

House thereon; provided, alternatively, that if the House requests a conference, the Senate agree to the request for a conference, and in either case, the Chair be authorized to appoint conferees. **Page S9468**

**Nomination—Agreement:** A unanimous-consent agreement was reached providing for consideration of the nomination of Porter J. Goss, of Florida, to be Director of Central Intelligence, following morning business on Wednesday, September 22, 2004; that there be six hours of debate equally divided; provided further, that upon the use of yielding back of that time, Senate proceed to a vote on confirmation of the nomination. **Pages S9468–69**

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

Transmitting, pursuant to law, a report declaring the continuation of the national emergency with respect to persons to commit, threaten to commit, or support terrorism; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–95) **Page S9440**

**Nominations Received:** Senate received the following nominations:

William A. Moorman, of Virginia, to be a Judge of the United States Court of Appeals for Veterans Claims for the term of fifteen years.

1 Air Force nomination in the rank of general.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Page S9469**

**Measures Read First Time:** **Page S9440**

**Executive Communications:** **Pages S9440–41**

**Executive Reports of Committees:** **Page S9441**

**Additional Cosponsors:** **Pages S9441–43**

**Statements on Introduced Bills/Resolutions:** **Pages S9443–55**

**Additional Statements:** **Pages S9438–40**

**Amendments Submitted:** **Pages S9455–59**

**Notices of Hearings/Meetings:** **Page S9459**

**Authority for Committees to Meet:** **Pages S9459–60**

**Privilege of the Floor:** **Page S9460**

**Record Votes:** One record vote was taken today. (Total—186) **Page S9426**

**Adjournment:** Senate convened at 9:45 a.m., and adjourned at 7:14 p.m., until 9:30 a.m., on Wednesday, September 22, 2004. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9469.)

## Committee Meetings

(Committees not listed did not meet)

### 9/11 COMMISSION RECOMMENDATIONS

*Committee on Appropriations:* Committee held a hearing to examine the 9/11 Commission intelligence recommendations, receiving testimony from Henry Kissinger, former Secretary of State; Admiral Dennis C. Blair, USN (Ret.), former Commander, U.S. Pacific Command; General Joe Ralston, USAF (Ret.), former Commander, U.S. European Command and Supreme Allied Commander, Europe, Northern Atlantic Treaty Organization; and Admiral James O. Ellis, Jr., USN (Ret.), former Commander, U.S. Strategic Command.

Hearing will continue on Wednesday, September 22.

### APPROPRIATIONS: DC/VA–HUD

*Committee on Appropriations:* Committee ordered favorably reported the following bills:

An original bill (S. 2826) 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;

An original bill (S. 2825) 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.

### COMMISSION ON OCEAN POLICY

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the final report of the U.S. Commission on Ocean Policy which makes recommendations to avert the decline of ocean wildlife and collapse of ocean ecosystems, after receiving testimony from Representative Farr; Vice Admiral Conrad C. Lautenbacher, USN (Ret.), Under Secretary for Oceans and Atmosphere, and Richard A. Feely, Pacific Marine Environmental Laboratory, both of the National Oceanic and Atmospheric Administration, Department of Commerce; Admiral James D. Watkins, USN (Ret.), Chairman, U.S. Commission on Ocean Policy; Alaska Governor Frank H. Murkowski, Juneau, on behalf of the National Governors Association; D. James Baker, Academy of Natural Sciences, Philadelphia, Pennsylvania, former Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Victoria J. Fabry, California State University San Marcos, San Marcos; Berrien Moore, III, University of New Hampshire Institute for the Study of Earth,

Oceans, and Space, Durham; Vice Admiral Roger T. Rufe, The Ocean Conservancy, Washington, D.C.; and Captain Daniel S. Schwartz, University of Washington School of Oceanography, Seattle, on behalf of the Marine Technology Society.

#### WIRELESS 411 PRIVACY ACT

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine S. 1963, to amend the Communications Act of 1934 to protect the privacy right of subscribers to wireless communication services, after receiving testimony from Senator Specter; former Representative Steve Largent, Cellular Telecommunications and Internet Association, and Marc Rotenberg, Electronic Privacy Information Center, both of Washington, D.C.; Dennis F. Strigl, Verizon Wireless, Bedminster, New Jersey; Patrick M. Cox, Qsent, Inc., Portland, Oregon; and Kathleen Pierz, Pierz Group, Clarkston, Michigan.

#### NOMINATIONS

*Committee on Energy and Natural Resources:* Committee concluded a hearing 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, after each nominee testified and answered questions in their own behalf.

#### LAND BILLS

*Committee on Energy and Natural Resources:* Subcommittee on National Parks concluded a hearing to examine S. 784, 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, after receiving testimony from Representative Walter B. Jones; P. Daniel Smith, Special Assistant to the Director, National Park Service, Department of the Interior; David D. Gillette, Northern Arizona University Department of Geology, Flagstaff; and Michael R. Fitzgerald, Twin Buttes Ranch, LLC, Holbrook, Arizona.

