

Daily Digest

HIGHLIGHTS

The House passed H.R. 10, 9/11 Recommendations Implementation Act.

Senate

Chamber Action

Routine Proceedings, pages S10763–S10897

Measures Introduced: Twenty-six bills and two resolutions were introduced, as follows: S. 2943–2968, and S. Con. Res. 142–143.

Pages S10845–46

Measures Reported:

S. 2628, to amend chapter 23 of title 5, United States Code, to clarify the disclosures of information protected from prohibited personnel practices, require a statement in nondisclosure policies, forms, and agreements that such policies, forms, and agreements conform with certain disclosure protections, provide certain authority for the Special Counsel. (S. Rept. No. 108–392)

S. 2657, to amend part III of title 5, United States Code, to provide for the establishment of programs under which supplemental dental and vision benefits are made available to Federal employees, retirees, and their dependents, to expand the contracting authority of the Office of Personnel Management. (S. Rept. No. 108–393)

S. 2815, to give a preference regarding States that require schools to allow students to self-administer medication to treat that student's asthma or anaphylaxis. (S. Rept. No. 108–394)

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, with an amendment in the nature of a substitute. (S. Rept. No. 108–395)

S. 2645, to amend the Communications Act of 1934 to authorize appropriations for the Corporation for Public Broadcasting. (S. Rept. No. 108–396)

S. 1438, to provide for equitable compensation of the Spokane Tribe of Indians of the Spokane Reservation in settlement of claims of the Tribe concerning the contribution of the Tribe to the production of hydropower by the Grand Coulee Dam, with

an amendment in the nature of a substitute. (S. Rept. No. 108–397) **Page S10845**

Measures Passed:

Livestock Mandatory Price Reporting Act Amendment: Senate passed S. 2965, to amend the Livestock Mandatory Price Reporting Act of 1999 to modify the termination date for mandatory price reporting. **Page S10879**

Pancreatic Islet Cell Transplantation Act: Senate passed H.R. 3858, to amend the Public Health Service Act to increase the supply of pancreatic islet cells for research, and to provide for better coordination of Federal efforts and information on islet cell transplantation, clearing the measure for the President. **Page S10880**

Veterans Benefits: Senate passed S. 2486, to amend title 38, United States Code, to improve and extend housing, education, and other benefits under the laws administered by the Secretary of Veterans Affairs, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S10880–92**

Frist (for Specter) Amendment No. 4044, in the nature of a substitute. **Page S10892**

Intelligence Committee Reorganization: Senate continued consideration of S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence, taking action on the following amendments proposed thereto: **Pages S10764–S10816**

Pending:

McConnell/Reid/Frist/Daschle Amendment No. 3981, in the nature of a substitute. **Pages S10764–S10816**

Bingaman (for Domenici) Amendment No. 4040 (to Amendment No. 3981), to transfer jurisdiction over organization and management of United States nuclear export policy to the Committee on Energy and Natural Resources. **Page S10764**

Nickles Amendment No. 4027 (to Amendment No. 3981), to vest sole jurisdiction over the Federal budget process in the Committee on the Budget.

Page S10781

Subsequently, the proposal of Amendment No. 4027 (listed above), was vitiated.

Page S10782

Nickles Amendment No. 4041 (to Amendment No. 4027), to vest sole jurisdiction over the Federal budget process in the Committee on the Budget, and to give the Committee on the Budget joint jurisdiction with the Governmental Affairs Committee over the process of reviewing, holding hearings, and voting on persons nominated by the President to fill the positions of Director and Deputy Director for Budget within the Office of Management and Budget.

Page S10781

Subsequently, the proposal of Amendment No. 4041 (listed above), was vitiated.

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During consideration of this measure today, Senate also took the following action:

By 88 yeas to 3 nays (Vote No. 204), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on the McConnell/Reid/Frist/Daschle Amendment No. 3981 (listed above).

Page S10764

By 85 yeas to 4 nays (Vote No. 205), Senate agreed to the motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page S10779

A unanimous-consent agreement was reached providing that at 11:15 a.m. on Saturday, October 9, 2004, Senate proceed to votes in relation to any pending amendments to Amendment No. 3981 (listed above); provided further, that it be in order prior to votes for Senators to offer a qualified amendment from the unanimous consent list of October 7, 2004; provided further, that following the disposition of those amendments, Senate proceed to a vote on the adoption of the pending Amendment No. 3981, to be followed by a vote on cloture on the resolution; provided further, that if cloture is invoked, Senate immediately proceed to a vote on adoption of the resolution, as amended.

Page S10816

A unanimous-consent agreement was reached providing for further consideration of the resolution at 10 a.m., on Saturday, October 9, 2004.

Page S10892

American Jobs Creation Act: Senate began consideration of the conference report to accompany H.R. 4520, to amend the Internal Revenue Code of 1986 to remove impediments in such Code and make our manufacturing, service, and high-technology businesses and workers more competitive and productive both at home and abroad.

Page S10764

A motion was entered to close further debate on the conference report to accompany H.R. 4520, and,

in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur at 1 p.m., on Sunday, October 10, 2004.

