call.

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## House of Representatives

### *Chamber Action*

**Measures Introduced:** 10 public bills, H.R. 4409–4469; and 11 resolutions, H. Con. Res. 432–438, and H. Res. 651–654 were introduced.

**Pages H3437–40, H3537–40**

**Additional Cosponsors:** **Pages H3440–41, H3540–41**

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

Supplemental report on H.R. 4200 to authorize appropriations for fiscal year 2005 for military activities of the Department of Defense, to prescribe

military personnel strengths for fiscal year 2005, (H. Rept. 108-491, Pt. 2);

S. 1301, to amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States, amended (H. Rept. 108-504);

H.R. 1678, to amend title 18, United States Code, with respect to false communications about certain criminal violations, amended (H. Rept. 108-505);

H.R. 2991, to amend the Reclamation Water and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Inland Empire regional recycling project and in the Cucamonga County Water District recycling project (H. Rept. 108-506);

H.R. 3378, to assist in the conservation of marine turtles and the nesting habitats of marine turtles in foreign countries (H. Rept. 108-507);

H.R. 1014, to require Federal land managers to support, and to communicate, coordinate, and cooperate with, designated gateway communities, to improve the ability of gateway communities to participate in Federal land management planning conducted by the Forest Service and agencies of the Department of the Interior, and to respond to the impacts of the public use of the Federal lands administered by these agencies, amended (H. Rept. 108-508, Pt. 1);

H.R. 3846, to authorize the Secretary of Agriculture and the Secretary of the Interior to enter into an agreement or contract with Indian tribes meeting certain criteria to carry out projects to protect Indian forest land, amended (H. Rept. 108-509, Pt. 1);

H.R. 3504, to amend the Indian Self-Determination and Education Assistance Act to redesignate the American Indian Education Foundation as the National Fund for Excellence in American Indian Education (H. Rept. 108-510, Pt. 1);

H.R. 3247, to provide consistent enforcement authority to the Bureau of Land Management, the National Park Service, the United States Fish and Wildlife Service, and the Forest Service to respond to violations of regulations regarding the management, use, and protection of public lands under the jurisdiction of these agencies, to clarify the purposes for which collected fines may be used, amended; referred sequentially to the House Committee on the Judiciary for a period ending not later than June 30, 2004 for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(k), rule X. (Rept. 108-511, Pt. 1);

H.R. 3874, to convey for public purposes certain Federal lands in Riverside County, California, that

have been identified for disposal, amended (H. Rept. 108-512); and

H.R. 2966, to preserve the use and access of pack and saddle stock animals on public lands, including wilderness areas, national monuments, and other specifically designated areas, administered by the National Park Service, the Bureau of Land Management, the United States Fish and Wildlife Service, or the Forest Service where there is a historical tradition of such use, amended (H. Rept. 108-513, Pt. 1).

**Pages H3436-37, H3536-37**

**Chaplain:** The prayer was offered today by Rev. Michael Bentley, Pastor, First Baptist Church in Brevard, North Carolina.

**Page H3393**

**Resignation of House Parliamentarian:** Read a letter from the Honorable Charles W. Johnson wherein he resigned as Parliamentarian of the House of Representatives after 40 years of service, effective May 31, 2004.

**Page H3394**

**House Parliamentarian Appointed:** The Speaker appointed John V. Sullivan as Parliamentarian of the House of Representatives to succeed Charles W. Johnson, resigned.

**Page H3394**

**Expressing Gratitude to the Honorable Charles W. Johnson, Parliamentarian:** The House agreed to H. Res. 651, expressing the gratitude of the House of Representatives to its Parliamentarian, the Honorable Charles W. Johnson

**Pages H3394-H3404**

**National Defense Authorization Act for Fiscal Year 2005:** The House passed H.R. 4200, to authorize appropriations for fiscal year 2005 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2005, by a recorded vote of 391 ayes to 34 noes, Roll No. 206. The bill was also considered on Wednesday, May 19.

**Pages H3406-31, H3445-57**

Rejected the Waxman motion to recommit the bill to the Committee on Armed Services with instructions to report it back to the House forthwith with an amendment, by a recorded vote of 202 ayes to 224 noes, Roll No. 205.

**Pages H3454-56**

The amendment in the nature of a substitute recommended by the Committee on Armed Services printed in the bill was considered as an original bill for the purpose of amendment.

