

Daily Digest

HIGHLIGHTS

Senate passed H.R. 4837, Military Construction Appropriations.

Senate

Chamber Action

Routine Proceedings, pages S9365–S9394

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 2813–2816, and S. Con. Res. 138. **Page S9386**

Measures Reported:

S. 1211, to further the purposes of title XVI of the Reclamation Projects Authorization and Adjustment Act of 1992, the “Reclamation Wastewater and Groundwater Study and Facilities Act”, by directing the Secretary of the Interior to undertake a demonstration program for water reclamation in the Tularosa Basin of New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 108–347)

S. 1230, to provide for additional responsibilities for the Chief Information Officer of the Department of Homeland Security relating to geospatial information, with an amendment in the nature of a substitute. (S. Rept. No. 108–348)

S. 2347, to amend the District of Columbia College Access Act of 1999 to permanently authorize the public school and private school tuition assistance programs established under the Act, with an amendment. (S. Rept. No. 108–349)

S. 2536, to enumerate the responsibilities of the Officer for Civil Rights and Civil Liberties of the Department of Homeland Security, to require the Inspector General of the Department of Homeland Security to designate a senior official to investigate civil rights complaints, with an amendment. (S. Rept. No. 108–350)

S. 2483, to increase, effective as of December 1, 2004, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans. (S. Rept. No. 108–351)

S. 2486, to amend title 38, United States Code, to improve and enhance education, housing, employment, medical, and other benefits for veterans and to

improve and extend certain authorities relating to the administration or benefits for veterans, with an amendment in the nature of a substitute. (S. Rept. No. 108–352) **Pages S9385–86**

Measures Passed:

Military Construction Appropriations: By a unanimous vote of 91 yeas (Vote No. 185), Senate passed H.R. 4837, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2005. **Pages S9373–77, S9375**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees on the part of the Senate: Senators Hutchison, Burns, Craig, DeWine, Brownback, Stevens, Feinstein, Inouye, Johnson, Landrieu, and Byrd. **Page S9377**

Commending John W. Kluge: Senate agreed to S. Con. Res. 138, commending John W. Kluge for his dedication and commitment to the United States on the occasion of his 90th birthday. **Page S9392**

Department of Homeland Security Appropriations—Agreement: A unanimous-consent agreement was reached providing that the Senate request the House of Representatives return the papers with respect to H.R. 4567, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2005. **Page S9391**

APPOINTMENTS:

Commission on Review of Overseas Military Facility Structure of the United States: The Chair, on behalf of the Majority Leader, pursuant to Public Law 108–132, Section 128, appointed the following individual to the Commission on Review of Overseas Military Facility Structure of the United States: Admiral Anthony A. Less, of Virginia. **Page S9392**

Ticket to Work and Work Incentives Advisory Panel: The Chair, on behalf of the Democratic Leader, after consultation with the Ranking Member of the Senate Committee on Finance, pursuant to Public Law 106–170, appointed the following individual, Andrew J. Imparato, of Maryland, to serve as a member of the Ticket to Work and Work Incentives Advisory Panel. **Page S9392**

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

Transmitting, pursuant to law, an Executive Order that terminates the emergency declared in Executive Order 12543 with respect to the policies and actions of the government of Libya and revokes related Executive Orders; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–94) **Page S9383**

Nominations Confirmed: Senate confirmed the following nominations:

Stuart W. Holliday, of Texas, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Alternate Representative of the United States of America for Special Political Affairs in the United Nations. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Patrick J. Leahy, of Vermont, to be a Representative of the United States of America to the Fifty-ninth Session of the General Assembly of the United Nations. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

John E. Sununu, of New Hampshire, to be a Representative of the United States of America to the Fifty-ninth Session of the General Assembly of the United Nations. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

A routine list in the Foreign Service. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.) **Page S9394**

Nominations Received: Senate received the following nominations:

Jesus H. Delgado-Jenkins, of Illinois, to be an Assistant Secretary of the Treasury.

Susan L. Moore, of Texas, to be an Alternate Representative of the United States of America to the Fifty-ninth Session of the General Assembly of the United Nations.

Beryl A. Howell, of the District of Columbia, to be a Member of the United States Sentencing Commission for the remainder of the term expiring October 31, 2005.

Routine lists in the National Oceanic and Atmospheric Administration. **Page S9394**

Nominations Discharged: The following nominations were discharged from further committee consideration and placed on the Executive Calendar:

Patrick P. O'Carroll, Jr., of Maryland, to be Inspector General, Social Security Administration, which was sent to the Senate on April 8, 2004, from the Senate Committee on Governmental Affairs.