#### INDIAN DETENTION FACILITIES

*Committee on Finance:* Committee held a hearing to examine the call for reform in Indian jails, focusing on present law and background relating to tax-ex-

empt financing of Indian tribal prisons, and detention facility staffing, receiving testimony from David W. Anderson, Assistant Secretary for Indian Affairs, and Walter Lamar, Acting Director of Law Enforcement Services, both of the Bureau of Indian Affairs, and Earl E. Devaney, Inspector General, all of the Department of the Interior; Tracy A. Henke, Deputy Associate Attorney General, Department of Justice; William Talks About, Jr., Blackfeet Tribal Business Council, Browning, Montana; and Corinna Sohapp, Warm Springs, Oregon.

Hearing recessed subject to the call.

#### BUSINESS MEETING

*Committee on the Governmental Affairs:* Committee began mark up of proposed legislation to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, but did not complete action thereon, and will meet again on Wednesday, September 22, 2004.

#### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following bills:

S. 1700, 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, with an amendment in the nature of a substitute;

H.R. 1417, to amend title 17, United States Code, to replace copyright arbitration royalty panels with Copyright Royalty Judges, with an amendment in the nature of a substitute; and

S. 2742, to extend certain authority of the Supreme Court Police, modify the venue of prosecutions relating to the Supreme Court building and grounds, and authorize the acceptance of gifts to the United States Supreme Court.

#### U.S. REFUGEE PROGRAM

*Committee on the Judiciary:* Subcommittee on Immigration, Border Security and Citizenship concluded a hearing to examine solutions to a global concern regarding the resettlement of refugees, focusing on systemic changes to enhance and expand the U.S. Admissions Program, budget needs for the U.S. Refugee Program, and the refugee crises in Haiti and Sudan, after receiving testimony from Arthur E. Dewey, Assistant Secretary of State for Population,

Refugees, and Migration; Eduardo Aguirre, Jr., Director, U.S. Citizenship and Immigration Services, Department of Homeland Security; Charles H. Kuck, Weathersby, Howard, and Kuck, LLC, Atlanta, Georgia; and Mark Franken, Refugee Council, USA, and Lavinia Limon, U.S. Committee for Refugees, both of Washington, D.C.

#### BUSINESS MEETING

*Select Committee on Intelligence:* Committee met in closed session and ordered favorably reported the

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

#### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

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## House of Representatives

### *Chamber Action*

**Measures Introduced:** 13 public bills, H.R. 5106-5118; and; 4 resolutions; H. Con. Res. 494, and H. Res. 779, 782-783 were introduced. **Pages H7328-29**

**Additional Cosponsors:** **Pages H7329-30**

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

H.R. 2028, to amend title 28, United States Code, with respect to the jurisdiction of Federal courts inferior to the Supreme Court over certain cases and controversies involving the Pledge of Allegiance, amended (H. Rept. 108-691);

H. Res. 780, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 108-692);

H. Res. 781, providing for consideration of H.R. 2028, to amend title 28, United States Code, with respect to the jurisdiction of Federal courts inferior to the Supreme Court over certain cases and controversies involving the Pledge of Allegiance (H. Rept. 108-693). **Page H7328**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Hensarling to act as Speaker Pro Tempore for today. **Page H7247**

**Chaplain:** The prayer was offered today by Rev. Gary P. Zola, Executive Director, American Jewish Archives in Cincinnati, Ohio. **Page H7254**

**Recess:** The House recessed at 12:53 p.m. and reconvened at 2 p.m. **Page H7254**

**Library of Congress Trust Fund Board—Appointment:** The Chair announced the Speaker's appointment of Mr. J. Richard Fredericks of San Francisco, California to the Library of Congress Trust Fund Board for a five-year term. **Page H7257**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

***Llagas Reclamation Groundwater Remediation Initiative:*** H.R. 4459, 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; **Pages H7257-58**

***Authorizing the Secretary of the Interior to study the feasibility of designating Castle Nugent Farms as part of the National Park System:*** H.R. 2663, to authorize the Secretary of the Interior to study the suitability and feasibility of designating Castle Nugent Farms located on St. Croix, Virgin Islands, as a unit of the National Park System; **Pages H7258-59**

***Right-to-Ride Livestock on Federal Lands Act of 2004:*** H.R. 2966, amended, to preserve the use and access of pack and saddle stock animals on public lands, including wilderness areas, national monuments, and other specifically designated areas, administered by the National Park Service, the Bureau of Land Management, the United States Fish and Wildlife Service, or the Forest Service where there is a historical tradition of such use; **Pages H7259-61**

***Riverside-Corona Feeder Authorization Act:*** H.R. 3334, amended, to authorize the Secretary of the Interior to participate in the design and construction of the Riverside-Corona Feeder in cooperation with the Western Municipal Water District of Riverside; **Page H7261**

***Western Reserve Heritage Areas Study Act:*** H.R. 3257, amended, to authorize the Secretary of the Interior to conduct a study to determine the suitability