Page S10764

A unanimous-consent agreement was reached providing that the vote on the motion to invoke cloture will occur at 1 p.m., on Sunday, October 10, 2004.

Page S10816

National Intelligence Reform Act: A unanimous-consent agreement was reached providing that, notwithstanding the October 6, 2004 passage of S. 2845, to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, Collins/Lieberman Amendment No. 3977, previously agreed to, was modified.

Pages S10879–80

Agriculture Emergencies Resolution—Agreement: A unanimous-consent agreement was reached providing for the consideration of a resolution submitted by Senator Harkin, regarding the sense of the Senate and agriculture emergencies; provided further, that when the Senate completes action on S. Res., 445, Intelligence Committee Reorganization, Senate immediately proceed to a vote on the adoption of the resolution.

Page S10816

Overtime Compensation/FDA and Tobacco Products Legislation—Agreement: A unanimous-consent agreement was reached providing that during Sunday, October 10, 2004 session, it be in order for the Senate to consider a bill regarding overtime compensation, and a bill regarding FDA and tobacco products; provided further, that both bills be read a third time and passed en bloc.

Page S10816

Appointments:

United States-China Economic Security Review Commission: The Chair, on behalf of the President pro tempore, pursuant to Public Law 106–398, as amended by Public Law 108–7, in accordance with the qualifications specified under section 1238(b)(3)(E) of Public Law 106–398, and upon the recommendation of the Majority Leader, in consultation with the chairmen of the Senate Committee on Armed Services and the Senate Committee on Finance, appointed the following individual to the United States-China Economic Security Review Commission:

The Honorable Fred D. Thompson of Tennessee for a term beginning January 1, 2005 and expiring December 31, 2006.

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United States-China Economic Security Review Commission: The Chair, on behalf of the President pro tempore, pursuant to Public Law 106–398, as amended by Public Law 108–7, in accordance with the qualifications specified under section

1238(b)(3)(E) of Public Law 106–398, and upon the recommendation of the Democratic Leader, in consultation with the chairmen of the Senate Committee on Armed Services and the Senate Committee on Finance, appointed the following individual to the United States-China Economic Security Review Commission:

Patrick A. Mulloy of Virginia for a term beginning January 1, 2005 and expiring December 31, 2006. **Page S10878**

Nominations Confirmed: Senate confirmed the following nominations:

31 Air Force nominations in the rank of general.

37 Army nominations in the rank of general.

4 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Navy.

Pages S10877–78, S10897

Nominations Received: Senate received the following nominations:

Carolyn L. Gallagher, of Texas, to be a Governor of the United States Postal Service for the remainder of the term expiring December 8, 2005.

Louis J. Giuliano, of New York, to be a Governor of the United States Postal Service for a term expiring December 8, 2009.

Routine lists in the Air Force. **Pages S10893–97**

Messages From the House: **Page S10838**

Measures Placed on Calendar: **Page S10838**

Measures Read First Time: **Page S10838**

Executive Communications: **Pages S10838–40**

Petitions and Memorials: **Pages S10840–45**

Additional Cosponsors: **Pages S10846–47**

Statements on Introduced Bills/Resolutions:
Pages S10847–65

Additional Statements: **Pages S10835–37**

Amendments Submitted: **Pages S10865–77**

Authority for Committees to Meet: **Page S10877**

Quorum Calls: One quorum call was taken today. (Total—1) **Page S10779**

Record Votes: Two record votes were taken today. (Total—205) **Pages S10764, S10779**

Adjournment: Senate convened at 9 a.m., and adjourned at 8:03 p.m., until 10 a.m., on Saturday, October 9, 2004. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S10892.)

Committee Meetings

(Committees not listed did not meet)

NOMINATION

Committee on Finance: Committee concluded a hearing to examine the nomination of Anna Escobedo Cabral, of Virginia, to be Treasurer of the United States, after the nominee, who was introduced by Senator Hatch, testified and answered questions in her own behalf.

House of Representatives

Chamber Action

Measures Introduced: 64 public bills, H.R. 5290–5352; and 16 resolutions, H.J. Res. 109–110; H. Con. Res. 514–517, and H. Res. 842–851, were introduced. **Pages H9047–50**

Additional Cosponsors: **Pages H9050–51**

Reports Filed: Reports were filed today as follows:

H. Res. 776, of inquiry requesting the President and directing the Secretary of Health and Human Services provide certain documents to the House of Representatives relating to estimates and analyses of the cost of the Medicare prescription drug legislation, adversely (H. Rept. 108–754, Pt. 2);

Conference report on H.R. 4200, to authorize appropriations for fiscal year 2005 for military activities of the Department of Defense, to prescribe mili-

tary personnel strengths for fiscal year 2005 (H. Rept. 108–767);

H.R. 3826, to require the review of Government programs at least once every 5 years for purposes of evaluating their performance, amended (H. Rept. 108–768);

H. Res. 843, waiving points of order against the conference report to accompany 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 (H. Rept. 108–769);

H.R. 2699, to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety