

Thursday, June 24, 2004

Daily Digest

HIGHLIGHTS:

Senate passed H.R. 4613, Department of Defense Appropriations Act.

House Committees ordered reported 13 sundry measures.

Senate

Chamber Action

Routine Proceedings, pages S7403–S7505

Measures Introduced: Thirty-four bills and eight resolutions were introduced, as follows: S. 2572–2605, S. Res. 391–397, and S. Con. Res. 120.
Pages S7434–35

Measures Reported:

Report to accompany S. 2559, making appropriations for the Department of Defense for the fiscal year ending September 30, 2005. (S. Rept. No. 108–284)

H.R. 1572, To designate the United States courthouse located at 100 North Palafox Street in Pensacola, Florida, as the “Winston E. Arnow United States Courthouse”.

S. 2385, to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the “Santiago E. Campos United States Courthouse”.

S. 2398, to designate the Federal building located at 324 Twenty-Fifth Street in Ogden, Utah, as the James V. Hansen Federal Building. **Page S7432**

Measures Passed:

Department of Defense Appropriations Act: By a unanimous vote of 98 yeas (Vote No. 149), Senate passed H.R. 4613, making appropriations for the Department of Defense for the fiscal year ending September 30, 2005, striking all after the enacting clause and inserting in lieu thereof the text of S. 2559, Senate companion measure, and the bill as amended be considered as original text for the purpose of further amendment, after taking action on the following amendments proposed thereto:

Pages S7357–59, S7366–92

Adopted:

Stevens (for Baucus) Amendment No. 3490, to set aside an amount for a grant to Rocky Mountain College, Montana, for the purchase of aircraft for support of aviation training. **Pages S7366–67**

Stevens (for Corzine) Amendment No. 3491, to make available, from amounts appropriated for “Research, Development, Test, and Evaluation, Navy”, \$4,000,000 for Aviation Data Management and Control System, Block II. **Page S7367**

Stevens (for Kennedy) Amendment No. 3492, to make \$50,000,000 available under the Edward Byrne Memorial State and Local Law Enforcement Assistance Programs. **Page S7367**

Stevens (for Leahy) Amendment No. 3497, to set aside an amount for procurement of aircrew bladder relief (ABRD) kits. **Page S7370**

DeWine Amendment No. 3493, to appropriate funds for the crisis in Darfur and Chad.

Pages S7367, S7370–72

Stevens (for Warner/Allen) Amendment No. 3498, to increase amounts for certain Navy shipbuilding and conversion programs, projects, and activities; and to provide an offset. **Page S7372**

Stevens (for Roberts) Amendment No. 3499, to make available, from amounts appropriated for “Research, Development, Test, and Evaluation, Air Force”, \$10,000,000 for the Science, Mathematics, and Research for Transformation (SMART) Pilot Scholarship Program. **Pages S7372–73**

Stevens (for Santorum) Amendment No. 3500, to make available, from amounts appropriated for “Operation and Maintenance, Defense-Wide”, \$5,000,000 for Department of Defense Education Activity for the upgrading of security at Department of Defense dependents schools. **Page S7373**

Stevens (for Santorum) Amendment No. 3501, to make available from amounts appropriated for “Research, Development, Test, and Evaluation, Army”, \$3,000,000 for Medical Advanced Technology for the Intravenous Membrane Oxygenator. **Page S7373**

Stevens (for Lott/Cochran) Amendment No. 3503, to express the sense of Congress on the expansion of the Global Hawk Maritime Demonstration Program to include forward deployed forces of the Navy and

the Marine Corps in the United States Central Command area of operations. **Pages S7374–75**

Stevens (for Reed) Amendment No. 3504, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Navy, \$3,000,000 to establish the Consortium of Visualization Excellence for Underseas Warfare Modeling and Simulation (COVE). **Page S7375**

Stevens (for Bayh/Lugar) Amendment No. 3505, to make \$21,900,000 available for M1A1 Tank transmission maintenance. **Page S7375**

Stevens (for Reed) Amendment No. 3506, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Navy, \$2,000,000 to conduct a demonstration of a prototype of the Improved Shipboard Combat Information Center. **Page S7375**

Stevens (for Biden) Amendment No. 3507, to provide certain authorities related to the transfer of defense articles. **Pages S7375–76**

Stevens (for Mikulski/Sarbanes) Amendment No. 3516, to make available, from amounts appropriated for “Research, Development, Test, and Evaluation, Air Force”, \$7,000,000 for AN/APG–68(V)10 radar development for F–16 aircraft. **Page S7376**

Stevens (for Nelson (FL)) Amendment No. 3517, to make available up to \$5,000,000 for the Joint Test and Training Rapid Advanced Capabilities (JTTRAC) Program. **Pages S7376–77**

Stevens (for Shelby) Amendment No. 3518, clarifying the availability of highway trust funds. **Page S7377**

By 89 yeas to 9 nays (Vote No. 147), Byrd Amendment No. 3502, to express the sense of the Senate on budgeting and funding of ongoing military operations overseas. **Pages S7373–74, S7377**

Stevens (for Dodd/Lieberman) Amendment No. 3522, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Army, \$10,000,000 for the Broad Area Unmanned Responsive Resupply Operations aircraft program. **Page S7379**

Stevens (for Nickles) Amendment No. 3523, to make available from amounts appropriated for “Research, Development, Test, and Evaluation, Navy”, \$2,000,000 for Handheld Breath Diagnostics. **Page S7379**

Stevens (for Landrieu) Amendment No. 3524, to set aside an amount for the Joint Logistics Information System program for the automated scheduling tool. **Page S7379**

Stevens (for Bunning) Amendment No. 3525, to set aside an amount for the Anti-Sniper Infrared Targeting System. **Page S7379**

Stevens (for Voinovich/DeWine) Amendment No. 3526, to make available, from amounts appropriated

for Research, Development, Test, and Evaluation, Army, \$3,500,000 for Laser Peening for Army helicopters. **Page S7379**

Stevens (for Voinovich/DeWine) Amendment No. 3527, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Air Force, \$2,000,000 for All Composite Military Vehicles. **Page S7379**

Stevens (for Boxer) Amendment No. 3528, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Defense-wide, \$4,500,000 for development of the Suicide Bomber Detection System Using a Portable Electronic Scanning Millimeter-Wave Imaging RADAR. **Pages S7379–80**

Stevens (for Burns) Amendment No. 3529, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Navy, up to \$3,000,000 for the Mobile On-Scene Sensor Aircraft Intelligence Command, Control, and Computer Centers. **Page S7380**

Stevens (for Burns) Amendment No. 3530, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Army, up to \$2,000,000 for the “Care of Battlefield Wounds”. **Page S7380**

Stevens (for Roberts) Amendment No. 3531, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Army, \$8,000,000 for the United States Army Intelligence and Security Command’s Information Dominance Center. **Page S7380**

Stevens (for Kyl) Amendment No. 3532, to specify the availability of amounts for the Subterranean Target Identification Program. **Page S7380**

Stevens (for Kyl) Amendment No. 3533, to specify the availability of amounts for the Program for Intelligence Validation. **Page S7380**

Stevens (for Kyl) Amendment No. 3534, to express the sense of Congress on the continued development of an end-to-end point of care clinical diagnostic network to combat terrorism. **Pages S7380–81**

Stevens (for Kyl) Amendment No. 3535, to specify the availability of amounts for the Versatile, Advanced Affordable Turbine Engine. **Page S7381**

Stevens (for Talent) Amendment No. 3536, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Air Force, \$5,000,000 for X–43C development. **Page S7381**

Stevens (for Pryor) Amendment No. 3537, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Defense-Wide, \$5,000,000 for medical equipment and combat casualty care technologies. **Page S7381**

Stevens (for Sununu) Amendment No. 3538, to make available up to \$2,000,000 for the Advanced Composite Radome Project. **Page S7381**

Stevens (for Levin) Amendment No. 3539, to authorize the demolition of facilities and improvements on certain military installations approved for closure under the defense base closure and realignment process. **Page S7381**

Stevens (for Conrad) Amendment No. 3540, to set aside an amount for F-16 Theater Airborne Reconnaissance System upgrades. **Pages S7381-82**

Stevens (for Kohl/Reed) Amendment No. 3541, to ensure the availability of sufficient fiscal year 2004 funding for the Manufacturing Extension Partnership program of the National Institute of Standards and Technology. **Page S7382**

Stevens (for DeWine) Amendment No. 3542, to require reports on mental health services available to members of the Armed Forces of the United States and their dependents. **Pages S7382-83**

Stevens (for Feinstein) Amendment No. 3543, to make available, from amounts appropriated for Research, Development, Test, and Evaluation, Navy, \$5,000,000 for support of the TIGER pathogen detection system. **Page S7383**

Inouye (for Dorgan) Amendment No. 3544, to provide funds for the North Dakota State School of Science, Bismarck State College, and Minot State University. **Page S7383**

Inouye Amendment No. 3545, to set aside an amount for small business development and transition. **Pages S7383-84**

Rejected:

Biden Modified Amendment No. 3520, to appropriate funds for bilateral economic assistance. (By 53 yeas to 45 nays (Vote No. 148), Senate tabled the amendment.) **Pages S7377-79, S7382, S7384**

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 Stevens, Cochran, Specter, Domenici, Bond, McConnell, Shelby, Gregg, Hutchison, Burns, Inouye, Hollings, Byrd, Leahy, Harkin, Dorgan, Durbin, Reid, and Feinstein. **Page S7392**

Burma Sanctions: By 96 yeas to 1 nay (Vote No. 150), Senate passed H. J. Res. 97, approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, clearing the measure for the President. **Pages S7392-95**

Middle East Peace Process: By 95 yeas to 3 nays (Vote No. 151), Senate agreed to S. Res. 393, expressing the sense of the Senate in support of United States policy for a Middle East peace process. **Pages S7395-97**

United Nations Democracy Caucus: Committee on Foreign Relations was discharged from further consideration of S. Con. Res. 83, promoting the establishment of a democracy caucus within the United Nations, and the resolution was then agreed to. **Pages S7494-95**

Western Shoshone Claims Distribution Act: Senate passed H.R. 884, to provide for the use and distribution of the funds awarded to the Western Shoshone identifiable group under Indian Claims Commission Docket Numbers 326-A-1, 326-A-3, and 326-K, clearing the measure for the President. **Pages S7495-96**

AGOA Acceleration Act: Senate passed H.R. 4103, to extend and modify the trade benefits under the African Growth and Opportunity Act, clearing the measure for the President. **Page S7496**

Recognizing J. Robert Oppenheimer: Senate agreed to S. Res. 321, recognizing the loyal service and outstanding contributions of J. Robert Oppenheimer to the United States and calling on the Secretary of Energy to observe the 100th anniversary of Dr. Oppenheimer's birth with appropriate programs at the Department of Energy and the Los Alamos National Laboratory. **Page S7496**