**Page H3454**

Pursuant to section 4 of H. Res. 648, it was agreed on Wednesday, May 19, that the Slaughter amendment (No. 14 printed in H. Rept. 108-499) be considered out of the order printed in H. Rept. 108-499.

Pursuant to H. Res. 648, it was agreed on Wednesday, May 19, that certain amendments be placed in order as though printed in H. Rept. 108-499 and numbered 29, 30, 31, and 32; that

amendment numbered 13 in H. Rept 108–499 be modified in the form that was placed at the desk; and that the amendments and the modification placed at the desk be considered as read. **Page H3406**

Agreed To:

Weldon of Pennsylvania (No. 4 printed in H. Rept. 108–499) amendment that was debated on Wednesday, May 19, that expresses the sense of Congress that the Secretary of Defense should assist the Iraqi Government in destroying the Abu Ghraib prison and replacing it with a modern detention facility (by a recorded vote of 308 ayes to 114 noes, Roll No. 201); **Pages H3411–12**

Skelton amendment (No. 14 printed in H. Rept. 108–499) that was debated on Wednesday, May 19, that requires the Secretary of Defense to develop a comprehensive policy for the Department of Defense on the prevention of and response to sexual assaults involving members of the Armed Forces and requires the DoD to take related measures to address sexual assaults involving members of the Armed Forces (by a recorded vote of 410 ayes with none voting “no,” Roll No. 202); **Pages H3412–14**

Hunter en bloc amendment consisting of amendments printed in H. Rept. 108–499 and numbered 10, that makes a variety of substantive changes to the bill and makes a technical cite correction; No. 12, that clarifies provisions in the bill relating to tanker procurement; No. 13, that restores funds to the Department of Energy’s Defense Site Acceleration Completion account for “Waste Incidental to Reprocessing”; No. 15, that directs the Secretary of Defense to eliminate the backlog in forensic evidence collection kits and to provide an adequate supply of forensic evidence collection kits at all domestic and overseas U.S. military installations, military academies, and theaters of operation; No. 16, that requires that sureties would be treated in the same manner as financing institutions when contractors default; No. 17, that allows procurement officials within the Department of Defense to include the creation of jobs in the United States as an evaluation factor; No. 18, that authorizes landscaping services and pest control for inclusion in the Comp Demonstration program; No. 19, that permits firefighter’s Federal Excess Property Program, administered by the U.S. Forest Service, to screen Department of Defense excess property at the same level of law enforcement, defense contractors, defense-related organizations, and humanitarians services for combating forest fires and other fire suppression purposes; No. 20, that expands the Department of Defense Excess Personal Property Disposal Program to include health agencies; No. 21, that requires the Secretary of Defense, when submitting a budget request for construction of a military medical treat-

ment facility and the Secretary of Veteran’s Affairs when proposing construction of a new or replacement medical facility, to certify that the facility was evaluated, with the consultation of the other Secretary, for the feasibility of establishing a joint DoD–VA medical facility; No. 22, that provides authority for removal of remains of certain persons interred in United States Military Cemeteries overseas; No. 23, that requires the Secretary of Defense to study various aspects of mental health services available to U.S. military personal deployed to combat theaters and requires the Secretary to submit a report of the study; No. 24, that specifies the membership of the Board of Visitors to the United States Air Force Academy and sets certain recommendations and requirements for meetings of the Board; No. 26, that corrects an Army regulation that requires South Korea-based combat troops to be involved in 5 fire-fights in order to qualify for their combat recognition medals; No. 27, that allows the Secretary of the Army to establish a Combat Service Recognition Ribbon to recognize participation in combat by members of the Army, regardless of branch; No. 28, that allows the Department of Defense, Nisqually Tribe, and Bonneville Power Administration to complete their agreement to move power lines currently crossing the Nisqually Indian Reservation to land on the Fort Lewis Army base; No. 29, that directs placement of a memorial at Arlington National Cemetery honoring noncitizen service members killed in the line of duty while serving in the U.S. Armed Forces; No. 30, that increases funds authorized for construction at Robins Air Force Base in Georgia, offset by a reduction in funds for Air Force Reserve land acquisition and construction; No. 31, that provides additional funds for the procurement of the Aircraft Wireless Intercom System and for blade-fold kits for Apache helicopters; and No. 32, that establishes a college financial assistance program for the DC National Guard; **Pages H3418–27**

Wamp amendment (No. 11 printed in H. Rept 108–499) that makes changes to the Energy Employees Occupational Illness Compensation Program; and **Pages H3427–29**

Ryun of Kansas amendment (No. 25 printed in H. Rept. 108–499) that requires the Secretary of Defense to initiate senior officer official educational programs with Taiwan (by a recorded vote of 290 ayes to 132 noes, Roll No. 204).

