

after each nominee testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Measures Introduced: 12 public bills, H.R. 5024–5035; 2 private bills, H.R. 5036–5037; and 5 resolutions, H. Res. 756–760, were introduced.

Page H6898

Additional Cosponsors: **Pages H6899–H6900**

Reports Filed: Reports were filed as follows:

H.R. 4768, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into certain major medical facility leases, to authorize that Secretary to transfer real property subject to certain limitations, amended (H. Rept. 108–663);

H.R. 2960, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Brownsville Public Utility Board water recycling and desalinization project (H. Rept. 108–664);

H.R. 4027, to authorize the Secretary of Commerce to make available to the University of Miami property under the administrative jurisdiction of the National Oceanic and Atmospheric Administration on Virginia Key, Florida, for use by the University for a Marine Life Science Center, amended (H. Rept. 108–665);

H.R. 4617, to amend the Small Tracts Act to facilitate the exchange of small tracts of land, amended (H. Rept. 108–666, Pt. 1);

S. 1003, to clarify the intent of Congress with respect to the continued use of established commercial outfitter hunting camps on the Salmon River (H. Rept. 108–667);

H.R. 4606, to authorize the Secretary of the Interior, acting through the Bureau of Reclamation and in coordination with other Federal, State, and local government agencies, to participate in the funding and implementation of a balanced, long-term groundwater remediation program in California, amended (H. Rept. 108–668);

H.R. 4508, to amend the National Parks and Recreation Act of 1978 to require the Secretary to permit continued use and occupancy of certain privately owned cabins in the Mineral King Valley in the Sequoia National Park (H. Rept. 108–669);

H.R. 4586, to provide that making limited portions of audio or video content of motion pictures

imperceptible by or for the owner or other lawful possessor of an authorized copy of that motion picture for private home viewing, and the use of technology therefor, is not an infringement of copyright or of any right under the Trademark Act of 1946, amended (H. Rept. 108–670);

H.R. 5025, making appropriations for the Departments of Transportation and Treasury, and independent agencies for the fiscal year ending September 30, 2005 (H. Rept. 108–671); and

H.R. 4341, to reform the postal laws of the United States referred sequentially to the House Committee on the Judiciary for a period ending not later than Sept. 28, 2004 for consideration of such provisions of the bill as fall within the jurisdiction of that committee pursuant to clause 1(k), rule X. (H. Rept. 108–672, Pt. 1).

Pages H6897–98

Speaker: Read a letter from the Speaker wherein he appointed Representative Terry to act as Speaker pro tempore for today.

Page H6759

Committee Election: The House agreed to H. Res. 756, electing Representative Stenholm to the Committee on Armed Services.

Page H6761

Department of Labor, HHS, and Education Appropriations Act for FY 2005: The House began consideration of H.R. 5006, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2005. Further consideration will resume tomorrow, September 9.

Pages H6772–H6859

Agreed to:

Hooley amendment that increases funding for the Veterans Employment and Training Program;

Page H6821

LoBiondo amendment that amends section 221 of Title II regarding hospital inpatient rehabilitation;

Pages H6836–38

Maloney amendment that provides funding for the Women's Educational Equity Act of 2001;

Pages H6841–43

Sanders amendment that increases funding for the Low-Income Home Energy Assistance program (by a recorded vote of 305 ayes to 114 noes, Roll No. 427);

Pages H6829–32, H6845–46

Shadegg amendment that increases funding for School Improvement Programs (an amendment offered by Representative Obey to the original amendment that would have removed the provision reducing funding for Education for the Disadvantaged and made changes to existing tax laws was stricken by a point of order); and **Pages H6849–50**

George Miller of California amendment that prohibits the use of funds from being used by the Pension Benefit Guaranty Corporation to enforce the Employee Retirement Income Security Act of 1974 (by a recorded vote of 268 ayes to 148 noes, Roll No. 429). **Pages H6852–55, H6857–58**

Rejected:

Jackson-Lee of Texas amendment (no. 4 printed in the Congressional Record of September 8) that sought to increase funding for the National Center for Health Statistics surveys and the National Center on Minority Health and Health Disparities (by a recorded vote of 112 ayes to 305 noes, Roll No. 425); **Pages H6823–25, H6845**

Jackson-Lee amendment that sought to increase funding for Disease Control, Research and Training (by a recorded vote of 156 ayes to 261 noes with one voting “present”, Roll No. 426); and **Pages H6826–28, H6845**

Hefley amendment that sought to reduce overall funding in the bill by one percent (by a recorded vote of 79 ayes to 333 noes, Roll No. 428). **Pages H6856–57**

Withdrawn:

Johnson of Connecticut amendment that was offered and subsequently withdrawn that sought to increase funding to advance health information technology; **Page H6820**

Green of Texas amendment that was offered and subsequently withdrawn that sought to appropriate funds to carry out provisions of the Public Health Service Act relating to healthy communities access program; **Pages H6822–23**

Stupak amendment that was offered and subsequently withdrawn that sought to increase funding for Aging Services Programs and to carry out the Nutrition Services Incentive Program; **Pages H6833–34**

Allen amendment that was offered and subsequently withdrawn that sought to appropriate funding for research on outcomes of health care items and services authorized under the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; **Pages H6838–39**

Udall of New Mexico amendment that was offered and subsequently withdrawn that sought to increase funding for Disease Control, Research, and Training; **Page H6839**

Tom Davis of Virginia amendment that was offered and subsequently withdrawn that sought to

amend the Elementary and Secondary Education Act of 1965; and **Pages H6851–52**

Stearns amendment that was offered and subsequently withdrawn that sought to prohibit the use of funds to carry out modifications of coverage announced by the Secretary until the Secretary submits a report to Congress containing the estimate of the increased costs of such modifications to the Medicare program. **Pages H6855–56**

Point of Order sustained against:

Section 219(b) pertaining to Medicare Claims Processing Fee; **Page H6836**

Bordallo amendment that sought to increase funding for Grants to States for Medicaid to be used for Guam, the Virgin Islands, American Samoa, and the Northern Mariana Islands; and **Page H6840**

Section 506 concerning the purchase of American made products. **Page H6850**

Agreed to the Regula motion that the Committee rise by a recorded vote of 216 ayes to 195 noes, Roll No. 430. **Pages H6858–59**

H. Res. 754, the rule providing for consideration of the bill was agreed to by a voice vote, after agreeing to order the previous question by a yea-and-nay vote of 209 yeas to 190 nays, Roll No. 424. **Pages H6763–72**

Anniversary of the terrorist attacks of September 11, 2001: Agreed that it be in order at any time to consider H. Res. 757, expressing the sense of the House of Representatives on the anniversary of the terrorist attacks launched against the United States on September 11, 2001; that the resolution shall be considered as read for amendment; and that the previous question shall be considered as ordered on the resolution and preamble to final adoption without intervening motion or demand for division of the question except: one hour of general debate on the resolution equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations, and one motion to recommit which may not contain instructions. **Pages H6859**

Tax Relief, Simplification, and Equity Act of 2003—Motion To Instruct Conferees: The House began consideration of the Hill motion to instruct conferees on H.R. 1308, to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit. Further consideration will resume tomorrow, September 9. **Pages H6859–65**

Suspension—Proceedings Postponed: The House completed debate on the following measure under suspension of the rules. Further consideration will resume tomorrow, September 9.

Garrett Lee Smith Memorial Act: S. 2634, to amend the Public Health Service Act to support the planning, implementation, and evaluation of organized activities involving statewide youth suicide early intervention and prevention strategies, to provide funds for campus mental and behavioral health service centers. **Pages H6865–74**

Committee Resignation: Read a letter from Representative Jo Ann Davis of Virginia wherein she resigned from the Committee on Government Reform, effective August 10, 2004 to accept a seat on the Permanent Select Committee on Intelligence. **Page H6874**

Committee Resignation: Read a letter from Representative Bereuter wherein he announced his resignation from the Permanent Select Committee on Intelligence, effective immediately. **Page H6874**

Committee Appointment: The Chair announced that on August 10, 2004 in consonance with the letter of resignation from Representative Bereuter, the Speaker appointed Representative Jo Ann Davis of Virginia to the Permanent Select Committee on Intelligence. **Page H6874**

Committee Chairman Resignation: Read a letter from Representative Goss wherein he resigned from the Chairmanship of the Permanent Select Committee on Intelligence on a temporary basis, effective immediately, until the Senate makes a final determination on the President's nomination of Representative Goss for the position of Director of Central Intelligence. **Page H6874**

Committee Chairman Appointment: The Chair announced that in consonance with the letter of resignation of Representative Goss, the Speaker designated Representative Hoekstra as Chairman of the Permanent Select Committee on Intelligence. **Pages H6900–01**

Amendments: Amendments ordered printed pursuant to the rule appear on pages H6900–01.

Quorum Calls Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of today and appear on pages H6771–72, H6844–45, H6845, H6845–46, H6857, H6857–58, and H6858–59. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 11:47 p.m.

Committee Meetings

PERFORMANCE OF U.S. MILITARY SERVICEMEMBERS IN IRAQ AND AFGHANISTAN

Committee on Armed Services: Held a hearing on the performance of U.S. military servicemembers in Iraq and Afghanistan. Testimony was heard from the following officials of the Department of Defense: COL Michael Linnington, USA, Former Brigade Commander, and CPT Patrick Costello, USA, Former ADA, both with the 101st Airborne Division; LTC Bryan P. McCoy, USMC, Former Commander, and CPT Morgan Savage, USMC, Former Company Commander, both with the 3rd Battalion, 4th Marine Regiment; and LTC Jeffrey A. Springman, USA, Former Commander, 3–29 Field Artillery Battalion, 4th Infantry Division.

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.

UPDATE OF THE BUDGET AND ECONOMIC OUTLOOK

Committee on the Budget: Held a hearing on Update of the Budget and Economic Outlook. Testimony was heard from Douglas J. Holtz-Eakin, Director, CBO.

“LAW ENFORCEMENT ACCESS TO COMMUNICATION SYSTEMS IN A DIGITAL AGE”

Committee on Energy and Commerce: Subcommittee on Telecommunications and the Internet held a hearing entitled “Law Enforcement Access to Communications Systems in a Digital Age.” Testimony was heard from the following officials of the Department of Justice: Laura Parsky, Deputy Assistant Attorney General, Criminal Division; and Marcus Thomas, Deputy Assistant Director, Investigative Technologies Division, FBI; Julius P. Knapp, Deputy Chief, Office of Engineering and Technology, FCC; and public witnesses.

“PROTECTING OUR FINANCIAL INFRASTRUCTURE: PREPARATION AND VIGILANCE”

Committee on Financial Services: Held a hearing entitled “Protecting our Financial Infrastructure: Preparation and Vigilance.” Testimony was heard from Mark W. Olson, member, Board of Governors, Federal Reserve System; Wayne Abernathy, Assistant Secretary, Financial Institutions, Department of the