

Daily Digest

HIGHLIGHTS

See *Résumé of Congressional Activity (July and August)*.

Senate and House passed H.R. 5005, Emergency Supplemental Appropriations, clearing the measure for the President.

Senate

Chamber Action

Routine Proceedings, pages S8811–S8924

Measures Introduced: Four bills were introduced as follows: S. 2774–2777. **Page S8861**

Measures Reported: Reported on Wednesday, August 25, during the adjournment:

S. 2495, to strike limitations on funding and extend the period of authorization for certain coastal wetland conservation projects. (S. Rept. No. 108–312)

S. 2547, to amend the Migratory Bird Treaty Act to exclude non-native migratory bird species from the application of that Act. (S. Rept. No. 108–313)

S. 2773, to provide for the consideration and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States. (S. Rept. No. 108–314)

H.R. 2408, To amend the Fish and Wildlife Act of 1956 to reauthorize volunteer programs and community partnerships for national wildlife refuges and for other purposes. (S. Rept. No. 108–315)

Report to accompany S. 2610, to implement the United States-Australia Free Trade Agreement. (S. Rept. No. 108–316)

Report to accompany S. 2677, to implement the United States-Morocco Free Trade Agreement. (S. Rept. No. 108–317)

S. 2468, to reform the postal laws of the United States, with an amendment in the nature of a substitute. (S. Rept. No. 108–318)

S. 203, to open certain withdrawn land in Big Horn County, Wyoming, to locatable mineral development for bentonite mining, with an amendment in the nature of a substitute. (S. Rept. No. 108–319)

S. 931, to direct the Secretary of the Interior to undertake a program to reduce the risks from and mitigate the effects of avalanches on visitors to units

of the National Park System and on other recreational users of public land, with an amendment in the nature of a substitute. (S. Rept. No. 108–320)

S. 2052, to amend the National Trails System Act to designate El Camino Real de los Tejas as a National Historic Trail, with an amendment in the nature of a substitute. (S. Rept. No. 108–321)

S. 2167, to establish the Lewis and Clark National Historical Park in the States of Washington and Oregon, with amendments. (S. Rept. No. 108–322)

S. 2173, to further the purposes of the Sand Creek Massacre National Historic Site Establishment Act of 2000, with an amendment in the nature of a substitute. (S. Rept. No. 108–323)

S. 2285, to direct the Secretary of the Interior to convey a parcel of real property to Beaver County, Utah, with an amendment in the nature of a substitute. (S. Rept. No. 108–324)

S. 2287, to adjust the boundary of the Barataria Preserve Unit of Jean Lafitte National Historical Park and Preserve in the State of Louisiana, with amendments. (S. Rept. No. 108–325)

S. 2460, to provide assistance to the State of New Mexico for the development of comprehensive State water plans, with an amendment in the nature of a substitute. (S. Rept. No. 108–326)

S. 2508, to redesignate the Ridges Basin Reservoir, Colorado, as Lake Nighthorse, with an amendment. (S. Rept. No. 108–327)

S. 2511, to direct the Secretary of the Interior to conduct a feasibility study of a Chimayo water supply system, to provide for the planning, design, and construction of a water supply, reclamation, and filtration facility for Espanola, New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 108–328)

S. 2543, to establish a program and criteria for National Heritage Areas in the United States, with

an amendment in the nature of a substitute. (S. Rept. No. 108–329)

H.R. 265, to provide for an adjustment of the boundaries of Mount Rainier National Park. (S. Rept. No. 108–330)

H.R. 1284, to amend the Reclamation Projects Authorization and Adjustment Act of 1992 to increase the Federal share of the costs of the San Gabriel Basin demonstration project, with an amendment. (S. Rept. No. 108–331)

H.R. 1616, to authorize the exchange of certain lands within the Martin Luther King, Junior, National Historic Site for lands owned by the City of Atlanta, Georgia. (S. Rept. No. 108–332)

H.R. 3768, to expand the Timucuan Ecological and Historic Preserve, Florida. (S. Rept. No. 108–333)

Report to accompany S.J. Res. 4, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States. (S. Rept. No. 108–334)

Reported on today:

S. 2382, to establish grant programs for the development of telecommunications capacities in Indian country, with an amendment in the nature of a substitute. (S. Rept. No. 108–335) **Pages S8860–61**

Measures Passed:

Emergency Supplemental Appropriations: Pursuant to the order of September 7, 2004, Senate passed H.R. 5005, making emergency supplemental appropriations for the fiscal year ending September 30, 2004, for additional disaster assistance, clearing the measure for the President.

Emergency Supplemental Appropriations—Agreement: A unanimous-consent agreement was reached providing that, notwithstanding the adjournment of the Senate, the Senate may receive from the House of Representatives the supplemental appropriations bill (H.R. 5005), that the Senate proceed to its consideration, the bill be read a third time and passed. **Pages S8839–40**

Homeland Security Appropriations—Agreement: A unanimous-consent agreement was reached providing that on Wednesday, September 8, 2004, at 11:30 a.m., Senate proceed to consideration of H.R. 4567, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2005, that all after the enacting clause be stricken and the text of S. 2537, Senate companion measure, be inserted in lieu thereof and considered as original text for the purpose of further amendment; that no points of order be waived by virtue of this agreement; that the only first-degree amendments in order be related to the text of the

bill, homeland security, natural disasters, or government security contracts, and that they be subject to relevant second-degree amendments; and that following passage of the bill, the Senate insist on its amendment, request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate. **Pages S8840–41, S8923**

Signing Authority Agreement: A unanimous-consent agreement was reached providing that during this adjournment of the Senate, Senator Talent be authorized to sign duly enrolled bills or joint resolutions. **Page S8923**