Legal Representation Authorization: Senate agreed to S. Res. 394, to authorize testimony and representation in the United States v. Daniel Bayly, et al. **Pages S7496-97**

Legal Representation Authorization: Senate agreed to S. Res. 395, to authorize testimony, document production, and legal representation in Ulysses J. Ward v. Dep't of the Army. **Page S7497**

Commemorating Pennsylvania State University 150th Anniversary: Senate agreed to S. Res. 396, commemorating the 150th anniversary of the founding of The Pennsylvania State University. **Page S7497**

Iraq Transition: Senate agreed to S. Res. 397, expressing the sense of the Senate on the transition of Iraq to a constitutionally elected government. **Pages S7497-99**

GAO Human Capital Reform Act: Committee on Governmental Affairs was discharged from further consideration of H.R. 2751, to provide new human capital flexibilities with respect to the GAO, and the bill was then passed, clearing the measure for the President. **Page S7499**

D.C. Courts Long-Term Care Insurance Participation: Senate passed S. 2322, to amend chapter 90 of title 5, United States Code, to include employees of the District of Columbia courts as participants in long term care insurance for Federal employees. **Page S7499**

Adjournment Resolution: Senate agreed to S. Con. Res. 120, providing for a conditional adjournment or recess of the Senate and the House of Representatives.

Page S7499

Burma Sanctions—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. J. Res. 39, approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, that the statutory time limit be yielded back, the resolution be read a third time, and then returned to the Senate calendar.

Page S7392

National Defense Authorization Act—Conferees: A unanimous-consent agreement was reached relative to H.R. 4200, 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, previously passed by the Senate on Wednesday, June 23, 2004, that the Senate insist on its amendment, request a conference with the House thereon, and the Chair be authorized to appoint the following conferees on the part of the Senate: Senators Warner, McCain, Inhofe, Roberts, Allard, Sessions, Collins, Ensign, Talent, Chambliss, Graham (SC), Dole, Cornyn, Levin, Kennedy, Byrd, Lieberman, Reed, Akaka, Nelson (FL), Nelson (NE), Dayton, Bayh, Clinton, and Pryor.

Page S7503

Also, a unanimous-consent agreement was reached with respect to further consideration of S. 2400, S. 2401, S. 2402, and S. 2403, Senate companion measures (all passed by the Senate on Wednesday, June 23, 2004); that if the Senate receives a message, with respect to any of these bills, from the House of Representatives, the Senate disagree with the House on its amendment or amendments to the Senate-passed bill and agree to or request a conference, as appropriate, with the House on the disagreeing votes of the two Houses; that the Chair be authorized to appoint conferees on the part of the Senate; and that the foregoing occur without intervening action or debate.

Pages S7499–S7500

Appointments:

Parents Advisory Council on Youth Drug Abuse: The Chair, on behalf of the Majority Leader, pursuant to Public Law 105–277, Section 710, 2(A)(ii), appointed the following individual to serve as a member of the Parents Advisory Council on Youth Drug Abuse: Laurens Tullock, of Tennessee.

Page S7499

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

Transmitting, pursuant to law, the report of the continuation of the national emergency with respect to the Western Balkans; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–89)

Pages S7427

Nominations Confirmed: Senate confirmed the following nominations:

By 70 yeas 27 nays (Vote No. Ex. 152), Diane S. Sykes, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit.

Pages S7360–66, S7397

Dora L. Irizarry, of New York, to be United States District Judge for the Eastern District of New York.

Peter W. Hall, of Vermont, to be United States Circuit Judge for the Second Circuit.

Robert Bryan Harwell, of South Carolina, to be United States District Judge for the District of South Carolina.

George P. Schiavelli, of California, to be United States District Judge for the Central District of California.

William Duane Benton, of Missouri, to be United States Circuit Judge for the Eighth Circuit.

John C. Danforth, of Missouri, to be the Representative of the United States of America to the United Nations, with the rank and status of Ambassador, and the Representative of the United States of America in the Security Council of the United Nations.

John C. Danforth, of Missouri, to be Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations.

10 Air Force nominations in the rank of general.

14 Army nominations in the rank of general.

8 Marine Corps nominations in the rank of general.

31 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Pages S7399–S7401

Nominations Received: Senate received the following nominations:

Kiron Kanina Skinner, of Pennsylvania, to be a Member of the National Security Education Board for a term of four years.

Cathy M. MacFarlane, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

Dennis C. Shea, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

Romolo A. Bernardi, of New York, to be Deputy Secretary of Housing and Urban Development.

Kirk Van Tine, of Virginia, to be Deputy Secretary of Transportation.

Sue Ellen Wooldridge, of Virginia, to be Solicitor of the Department of the Interior.

Charles Johnson, of Utah, to be Chief Financial Officer, Environmental Protection Agency.

Ann R. Klee, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

Adam Marc Lindemann, of New York, to be a Member of the Advisory Board for Cuba Broadcasting for a term expiring October 27, 2005.

Edward Brehm, of Minnesota, to be a Member of the Board of Directors of the African Development Foundation for a term expiring November 13, 2007.

Beverly Allen, of Georgia, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2008.

Gail Daly, of Texas, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2008. (New Position)

Donald Leslie, of Wisconsin, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2006. (New Position)

Amy Owen, of Utah, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2008. (New Position)

Sandra Pickett, of Texas, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2005. (New Position)

Renee Swartz, of New Jersey, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2007. (New Position)

Kim Wang, of California, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2004. (New Position)

Juanita Alicia Vasquez-Gardner, of Texas, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2009 (Reappointment), to which position she was appointed during the last recess of the Senate.