Neil McPhie, of Virginia, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2009, which was sent to the Senate on January 26, 2004, from the Senate Committee on Governmental Affairs. **Page S9386**

Messages From the House: **Page S9383**

Enrolled Bills Presented: **Page S9383**

Executive Communications: **Pages S9383–85**

Additional Cosponsors: **Pages S9386–87**

Statements on Introduced Bills/Resolutions: **Pages S9387–90**

Additional Statements: **Pages S9380–83**

Notices of Hearings/Meetings: **Page S9390**

Authority for Committees to Meet: **Page S9390**

Record Votes: One record vote was taken today. (Total—185) **Page 9375**

Adjournment: Senate convened at 2 p.m., and adjourned at 6:32 p.m., until 9:45 a.m., on Tuesday, September 21, 2004. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9394.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

S. 333, to promote elder justice, with an amendment in the nature of a substitute; and

The nomination of J. Russell George, of Virginia, to be Inspector General for Tax Administration, Department of the Treasury.

NOMINATION

Select Committee on Intelligence: Committee concluded a hearing to examine the nomination of Porter J. Goss, of Florida, to be Director of Central Intelligence, after the nominee testified and answered further questions in his own behalf.

OLDER WORKERS

Special Committee on Aging: Committee concluded a hearing to examine the impact of older workers staying

on in the workforce past the traditional retirement age of 65, after receiving testimony from former Senator John Glenn, John Glenn Institute, Columbus, Ohio; Jack Valenti, Motion Picture Association of America, Douglas C. Holbrook, American Association of Retired Persons, and Edward E. Potter, Employment Policy Foundation, all of

Washington, D.C.; Ken Dychtwald, Age Wave, San Francisco, California; Sharon A. Brangman, State University of New York Upstate Medical University, Syracuse, on behalf of the American Geriatrics Society; and Victoria Humphrey, Volkswagen of America, Auburn Hills, Michigan.

House of Representatives

Chamber Action

The House was not in session today. The House will meet at 12:30 p.m. on Tuesday for Morning Hour debate and at 2 p.m. for legislative business.

Committee Meetings

No committee meetings were held.

CONGRESSIONAL PROGRAM AHEAD

Week of September 21 through September 25,
2004

Senate Chamber

On *Tuesday*, at 2:15 p.m., Senate will begin consideration of S. 2666, Legislative Branch Appropriations, and after one hour of debate, a vote on final passage will occur thereon.

During the balance of the week Senate will consider any other cleared legislative and executive business, including appropriation bills, when available.

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Appropriations: September 21, to hold hearings to examine the 9/11 Commission intelligence recommendations, 10 a.m., SD-192.

September 21, Full Committee, business meeting to mark up proposed legislation making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2005, and proposed legislation making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2005, 2:30 p.m., SH-216.

September 22, Full Committee, to hold hearings to examine the 9/11 Commission intelligence recommendations, 10 a.m., SH-216.

September 23, Subcommittee on Labor, Health and Human Services, and Education, to hold hearings to ex-

amine National Labor Relations Board issues, 9:30 a.m., SD-192.

Committee on Armed Services: September 23, to hold hearings to examine the Global Posture Review of United States military forces stationed overseas, 2:30 p.m., SH-216.

Committee on Banking, Housing, and Urban Affairs: September 22, to hold hearings to examine the condition and regulation of the insurance industry, 2 p.m., SD-538.

Committee on Commerce, Science, and Transportation: September 21, to hold hearings to examine recommendations of the Oceans Commission to avert decline of ocean wildlife and collapse of ocean ecosystems, 9:30 a.m., SR-253.

September 21, Full Committee, to hold hearings to examine S. 1963, to amend the Communications Act of 1934 to protect the privacy right of subscribers to wireless communication services, 2:30 p.m., SR-253.

September 22, Full Committee, business meeting to consider pending calendar business, 9:30 a.m., SR-253.

Committee on Energy and Natural Resources: September 21, to hold hearings to examine the nominations of Karen Alderman Harbert, of the District of Columbia, to be an Assistant Secretary of Energy for International Affairs and Domestic Policy, and John S. Shaw, of the District of Columbia, to be an Assistant Secretary of Energy for Environment, Safety and Health, 10 a.m., SD-366.

September 21, Subcommittee on National Parks, to hold hearings to examine S. 784 and H.R. 1630, bills to revise the boundary of the Petrified Forest National Park in the State of Arizona; S. 2656, to establish a National Commission on the Quincentennial of the discovery of Florida by Ponce de Leon, S. 2499, to modify the boundary of the Harry S Truman National Historic Site in the State of Missouri; S. 1311, to establish the Hudson-Fulton-Champlain 400th Commemoration Commission, and H.R.2055, to amend Public Law 89-366 to allow for an adjustment in the number of free roaming horses permitted in Cape Lookout National Seashore, 2:30 p.m., SD-366.

Committee on Environment and Public Works: September 24, Subcommittee on Fisheries, Wildlife, and Water, to hold oversight hearings to examine State and private programs for sage grouse conservation, 9 a.m., SD-406.

Committee on Finance: September 21, to hold hearings to examine the call for reform in Indian jails, 10 a.m., SD-215.

Committee on Foreign Relations: September 22, to hold hearings to examine the nominations of Lloyd O. Pierson,

of Virginia, to be an Assistant Administrator of the United States Agency for International Development, and a Member of the Board of Directors of the African Development Foundation, 2:30 p.m., SD-419.

September 24, Full Committee, to hold hearings to examine the Protocol Amending the Convention Between the United States of America and the Kingdom of the Netherlands for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (including exchange of notes with attached Understanding), signed at Washington on March 8, 2004 (the "Protocol") (Treaty Doc.108-25), and the Second Protocol Amending the Convention Between the United States of America and Barbados for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income Signed on December 31, 1984, signed at Washington on July 14, 2004; including an exchange of notes with attached Understandings (Treaty Doc.108-26), 9:30 a.m., SD-419.

Committee on Governmental Affairs: September 21, business meeting to mark up the proposed National Intelligence Reform Act, 10 a.m., SD-342.

September 22, Full Committee, business meeting to continue markup of the proposed National Intelligence Reform Act, 10 a.m., SD-342.

Committee on Health, Education, Labor, and Pensions: September 22, business meeting to consider S. 2686, to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act; S. 518, to increase the supply of pancreatic islet cells for research, to provide better coordination of Federal efforts and information on islet cell transplantation, and to collect the data necessary to move islet cell transplantation from an experimental procedure to a standard therapy; S. 2283, to extend Federal funding for operation of State high risk health insurance pools; S. 1217, to direct the Secretary of Health and Human Services to expand and intensify programs with respect to research and related activities concerning elder falls; S. 2526, to reauthorize the Children's Hospitals Graduate Medical Education Program; S. Res. 389, expressing the sense of the Senate with respect to prostate cancer information, and other pending legislation and pending nominations, 10 a.m., SD-430.

September 23, Full Committee, to hold hearings to examine the role of prescription drug monitoring programs, 2 p.m., SD-430.

Committee on Indian Affairs: September 22, business meeting to consider pending calendar business; to be followed by an oversight hearing on the contributions of Native American code talkers in American military history, 9:30 a.m., SD-562.

Committee on the Judiciary: September 21, business meeting to consider pending calendar business, 10 a.m., SD-226.

September 21, Subcommittee on Immigration, Border Security and Citizenship, to hold hearings to examine solutions to a global concern regarding refugees, 2:30 p.m., SD-226.

September 22, Full Committee, to hold hearings to examine counterterrorism legislation and proposals, includ-

ing the USA PATRIOT ACT (P.L. 107-56), and the SAFE Act, 9:30 a.m., SD-226.

September 22, Full Committee, to hold hearings to examine pending judicial nominations, 3:30 p.m., SD-226.

September 23, Full Committee, business meeting to consider pending calendar business, 9 a.m., SD-226.

Committee on Veterans' Affairs: September 21, to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentation of the American Legion, 10 a.m., 345CHOB.

Select Committee on Intelligence: September 21, closed business meeting to consider pending intelligence matters, 10 a.m., SH-219.

September 21, Full Committee, to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

House Chamber

Program to be announced.

House Committees

Committee on Appropriations, September 24, Subcommittee on Foreign Operations, Export Financing and Related Programs, on Iraq Reconstruction Program, 10 a.m., 2359 Rayburn.

Committee on Education and the Workforce, September 23, Subcommittee on 21st Century Competitiveness, hearing entitled "Current Safeguards Protecting Taxpayers Against Diploma Mills," 10 a.m., 2175 Rayburn.

Committee on Energy and Commerce, September 21, Subcommittee on Health, hearing entitled "Keeping Seniors Healthy: New Preventive Benefits in the Medicare Modernization Act," 2 p.m., 2123 Rayburn.

September 22, Subcommittee on Commerce, Trade, and Consumer Protection, hearing entitled "Repairing the 21st Century Car: Is Technology Locking the Consumer Out?" 2 p.m., 2322 Rayburn.

September 22, Subcommittee on Oversight and Investigations, hearing entitled "Problems with the E-rate Program: Waste, Fraud, and Abuse Concerns in the Wiring of Our Nation's Schools to the Internet," 10 a.m., 2123 Rayburn.

September 23, Subcommittee on Oversight and Investigations, hearing entitled "FDA's Role in Protecting the Public Health: Examining FDA's Review of Safety and Efficacy Concerns in Anti-Depressant Use by Children," 11 a.m., 2123 Rayburn.

Committee on Financial Services, September 22, hearing entitled "Legislative Proposals to Implement the Recommendations of the 9/11 Commission," 10 a.m., 2128 Rayburn.

September 23, Subcommittee on Oversight and Investigations, hearing entitled "Encouraging Small Business Growth and Access to Capital," 10 a.m., 2128 Rayburn.

Committee on Government Reform, September 22, Subcommittee on Criminal Justice, Drug Policy and Human Resources, hearing entitled "Access to Recovery: Improving Participation and Access in Drug Treatment," 2 p.m., 2247 Rayburn.

September 22, Subcommittee on Human Rights and Wellness, hearing entitled "Dietary Supplements: Nature's Answer to Cost Effective Preventative Medicine," 10 a.m., 2154 Rayburn.

September 22, Subcommittee on National Security, Emerging Threats and International Relations, hearing entitled "Combating Terrorism: The 9/11 Commission Recommendations and the National Strategies," 10 a.m., 2247 Rayburn.

September 22, Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census, oversight hearing entitled "Identity Theft: The Causes, Costs, Consequences, and Potential Solutions," 2:45 p.m., 2154 Rayburn.

September 23, full Committee, hearing entitled "Intellectual Property Piracy: Are We Doing Enough to Protect U.S. Innovation Abroad?" 11 a.m., 2154 Rayburn.

Committee on International Relations, September 22, Subcommittee on Asia and the Pacific, hearing on Asia's Environmental Challenges, 1 p.m., 2172 Rayburn.

September 22, Subcommittee on International Terrorism, Nonproliferation and Human Rights, hearing on Disarmament of Libya's Weapons of Mass Destruction, 1:30 p.m., 2255 Rayburn.

September 23, full Committee, hearing on United States Security Policy in Afghanistan on the Eve of National Elections, 1 p.m., 2172 Rayburn.

Committee on the Judiciary, September 22, to mark up the following: a measure To protect crime victims' rights, to eliminate the substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of DNA evidence, to provide post-conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases; and H.J. Res. 22, Proposing a balanced budget amendment to the Constitution of the United States, 11 a.m., 2141 Rayburn.

September 22, Subcommittee on the Constitution, to consider a motion to authorize the issuance of a subpoena to Custodian of Records, United States Commission on Civil Rights, 10 a.m., 2141 Rayburn.

September 23, Subcommittee on Crime, Terrorism, and Homeland Security, to mark up the following measures: H.R. 4547, Defending America's Most Vulnerable Safe Access to Drug Treatment and Child Protection Act of 2004; S. 1194, Mentally Ill Offender Treatment and Crime Reduction Act of 2003; and H.R. 4264, Animal Fighting Prohibition Enforcement Act of 2004, 9 a.m., 2141 Rayburn.

Committee on Resources, September 21, hearing on H.R. 4908, Pechanga Band of Luiseno Mission Indians Land Transfer Act of 2004, 4 p.m., 1324 Longworth.

September 22, full Committee, to mark up the following measures: H.J. Res. 102, Recognizing the 60th anniversary of the Battle of Peleliu and the end of Imperial Japanese control of Palau during World War II and urging the Secretary of the Interior to work to protect the

historic sites of the Peleliu Battlefield National Historic Landmark and to establish commemorative programs honoring the Americans who fought there; H. Res. 737, Recognizing the 60th anniversary of the Liberation of Guam during World War II; H. Res. 752, Expressing continued support for the construction of the Victims of Communism Memorial; H.R. 2440, Indian Health Care Improvement Act; H.R. 3176, Ojito Wilderness Act; H.R. 3283, Federal Lands Recreation Enhancement Act; H.R. 3391, Provo River Project Transfer Act; H.R. 4593, Lincoln County Conservation, Recreation, and Development Act; H.R. 4650, Wichita Project Equus Beds Division Authorization Act of 2004; H.R. 4683, Gullah/Geechee Cultural Heritage Act; H.R. 4887, Cumberland Island Wilderness Boundary Adjustment Act of 2003; H.R. 4908, Pechanga Band of Luiseno Mission Indians Land Transfer Act of 2004; H.R. 5016, To extend the water service contract for the Ainsworth Unit, Sandhills Division, Pick-Sloan Missouri Basin Program, Nebraska; H.R. 5083, To designate certain lower-elevation Federal lands in the Skykomish River valley of the State of Washington as wilderness, to designate a portion of such lands for management as a backcountry wilderness management area; H.R. 5104, To amend the Marine Mammal Protection Act of 1972 to authorize appropriations for the John H. Prescott Marine Mammal Rescue Assistance Grant Program; and S. 347, Rim of the Valley Corridor Study Act, 10 a.m., 1324 Longworth.

September 22, Subcommittee on Water and Power, hearing on the following bills: H.R. 2603, To impose limitations on the authority of the Secretary of the Interior to claim title or other rights to water absent specific direction of law or to abrogate, injure, or otherwise impair any right to the use of any quantity of water; H.R. 4580, To remove certain restrictions on the Mammoth Community Water District's ability to use certain property acquired by that District from the United States; and H.R. 4623, Eastern New Mexico Rural Water System Act of 2004, 2 p.m., 1324 Longworth.

September 23, Subcommittee on Fisheries Conservation, Wildlife and Oceans, oversight hearing on the Upcoming Thirteenth Regular Meeting of the Conference of the Parties (COP13) to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), 2 p.m., 1324 Longworth.

Committee on Rules, September 21, to consider H.R. 2028, Pledge Protection Act of 2004, 5 p.m., H-313 Capitol.

Committee on Small Business, September 22, Subcommittee on Rural Enterprise, Agriculture and Technology, hearing entitled "The Impact of High Natural Gas Prices on Small Farmers and Manufacturers," 10 a.m., 311 Cannon.

Committee on Ways and Means, September 22, Subcommittee on Trade, hearing on Trade Preferences for Haiti, 2 p.m., 1100 Longworth.

September 23, Subcommittee on Select Revenue Measures, hearing on Select Tax Issues, 11:30 a.m., 1100 Longworth.

September 24, full Committee, to mark up H. Res. 776, Of inquiry requesting the President and directing

the Secretary of Health and Human Services to provide certain documents to the House of Representatives relating to estimates and analyses of the cost of the Medicare prescription drug legislation, 10 a.m., 1100 Longworth.

Permanent Select Committee on Intelligence, September 22, executive, Briefing on Cyber Issues, 4:30 p.m., H-405 Capitol.

Select Committee on Homeland Security, September 22, Subcommittee on Emergency Preparedness and Response, hearing entitled “Emergency Warning Systems: Ways to Notify the Public in the New Era of Homeland Security,” 10 a.m., 2261 Rayburn.

Joint Meetings

Joint Meetings: September 21, Senate Committee on Veterans’ Affairs, to hold joint hearings with the House Committee on Veterans’ Affairs to examine the legislative presentation of the American Legion, 10 a.m., 345 CHOB.

Commission on Security and Cooperation in Europe: September 21, to hold hearings to examine Department of Defense efforts to enforce policies against trafficking in persons, 3 p.m., 2118 RHOB.

Joint Economic Committee: September 22, to hold hearings to examine consumer choice and addressing “adverse selection” concerns with regard to health insurance, 10 a.m., SD-628.

Next Meeting of the SENATE

9:45 a.m., Tuesday, September 21

Next Meeting of the HOUSE OF REPRESENTATIVES

12:30 p.m., Tuesday, September 21

Senate Chamber

Program for Tuesday: After the transaction of morning business, for statements only (not to extend beyond 60 minutes), and a period of morning business for debate only (not to extend beyond 120 minutes), Senate will recess until 2:15 p.m. for their respective party conferences. At 2:15 p.m., Senate will begin consideration of S. 2666, Legislative Branch Appropriations, and after one hour of debate, a vote on final passage will occur thereon.

House Chamber

Program for Tuesday: The House will meet at 12:30 p.m. for Morning Hour debate and at 2 p.m. for legislative business.



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