**Pages H3429–31, H3453–54**

Rejected:

Kennedy of Minnesota amendment (No. 8 printed in H. Rept. 108–499) that sought to eliminate the 2-year BRAC delay containing in the bill and require that certain reports be submitted to Congress approximately six months before any potential vote

to disapprove the recommendations of the BRAC Commission in order to review and hold hearings on the report (by a recorded vote of 162 yeas to 259 noes, Roll No. 200; and

**Pages H3406–11**

Tauscher amendment (No. 9 printed in H. Rept. 108–499) that sought to transfer funds from the Department of Energy's Robust Nuclear Earth Penetrator and Advanced Concepts programs to increase both intelligence capabilities to get at hard and deeply buried targets and improved conventional bunker-busting capabilities (by a recorded vote of 204 yeas to 214 noes, Roll No. 203).

**Pages H3415–18, H3453**

The Clerk was authorized to make technical and conforming changes to the bill.

**Page H3457**

Agreed to amend the title so as to read: to authorize appropriations for fiscal year 2005 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

**Page H3457**

H. Res. 648, the rule providing for consideration of the bill was agreed to on Wednesday, May 19.

**Miscellaneous Trade and Technical Corrections Act of 2003:** The House disagreed to the Senate amendments to H.R. 1047, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, to make other technical amendments to the trade laws, and agreed to a conference.

**Page H3414**

Appointed as conferees: From the Committee on Ways and Means for consideration of the House bill and the Senate amendments, and modifications committed in conference, Representatives Thomas, Crane, Shaw, Rangel, and Levin.

**Page H3414**

**Child Credit Preservation and Expansion Act of 2004:** The House passed H.R. 4359, to amend the Internal Revenue Code of 1986 to increase the child tax credit, by a recorded vote of 271 yeas to 139 noes, Roll No. 209.

**Pages H3459–75**

Rejected the Levin amendment in the nature of a substitute printed in H. Rept. 108–496 by a yeas and nay vote of 187 yeas to 226 nays, Roll No. 208.

**Pages H3467–74**

H. Res. 644, the rule providing for consideration of the bill was agreed to by a voice vote.

**Pages H3431–34, H3443–45**

**Participation of Taiwan in the World Health Organization:** Agreed to take from the Speaker's table and pass S. 2092, to address the participation of Taiwan in the World Health Organization—clearing the measure for the President.

**Pages H3457–58**

**Memorial Day District Work Period:** The House agreed to H. Con. Res. 432, providing for the condi-

tional adjournment of the House and the conditional adjournment or recess of the Senate, by a yeas and nay vote of 222 yeas to 193 nays, Roll No. 207.

**Pages H3458–59**

**Meeting Hour:** Agreed that when the House adjourn today, it adjourn to meet at 4 p.m. on Monday, May 24, unless it sooner has received a message from the Senate transmitting its concurrence in H. Con. Res. 432, in which case the House shall stand adjourned pursuant to that concurrent resolution.

**Page H3475**

**Calendar Wednesday:** Agreed to dispense with the Calendar Wednesday business of Wednesday, June 2.

**Page H3475**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he appointed Representative Gilchrest or, if not available to perform this duty, Representative Thornberry to act as Speaker pro tempore for sign enrolled bills and joint resolutions through June 1, 2004.

**Page H3475**

**Presidential Messages:** Read a letter from the President wherein he notified the Congress of the continuation of the national emergency protecting the Development Fund for Iraq—referred to the Committee on International Relations and ordered printed (H. Doc. 108–187); and

**Pages H3475–76**

Read a letter from the President wherein he transmitted the 8th biennial revision (2004–2008) to the United States Arctic Research Plan—referred to the Committee on Science.

**Page H3476**

Read a letter from the President wherein he transmitted a report entitled "2004 Comprehensive Report on U.S. Trade and Investment Policy for Sub-Saharan Africa and Implementation of the African Growth and Opportunity Act"—referred to the Committee on Ways and Means.

**Page H3499**

**Senate Message:** Message received from the Senate today appears on page H3393.

**Senate Referral:** S. 213, S. 524, S. 943, S. 960, S. 1107, S. 1577, and S. 2178 were referred to the Committee on Resources; S. 1576 was referred to the Committee on Energy and Commerce; and S. 15, S. 1167, S. 1516, and S. 1848 were held at the desk.

**Page H3434**

**Quorum Calls—Votes:** Two yeas and nay votes and eight recorded votes developed during the proceedings of today and appear on pages H3411, H3412, H3413, H3453, H3453–54, H3456, H3456–57, H3458, H3474, and H3474–75. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and pursuant to the provisions of H. Con. Res. 432, the House stands adjourned until 4 p.m. on Monday,

May 24, 2004, unless it sooner has received a message from the Senate transmitting its adoption of H. Con. Res. 432, in which case the House shall stand adjourned until 2 p.m. on Tuesday, June 1.

## *Committee Meetings*

### **FARM SECURITY AND RURAL INVESTMENT ACT REVIEW**

*Committee on Agriculture:* Subcommittee on General Farm Commodities and Risk Management held a hearing to review the Farm Security and Rural Investment Act of 2002. Testimony was heard from Keith Collins, Chief Economist, USDA; and public witnesses.

### **FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Department of the Treasury (International Affairs). Testimony was heard from John Taylor, Under Secretary, International Affairs, Department of the Treasury.

### **TRANSPORTATION, TREASURY, AND INDEPENDENT AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Transportation, Treasury, and Independent Agencies held a hearing on the Secretary of the Treasury. Testimony was heard from John W. Snow, Secretary of the Treasury.

### **EPA'S RESOURCE CONSERVATION CHALLENGE**

*Committee on Energy and Commerce:* Subcommittee on Environment and Hazardous Materials held a hearing entitled "EPA's Resource Conservation Challenge." Testimony was heard from Matthew Hale, Deputy Director, Office of Solid Waste, EPA.

### **MEDICARE PRESCRIPTION DRUG DISCOUNT CARDS**

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled "Medicare Prescription Drug Discount Cards: Immediate Savings for Seniors." Testimony was heard from Mark B. McClellan, M.D., Administrator, Centers for Medicare and Medicaid Services, Department of Health and Human Services; and public witnesses.

### **OVERSIGHT—HUD'S BUDGET**

*Committee on Financial Services:* Held an oversight hearing on the Department of Housing and Urban Development, including the Department's budget

request for fiscal year 2005. Testimony was heard from Alphonso Jackson, Secretary of Housing and Urban Development.

### **FEDERAL CHILD WELFARE PROGRAMS**

*Committee on Government Reform:* Held a hearing entitled "Redundancy and Duplication in Federal Child Welfare Programs: A Case Study on the Need for Executive Reorganization Authority." Testimony was heard from Representative DeLay; Wade Horn, Assistant Secretary for Children and Families, Department of Health and Human Services; J. Robert Flores, Administrator, Office of Juvenile Justice and Delinquency Prevention, Department of Justice; and Colien Hefferan, Administrator, Cooperative State Research, Education, and Extension Service, USDA.

### **"HISTORIC PRESERVATION OF THE PEOPLING OF AMERICA"**

*Committee on Government Reform:* Subcommittee on Criminal Justice, Drug Policy and Human Resources held a hearing entitled "Historic Preservation of the Peopling of America." Testimony was heard from Janet Snyder Matthews, Associate Director, Cultural Resources, National Park Service, Department of the Interior; and public witnesses.

### **OVERSIGHT—FEC AND THE 527 RULEMAKING PROCESS**

*Committee on House Administration:* Held an oversight hearing on the Federal Election Commission and the 527 Rulemaking Process. Testimony was heard from the following officials of the Federal Election Commission: Bradley A. Smith, Chairman; Ellen L. Weintraub, Vice Chair; Scott E. Thomas and Michael Toner, both Commissioners.

### **ADMINISTRATIVE CONFERENCE OF THE U.S. REAUTHORIZATION**

*Committee on the Judiciary:* Subcommittee on Commercial and Administrative Law held an oversight hearing entitled "Reauthorization of the Administrative Conference of the United States." Testimony was heard from the following Associate Justices of the Supreme Court: Antonin Scalia and Stephen G. Breyer.

### **OVERSIGHT**

*Committee on the Judiciary:* Subcommittee on Courts, Internet, and Intellectual Property held an oversight hearing entitled "Derivative Rights, Moral Rights, and Movie Filtering Technology." Testimony was heard from public witnesses.

### **OVERSIGHT—DRAFT REPORT OF THE COMMISSION ON OCEAN POLICY**

*Committee on Resources:* Held an oversight hearing on the "Draft Report of the U.S. Commission on Ocean