Deborah Ann Spagnoli, of California, to be a Commissioner of the United States Parole Commission for a term of six years.

1 Army nomination in the rank of general.

A routine list in the Navy.

Pages S7397–99

Messages From the House: Page S7427

Measures Referred: Page S7427

Measures Read First Time: Page S7494

Executive Communications: Pages S7428–29

Petitions and Memorials: Pages S7429–32

Executive Reports of Committees: Pages S7432–34

Additional Cosponsors: Pages S7435–37

Statements on Introduced Bills/Resolutions: Pages S7437–87

Additional Statements: Pages S7424–27

Amendments Submitted: Pages S7487–93

Authority for Committees to Meet: Pages S7493–94

Privilege of the Floor: Page S7494

Record Votes: Six record votes were taken today. (Total—152) Pages S7377, S7384, S7392, S7395–97

Adjournment: Senate convened at 10:01 a.m., and adjourned at 9:06 p.m., until 9:30 a.m., on Friday, June 25, 2004. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S7397.)

Committee Meetings

(Committees not listed did not meet)

HEALTHY FORESTS RESTORATION ACT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Forestry, Conservation, and Rural Revitalization concluded a hearing to examine the implementation of the Healthy Forests Restoration Act (P.L. 108–148), after receiving testimony from Mark Rey, Under Secretary of Agriculture for Natural Resources and the Environment; Chad Calvert, Deputy Assistant Secretary of the Interior for Land and Minerals Management; James L. Sledge, Mississippi Forestry Commission, Jackson, on behalf of the National Association of State Foresters; Robert Cope, Lemhi County Board of Commissioners, Salmon, Idaho, on behalf of the National Association of Counties and the Idaho Association of Counties; Carol Daly, Communities Committee of the Seventh American Forest Congress, Columbia Falls, Montana, on behalf of the Society of American Foresters; James R. Crouch, Jim Crouch and Associates, Russellville, Arkansas, on behalf of sundry organizations; Tom Partin, American Forest Resource Council, Portland, Oregon; and James Earl Kennamer, National Wild Turkey Federation, Edgefield, South Carolina.

AIRLINE DENIAL AUTHORITY

Committee on Appropriations: Subcommittee on Transportation, Treasury, and General Government concluded an oversight hearing to examine passenger screening and airline authority to deny plane boarding, after receiving testimony from Jeff Rosen, General Counsel, Department of Transportation; Tom Blank, Assistant Administrator, Office of Transportation Security Policy, Transportation Security Administration, Department of Homeland Security; Michael Smerconish, WPHT–AM, Philadelphia, Pennsylvania; Peggy Sterling, American Airlines, Dallas, Texas; and Christy E. Lopez, Relman and Associates, Washington, D.C.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the nomination of General George W. Casey, Jr., USA, for reappointment to the grade of general and to be Commander, Multi-National Force-Iraq, and 2,249 nominations in the Army, Navy, Marine Corps, and Air Force.

Prior to this action, committee concluded hearings on the nomination of General George W. Casey, Jr. (listed above), after the nominee testified and answered questions in his own behalf.

CRC REPORTS

Committee on Armed Services: Committee met in closed session to receive a briefing regarding ICRC Reports on U.S. military detainee operations from officials of the Department of Defense.

AVIATION SECURITY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded a hearing to examine security screening options for airports, focusing on the status of the private screening pilot (PP5) program and TSA's plans to implement the Federal screening opt-out provisions of the Aviation and Transportation Security Act, after receiving testimony from Thomas Blank, Assistant Administrator for Transportation Security Policy, Transportation Security Administration, Department of Homeland Security; Patrick Pacious, BearingPoint, Inc., McLean, Virginia; Terry Anderson, Tupelo Regional Airport, Tupelo, Mississippi; and Richard A. Atkinson, III, Central West Virginia Regional Airport Authority, Charleston.

EARTHQUAKE HAZARDS REDUCTION AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded a hearing to examine H.R. 2608, to reauthorize the National Earthquake Hazards Reduction Program, after receiving testimony from David Applegate, Senior Science Advisor for Earthquake and Geologic Hazards, U.S. Geological Survey, Department of the Interior; Archibald C. Reid, III, Acting Deputy Director, Mitigation Division, Emergency Preparedness and Response Directorate, Department of Homeland Security; Sivaraj Shyam-Sunder, Acting

Deputy Director, Building and Fire Research Laboratory, National Institute of Standards and Technology, Technology Administration, Department of Commerce; and A. Galip Ulsoy, Director, Division of Civil and Mechanical Systems, National Science Foundation.

NATIONAL HERITAGE PARTNERSHIP ACT

Committee on Energy and Natural Resources: Subcommittee on National Parks concluded a hearing to examine S. 2543, to establish a program and criteria for National Heritage Areas in the United States, after receiving testimony from A. Durand Jones, Deputy Director, National Park Service, Department of the Interior; Barry T. Hill, Director, Natural Resources and Environment, General Accounting Office; Daniel M. Rice, Ohio and Erie Canalway Coalition, Akron, Ohio, on behalf of the Advocacy Committee of the Alliance of National Heritage Areas; and Robert J. Smith, Center for Private Conservation, and Craig D. Obey, National Parks Conservation Association, both of Washington, D.C.

BUSINESS MEETING

Committee on Finance: Committee failed to approve the Committee's recommendation, as amended, to the proposed legislation implementing the U.S.-Australia Free Trade Agreement.

IRAQ

Committee on Foreign Relations: on Wednesday, June 23, Committee met in closed session to receive a briefing on the situation in Iraq with regard to the June 30, 2004 transition from Colin L. Powell, Secretary of State.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported S. 1735, to increase and enhance law enforcement resources committed to investigation and prosecution of violent gangs, to deter and punish violent gang crime, to protect law abiding citizens and communities from violent criminals, to revise and enhance criminal penalties for violent crimes, to reform and facilitate prosecution of juvenile gang members who commit violent crimes, to expand and improve gang prevention programs, with an amendment in the nature of a substitute.

House of Representatives

Chamber Action

Measures Introduced: 36 public bills, H.R. 4677–4712; 1 private bill, H.R. 4713; and 5 resolutions, H. Con. Res. 465–467, and H. Res. 695–697, were introduced. **Pages H4926–27, H5070–71**

Additional Cosponsors: **Pages H4927–28, H5071–72**

Reports Filed: Reports were filed today as follows:

H.R. 3916, to improve circulation of the \$1 coin, create a new bullion coin, amended (H. Rept. 108–568); and

H. Res. 694, providing for consideration of H.R. 4614, Energy and Water Development Appropriations Act for fiscal year 2005 (H. Rept. 108–569). **Pages H5069–70**

Chaplain: The Prayer was offered today by Rev. Dr. Keith Boone, Pastor, First United Methodist Church in Rockwall, Texas. **Page H4895**

Revising the Budget Resolution for FY 2005: The House rejected H. Res. 685, revising the concurrent resolution on the budget for fiscal year 2005 as it applies in the House of Representatives, by a yea and nay vote of 184 yeas to 230 nays, Roll No. 301. **Pages H4908–22**

The measure was considered under a unanimous consent agreement that was reached on Tuesday, June 22.

Suspension: The House agreed to suspend the rules and pass the following measure which was debated on Wednesday, June 23:

Recognizing the 40th Anniversary of Congressional passage of the Civil Rights Act of 1964: H. Res. 676, recognizing and honoring the 40th anniversary of congressional passage of the Civil Rights Act of 1964, by a $\frac{2}{3}$ yea and nay vote of 414 yeas to 1 nay, Roll No. 304. **Pages H4929–30**

Child Nutrition and WIC Reauthorization Act of 2004: The House agreed to take from the Speaker's table and pass S. 2507, to amend the Richard B. Russell National School Lunch Act and the Child Nutrition Act of 1966 to provide children with increased access to food and nutrition assistance, to simplify program operations and improve program management, to reauthorize child nutrition programs—clearing the measure for the President. **Pages H4930–52**

Resolution Congratulating the Interim Government of Iraq: The House agreed to H. Res. 691, congratulating the interim government of Iraq on its assumption of full responsibility and authority as a

sovereign government, by a yea and nay vote of 352 yeas to 57 nays, Roll No. 319. **Pages H4953–61, H5066–67**

The measure was considered under a unanimous consent agreement reached on Wednesday, June 23.

Spending Control Act of 2004: The House failed to pass H.R. 4663, to amend part C of the Balanced Budget and Emergency Deficit Control Act of 1985 to establish discretionary spending limits and a pay-as-you-go requirement for mandatory spending, by a recorded vote of 146 yeas to 268 noes, Roll No. 318. **Pages H4898–H4908, H4961–H5066**

Rejected the Stenholm motion to recommit the bill to the Committee on the Budget with instructions to report the bill back to the House forthwith with an amendment, by a recorded vote of 196 yeas to 218 noes, Roll No. 317. **Pages H5064–65**

Agreed by unanimous consent to consider the Young amendment (No. 18 printed in H. Rept. 108–566) out of order and allow it to be subsequently withdrawn. **Page H4997**

Agreed to:

Brady amendment (No. 1 printed in H. Rept. 108–566) that establishes a Federal Sunset Commission to review all federal agencies and programs for their efficiency, effectiveness, redundancy, and need (by a recorded vote of 272 yeas to 140 noes, Roll No. 305); and **Pages H4972–75, H4988**

Kirk amendment (No. 6 printed in H. Rept. 108–566) that requires the Congressional Budget Office to prepare an annual analysis that compares budgeted entitlement spending to actual entitlement spending (by a recorded vote of 289 yeas to 121 noes, Roll No. 310). **Pages H4997–98, H5011–12**

Rejected:

Chocola amendment (No. 2 printed in H. Rept. 108–566) that sought to replace the 20 budget functions with a one-page budget that divides spending into five categories (by a recorded vote of 126 yeas to 290 noes, Roll No. 306); **Pages H4975–78, H4988–89**

Castle amendment (No. 3 printed in H. Rept. 108–566) that sought to eliminate the requirement of providing budget authority and outlays for the functional categories in the budget resolution (by a recorded vote of 185 yeas to 230 noes, Roll No. 307); **Pages H4978–80, H4989–90**

Hensarling amendment (No. 4 printed in H. Rept. 108–566) that sought to impose an entitlement cap whereby the total level of direct spending is limited to inflation and the growth in a given program's beneficiary population (by a recorded vote of 96 yeas to 317 noes, Roll No. 308); **Pages H4980–86, H4990**

Hensarling amendment (No. 5 printed in H. Rept. 108–566) that sought to provide for an automatic continuing resolution in the event that an agreement is not reached on spending levels by the legal deadline (by a recorded vote of 111 ayes to 304 noes, Roll No. 309); **Pages H4986–88, H4990–91**

Ryan of Wisconsin amendment (No. 7 printed in H. Rept. 108–566) that sought to convert the current non-binding budget resolution into a joint budget resolution that if signed by the President would have the force of law (by a recorded vote of 97 ayes to 312 noes, Roll No. 311);

Pages H4998–H5001, H5012–13

Ryan of Wisconsin amendment (No. 8 printed in H. Rept. 108–566) that sought to establish Budget Protection Accounts which would allow Congress to target spending during the appropriation and direct spending processes and redirect that spending for deficit reduction at the end of the fiscal year (by a recorded vote of 137 ayes to 272 noes, Roll No. 312);

Pages H5001–03, H5013

Ryan of Wisconsin amendment (No. 9 printed in H. Rept. 108–566) that sought to initiate enhanced rescission for the President to propose the elimination of wasteful spending identified in appropriations bills (by a recorded vote of 174 ayes to 237 noes, Roll No. 313);

Pages H5003–06, H5013–14

Spratt amendment in the nature of a substitute (No. 15 printed in H. Rept. 108–566) that restores the original Pay-As-You-Go rules as they were originally established under the 1990 Budget Enforcement Act and extended in 1997 (by a recorded vote of 179 ayes to 233 noes, Roll No. 314);

Pages H5006–11, H5014–15

Hensarling amendment in the nature of a substitute (No. 16 printed in H. Rept. 108–566) that sought to make several major changes to the current budget process (by a recorded vote of 88 ayes to 326 noes, Roll No. 315); and

Pages H5015–44, H5062–63

Kirk amendment in the nature of a substitute (No. 17 printed in H. Rept. 108–566) that sought to make a number of changes to the current budget process (by a recorded vote of 120 ayes to 296 noes, Roll No. 316).

Pages H5044–62, H5063–64

Withdrawn:

Young of Florida amendment in the nature of a substitute (No. 18 printed in H. Rept. 108–566) that was offered and subsequently withdrawn that sought to require sequestration of mandatory spending in the event that the OMB baseline estimates of mandatory spending exceed previous estimates due to enacted legislation; require baseline estimates to exclude emergency spending; provide an exception for outlay components of certain expiring receipts legislation when making estimates of mandatory spending legislation; change the start date of the fis-

cal year to November 1; require sunseting of all Federal programs (except earned entitlements) effective October 1, 2006, unless reauthorized prior to that date; require an adjustment to Appropriations Committee 302(a) allocations to ensure that the transportation guarantees contemplated in TEALU and Vision 100 are fully met; and make technical and conforming changes to the Balanced Budget and Emergency Deficit Control Act of 1985.

Pages H4991–97

H. Res. 692, the rule providing for consideration of the bill was agreed to by a recorded vote of 217 ayes to 197 noes, Roll No. 303, after agreeing to order the previous question by a yea and nay vote of 217 yeas to 197 nays, Roll No. 302.

Pages H4922–23

Election Assistance Commission Board of Advisors: The Chair announced the Speaker's appointment of Mr. J.C. Watts, Jr., of Norman, Oklahoma to serve a two-year term on the Election Assistance Commission Board of Advisors.

Page H5067

Presidential Message: Read a message from the President wherein he notified the Congress of the continuation of the national emergency with respect to the Western Balkans—referred to the Committee on International Relations and ordered printed (H. Doc. 108–196).

Page H4961

Senate Message: Message received from the Senate today appears on page H4895.

Amendments: Amendments ordered printed pursuant to the rule appear on pages H4928, H5072.

Quorum Calls—Votes: Four yea and nay votes and fifteen recorded votes developed during the proceedings of today and appear on pages H4921–22, H4922–23, H4923, H4929–30, H4988, H4988–89, H4989–90, H4990, H4990–91, H5011–12, H5012–13, H5013, H5013–14, H5014–15, H5062–63, H5063, H5065, H5065–66 and H5066–67. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 12:23 a.m. on Friday, June 25.

Committee Meetings

DOD—CONTRACTOR SUPPORT

Committee on Armed Services: Subcommittee on Readiness held a hearing on contractor support in the Department of Defense. Testimony was heard from the following officials of the Department of Defense: Michael W. Wynne, Acting Under Secretary, Acquisition, Technology and Logistics; John J. Young, Jr., Assistant Secretary, Research, Development and Acquisition, U.S. Navy; Marvin R. Sambur, Assistant Secretary, Acquisition, U.S. Air Force; and Tina

Ballard, Deputy Assistant Secretary, Policy and Procurement, U.S. Army.

DOD—SMALL CALIBER AMMUNITION PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air and Land Forces held a hearing on Department of Defense small caliber ammunition programs. Testimony was heard from the following officials of the Department of the Army: MG Buford C. Blount, III, USA, Assistant Deputy Chief of Staff, G-3; BG Paul S. Izzo, USA, Program Executive Officer, Ammunition; and BG James Rafferty, USA, Deputy Commander, Joint Munitions Command; and public witnesses.

INNOVATIVE HEALTH INSURANCE OPTIONS

Committee on Education and the Workforce: Subcommittee on Employer-Employee Relations held a hearing entitled “Examining Innovative Health Insurance Options for Workers and Employers.” Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 2929, amended, Safeguard Against Privacy Invasions Act; H.R. 2023, amended, Asthmatic Schoolchildren’s Treatment and Health Management Act of 2003; S. 741, Minor Use and Minor Species Animal Health Act of 2004; H.R. 4555, amended, Mammography Quality Standards Reauthorization Act of 2004; H.R. 3981, amended, To reclassify fees paid into the Nuclear Waste Fund as offsetting collections; and H.R. 4600, amended, Junk Fax Prevention Act of 2004.