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

Transmitting, pursuant to law, the notification of the President's intention to designate Iraq as a beneficiary developing country for purposes of the Generalized System of Preferences; which was referred to the Committee on Finance. (PM–92) **Page S8860**

Appointments:

Helping to Enhance the Livelihood of People (HELP) Around the Globe Commission: The Chair, on behalf of the Majority Leader, pursuant to Public Law 108–199, Title VI, Section 637, appointed the following individual to serve as a member of the Helping to Enhance the Livelihood of People (HELP) Around the Globe Commission: Thomas Chandler Kleine of Virginia. **Page S8923**

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 91 yeas (Vote No. Ex. 164), Virginia Maria Hernandez Covington, of Florida, to be United States District Judge for the Middle District of Florida. **Pages S8832–36, S8924**

By 92 yeas 1 nay (Vote No. Ex. 165), Michael H. Schneider, Sr., of Texas, to be United States District Judge for the Eastern District of Texas. **Pages S8832–37, S8924**

Michael H. Watson, of Ohio, to be United States District Judge for the Southern District of Ohio. **Pages S8837–39, S8924**

Nominations Received: Senate received the following nominations:

D. Michael Rappoport, of Arizona, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2008. (Reappointment)

Paul A. Crotty, of New York, to be United States District Judge for the Southern District of New York.

Porter J. Goss, of Florida, to be Director of Central Intelligence.

9 Air Force nominations in the rank of general.
 16 Army nominations in the rank of general.
 7 Coast Guard nominations in the rank of admiral.

1 Marine Corps nomination in the rank of general.
 6 Navy nominations in the rank of admiral.

A routine list in the Coast Guard. **Pages S8923–24**

Messages From the House: **Pages S8852–53**

Measures Referred: **Page S8853**

Measures Placed on Calendar: **Page S8853**

Measures Read First Time: **Pages S8853–54**

Enrolled Bills Presented: **Page S8852**

Executive Communications: **Pages S8854–60**

Additional Cosponsors: **Pages S8861–63**

Statements on Introduced Bills/Resolutions:
Pages S8863–S8915

Additional Statements: **Pages S8849–52**

Amendments Submitted: **Pages S8916–19**

Notices of Hearings/Meetings: **Page S8919**

Authority for Committees to Meet: **Page S8919**

Privilege of the Floor: **Page S8919**

Record Votes: Two record votes were taken today.
 (Total—165) **Pages S8836, S8837**

Adjournment: Senate convened at 12:09 p.m., and adjourned at 8:07 p.m., until 10:30 a.m., on Wednesday, September 8, 2004. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8923.)

Committee Meetings

(Committees not listed did not meet)

INTELLIGENCE REFORM

Committee on Armed Services: On Monday, August 16, Committee concluded a hearing to examine implications for the Department of Defense and military operations of proposals to reorganize the United States Intelligence Community, after receiving testimony from James R. Schlesinger, Mitre Corporation, McLean, Virginia, former Secretary of Defense; Frank C. Carlucci, Carlisle Group, Scranton, Pennsylvania, former Secretary of Defense; and John J. Hamre, Center for Strategic and International Studies, Washington, D.C., former Deputy Secretary of Defense.

Committee will meet again tomorrow.

INTELLIGENCE REFORM

Committee on Armed Services: On Tuesday, August 17, Committee concluded hearings to examine implications for the Department of Defense and military op-

erations of proposals to reorganize the United States Intelligence Community, after receiving testimony from Donald H. Rumsfeld, Secretary of Defense, Stephen A. Cambone, Under Secretary for Intelligence, and Gen. Richard B. Myers, USAF, Chairman, Joint Chiefs of Staff, all of the Department of Defense; and John E. McLaughlin, Acting Director of Central Intelligence.

JONES-FAY INVESTIGATION RESULTS

Committee on Armed Services: On Wednesday, August 25, committee met in closed session to receive a briefing on the results of the Jones-Fay investigation of the 205th Military Intelligence Brigade of Abu Ghraib Prison in Iraq from Gen. Paul J. Kern, USA, Commanding General, United States Army Materiel Command; Lt. Gen. Anthony R. Jones, USA, Deputy Commanding General, Chief of Staff, United States Army Training and Doctrine Command; and Maj. Gen. George R. Fay, USA, Deputy Commander, United States Army Intelligence and Security Command.

TRANSPORTATION SECURITY REFORM

Committee on Commerce, Science, and Transportation: On Monday, August 16, Committee concluded a hearing to examine the 9/11 Commission recommendations, focusing on areas within the committee's jurisdiction, including transportation security, communications and technology, after receiving testimony from Asa Hutchinson, Under Secretary of Homeland Security for Border and Transportation Security; and Thomas H. Kean, Chair, and Lee H. Hamilton, Vice Chair, both of National Commission on Terrorist Attacks Upon the United States.

INTELLIGENCE REFORM

Committee on Governmental Affairs: On Friday, July 30, Committee held hearings to examine the recommendations of the 9/11 Commission relating, focusing on the restructuring of the national intelligence community, receiving testimony from Thomas H. Kean, Chair, and Lee H. Hamilton, Vice Chair, both of the National Commission on Terrorist Attacks Upon the United States (9/11 Commission).

Committee will meet again on Tuesday, August 3.

INTELLIGENCE REFORM

Committee on Governmental Affairs: On Tuesday, August 3, Committee resumed hearings to examine the recommendations of the 9/11 Commission, focusing on the reorganization of the Executive Branch, including the creation of the National Counterterrorism Center, a centralized organization to integrate terrorist threat information, receiving testimony