HOSPITAL BILLING AND COLLECTION PRACTICES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled “A Review of Hospital Billing and Collection Practices.” Testimony was heard from the following officials of the Department of Health and Human Services: Herb Kuhn, Director, Center for Medicare Management, Centers for Medicare and Medicaid Services; and Lewis Morris, Chief Counsel, Office of Inspector General; and public witnesses.

OVERSIGHT—PUBLIC ACCOUNTING OVERSIGHT BOARD

Committee on Financial Services: Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises held an oversight hearing on the Public Company Accounting Oversight Board. Testimony was heard from William J. McDonough, Chairman, Public Company Accounting Oversight Board.

MISCELLANEOUS MEASURES; TARGET WASHINGTON: COORDINATING HOMELAND SECURITY EFFORTS

Committee on Government Reform: Ordered reported the following bills: S. 129, amended, Federal Workforce Flexibility Act of 2003; H.R. 3340, To redesignate the facilities of the United States Postal Service located at 7715 and 7748 S. Cottage Grove Avenue in Chicago, Illinois, as the “James E. Worsham Post Office” and the “James E. Worsham Carrier Annex Building,” respectively; H.R. 4327, To designate the facility of the United States Postal Service located at 7450 Natural Bridge Road in St. Louis Missouri, as the “Vitalis ‘Veto’ Reid Post Office Building;” and H.R. 4427, To designate the facility of the United States Postal Service located at 73 South Euclid Avenue in Montauk, New York, as the “Perry B. Duryea, Jr., Post Office.”

The Committee also held a hearing entitled “Target Washington: Coordinating Federal Homeland Security Efforts with Local Jurisdictions in the National Capital Region. Testimony was heard from Thomas Lockwood, Director, Office of National Capital Region Coordination, Department of Homeland Security; William O. Jenkins, Director, Homeland Security, GAO; George Foresman, Assistant to the Governor for Preparedness, State of Virginia; Dennis Schrader, Director, Office of Homeland Security, State of Maryland; Barbara Childs-Pair, Director, Emergency Management Agency, District of Columbia; and public witnesses.

LIVING WITH DISABILITIES

Committee on Government Reform: Subcommittee on Human Rights and Wellness held a hearing entitled “Living with Disabilities in the United States: A Snapshot.” Testimony was heard from Representative Langevin; Troy Justesen, Acting Assistant Secretary, Office of Special Education and Rehabilitation Services, Department of Education; Don Young, Deputy Assistant Secretary, Office of Health Policy, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS MEASURES

Committee on International Relations: Ordered reported the following bills: H.R. 4303, amended, American Schools Abroad Support Act; and H.R. 4654, To reauthorize the Tropical Forest Conservation Act of 1998 through Fiscal Year 2007.

The Committee also favorably considered and adopted a motion urging the chairman to request that the following measures be considered on the Suspension Calendar: H.R. 1587, amended, Viet Nam Human Rights Act of 2003; H.R. 4660, to

amend the Millennium Challenge Act of 2003 to extend the authority to provide assistance to countries seeking to become eligible countries for purposes of that Act; H. Res. 615, amended, Expressing the sense of the House of Representatives in support of full membership of Israel in the Western European and Others GroupS (WEOG) at the United Nations; H. Res. 617, amended, Expressing support for the accession of Israel to the Organization for Economic Co-operation and Development (OCED); H. Res. 652, Urging the Government of the Republic of Belarus to ensure a democratic, transparent, and fair election process for its parliamentary elections in the fall of 2004; H. Res. 667, Expressing support for freedom in Hong Kong; H. Con. Res. 462, Reaffirming unwaivering commitment to the Taiwan Relations Act; H. Con. Res. 304, Expressing the sense of Congress regarding oppression by the Government of the People's Republic of China of Falun Gong in the United States and in China; H. Con. Res. 319, amended, Expressing the grave concern of Congress regarding the continuing repression of the religious freedom and human rights of the Iranian Baha'i community by the Government of Iran; H. Con. Res. 363, amended, Expressing the grave concern of Congress regarding the continuing gross violations of human rights and civil liberties of the Syrian people by the Government of the Syrian Arab Republic; H. Con. Res. 436, amended, Celebrating 10 years of majority rule in the Republic of South Africa and recognizing the momentous social and economic achievements of South Africa since the institution of democracy in that country; H. Con. Res. 415, Urging the Government of Ukraine to ensure a democratic, transparent, and fair election process for the presidential election on October 31, 2004; H. Con. Res. 418, Recognizing the importance in history of the 150th anniversary of the establishment of diplomatic relations between the United States and Japan; H. Con. Res. 422, Concerning the importance of the distribution of food in schools to hungry or malnourished children around the world; and S. 2264, Northern Uganda Crisis Response Act.

AFRICA—CONFRONTING WAR CRIMES

Committee on International Relations: Subcommittee on Africa held a hearing on Confronting War Crimes in Africa. Testimony was heard from Pierre-Richard Prosper, Ambassador-at-Large, Office of War Crimes Issues, Department of State; and public witnesses

TRAFFICKING IN PERSONS

Committee on International Relations: Subcommittee on International Terrorism, Nonproliferation and Human Rights held a hearing on Trafficking in Persons: A Global Review. Testimony was heard from John Miller, Senior Advisor to the Secretary and Di-

rector, Office to Monitor and Combat Trafficking in Persons, Department of State; and public witnesses.

IRANIAN PROLIFERATION

Committee on International Relations: Subcommittee on the Middle East and Central Asia held a hearing on Iranian Proliferation: Implications for Terrorists, their State-Sponsors, and U.S. Counter-proliferation Policy, Testimony was heard from John R. Bolton, Under Secretary, Arms Control and International Security Affairs, Department of State; Peter Flory, Principal Deputy Assistant Secretary, International Security Affairs, Department of Defense; and public witnesses.

OVERSIGHT—ADMINISTRATIVE CONFERENCE

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law continued oversight hearings on the Administrative Conference of the United States, II: Why is There a Need to Reauthorize the Conference? Testimony was heard from public witnesses.

OVERSIGHT—LIMITING FEDERAL COURT JURISDICTION TO PROTECT MARRIAGE FOR THE STATES

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing entitled "Limiting Federal Court Jurisdiction to Protect Marriage for the States." Testimony was heard from former Representative William E. Dannemeyer, State of California; and public witnesses.

DC—ADDITIONAL COURT; OVERSIGHT—PATENT QUALITY IMPROVEMENT

Committee on the Judiciary: Subcommittee on Courts, the Internet, and Intellectual Property approved for full Committee action H.R. 112, To amend title 28, United States Code, to provide for an additional place of holding court in the District of Columbia.

The Subcommittee also held an oversight hearing entitled "Patent Quality Improvement: Post-Grant Opposition." Testimony was heard from James A. Toupin, General Counsel, Patent and Trademark Office, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Held a hearing on the following bills: H.R. 831, To provide for and approve the settlement of certain land claims of the Bay Mills Indian Community; and H.R. 2793, To provide for and approve the settlement of certain land claims of the Sault Ste. Marie Tribe of Chippewa Indians. Testimony was heard from Representatives Dingell, Rogers of Michigan and Stupak; Aurene

Martin, Deputy Assistant Secretary, Indian Affairs, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Energy and Mineral Resources held a hearing on the following: H.R. 4010, National Geologic Mapping Reauthorization Act of 2004; and H.R. 4625, To reduce temporarily the royalty required to be paid for sodium produced on Federal lands. Testimony was heard from P. Patrick Leahy, Associate Director, Geology, U.S. Geological Survey, Department of the Interior; and public witnesses.

AMERICAN AQUACULTURE AND FISHERIES RESOURCES PROTECTION ACT

Committee on Resources: Subcommittee on Fisheries Conservation, Wildlife and Oceans held a hearing on H.R. 3320, American Aquaculture and Fisheries Resources Protection Act. Testimony was heard from Representative Ross; John Hogan, Deputy Director, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS ACT, 2005

Committee on Rules: Granted, by voice vote, an open rule providing one hour of general debate on H.R. 4614, Energy and Water Development Appropriations Act, 2005, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. Under the rules of the House the bill shall be read for amendment by paragraph. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Hobson, Gibbons, Wilson of New Mexico, Visclosky, Eshoo, and Lofgren.

NUCLEAR R&D—IDAHO NATIONAL LABORATORY

Committee on Science: Subcommittee on Energy held a hearing on Nuclear R&D and the Idaho National Laboratory. Testimony was heard from William D. Magwood, IV, Director, Office of Nuclear Energy, Science and Technology, Department of Energy; and public witnesses.

VOTING EQUIPMENT—TESTING AND CERTIFICATION

Committee on Science: Subcommittee on Environment, Technology and Standards held a hearing on Testing and Certification for Voting Equipment: How Can the Process Be Improved? Testimony was heard from Hratch Szerjian, Acting Director, National Institute of Standards and Technology, Department of Commerce; and public witnesses.

OVERSIGHT—UPPER MISSISSIPPI AND ILLINOIS RIVERS

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment held an oversight hearing on Upper Mississippi and Illinois Rivers—Recommendations for Navigation Improvements and Ecosystem Restoration. Testimony was heard from Representative Gutknecht; MG Carl Strock, USA, Director of Civil Works, Corps of Engineers, Department of the Army; John Jamian, Deputy Administrator, Maritime Administration, Department of Transportation; A. J. Yates, Administrator, Agricultural Marketing Service, USDA; Benjamin N. Tuggle, Chief, Division of Habitat and Resource Conservation; Jerri-Anne Garl, Director, Region 5, EPA; and public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Health held a hearing on the Department of Veterans Affairs Real Property and Facilities Management Improvement Act of 2004. Testimony was heard from Anthony J. Principi, Secretary of Veterans Affairs; representatives of veterans organizations; and public witnesses.

CUSTOMS AND BORDER SECURITY ACT OF 2004

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action, as amended, H.R. 4418, Customs and Border Security Act of 2004.

INFORMATION SHARING AFTER 9/11

Select Committee on Homeland Security: Held a hearing entitled "Information Sharing After September 11: Perspectives on the Future." Testimony was heard from James Gilmore, Chair, Advisory Panel to Assess Domestic Response Capabilities for Terrorism Involving Weapons of Mass Destruction; and public witnesses.

COMMITTEE MEETINGS FOR FRIDAY,
JUNE 25, 2004

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Armed Services: to hold hearings to examine the transition to sovereignty in Iraq, focusing on U.S.

policy, ongoing military operations, and status of U.S. Armed Forces, 9:30 a.m., SD-106.

House

Committee on Energy and Commerce, Subcommittee on Health, hearing entitled "Implementation of the Food Security Provisions of the Public Health Security and Bioterrorism Preparedness and Response Act," 9:30 a.m., 2123 Rayburn.

Next Meeting of the SENATE

9:30 a.m., Friday, June 25

Senate Chamber

Program for Friday: Senate will be in a period of morning business.

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Friday, June 25

House Chamber

Program for Friday: Consideration of H.R. 4614, Energy and Water Development Appropriations Act, 2005 (open rule, one hour of general debate).



Congressional Record

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