

bill and modified by the amendment printed in part A of H. Rept. 109–14 be adopted; and further that the bill, as amended, is considered as the original bill for the purpose of further amendment.

**Pages H1055–H1184**

Accepted:

Moran of Kansas amendment (No. 4 printed in part B of H. Rept. 109–14) amends the exemption for maximum driving and on duty time for drivers of motor carriers transporting agricultural commodities or farm supplies at the time of planting or harvest for a 100 air mile radius to the distribution point of the source of the commodities by including in the definition of “agricultural commodities”, livestock, food, feed, and fiber, and other farm products (by a recorded vote of 257 ayes to 167 noes, Roll No. 57);

**Pages H1187–88, H1189–90**

Kuhl amendment (No. 5 printed in part B of H. Rept. 109–14) that names a portion of Interstate 86 in upstate New York in the vicinity of the City of Corning, the “Amo Houghton Bypass”, after Former Congressman Amo Houghton who retired from Congress in 2004 after serving 18 years;

**Pages H1190–91**

Cox amendment (No. 7 printed in part B of H. Rept. 109–14) that clarifies that states are not preempted under federal law from requiring one or both of the following from tow-truck operators when they are removing a vehicle from private property without the consent of the vehicle owner or operator: first, a state can require that the tow-truck operator have written permission from the owner of the private property authorizing the non-consensual tow; and second, a state can require that the owner of the private property be present at the time the vehicle is towed from the private property.

**Pages H1192–94**

Osborne amendment (No. 6 printed in part B of H. Rept. 109–14) that exempts the State of Nebraska from the ISTE 1991 truck length freeze, subject to a change in state statute, to allow the operation of commercial vehicle combinations not exceeding 81 feet, six inches for custom harvesters operating in the State of Nebraska (by a recorded vote of 236 ayes to 184 noes, Roll No. 58); and

**Pages H1191–92, H1202–03**

Graves amendment (No. 10 printed in part B of H. Rept. 109–14) that eliminates liability under state law for an owner of a motor vehicle or their affiliate who is engaged in the business of renting and leasing motor vehicles provided there is no negligence or criminal wrongdoing on the part of the motor vehicle owner or affiliate (by a recorded vote of 218 ayes to 201 noes, Roll No. 60).

**Pages H1199, H1202, H1204**

Rejected:

Conaway amendment (No. 2 printed in part B of H. Rept. 109–14) that sought to exempt commercial

motor vehicle operators working in field operations for the natural gas and oil industry from the hours of service rules issued by the Federal Motor Carrier Safety Administration (by a recorded vote of 198 ayes to 226 noes, Roll No. 56); and

**Pages H1186–87, H1188–89**

Kennedy of Minnesota amendment (No. 8 printed in part B of H. Rept. 109–14) that sought to streamline tolling authority to charge tolls on new lanes, and dedicates those revenues to the user fee purpose (by a recorded vote of 155 ayes to 265 noes, Roll No. 59).

**Pages H1194–99, H1203–04**

Withdrawn:

Boozman amendment (No. 1 printed in part B of H. Rept. 109–14) that was offered and subsequently withdrawn that would have allowed operators of a property carrying motor vehicle to take up to two hours of off-duty time, as defined by FMSCA, during their 14 hours on duty, so as not to exceed 16 hours; and

**Pages H1184–86**

Kuhl amendment (No. 3 printed in part B of H. Rept. 109–14) that was offered and subsequently withdrawn that would have amended the exemption for maximum driving and on duty time for drivers of motor carriers transporting agricultural commodities or farm supplies at the time of planting or harvesting for a 100 air mile radius to the distribution point of the source of the commodities, by increasing the air mile radius to 150.

**Page H1187**

H. Res. 140, the rule providing for consideration of the bill was agreed to by voice vote.

**Pages H1034–38**

**Recess:** The House recessed at 7:45 p.m. and reconvened at 9:28 p.m.

**Page H1225**

**Quorum Calls—Votes:** Five recorded votes developed during the proceedings of today and appear on pages H1188–89, H1189–90, H1203, H1203–04, and H1204. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 9:29 p.m.

## *Committee Meetings*

### CFTC REAUTHORIZATION

*Committee on Agriculture:* Subcommittee on General Farm Commodities and Risk Management continued hearings on Reauthorization of the Commodity Futures Trading Commission. Testimony was heard from public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on the National Intelligence Program Budget. Testimony

was heard from Larry Kindsvater, Deputy Director, Central Intelligence Community Management, CIA.

#### **DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on The Department of Homeland Security held a hearing on FEMA. Testimony was heard from Mike Brown, Under Secretary, Emergency Preparedness and Response, Department of Homeland Security.

#### **LABOR, HHS, EDUCATION, AND RELATED AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Department of Labor, Health and Human Services, Education and Related Agencies held a hearing on NIH. Testimony was heard from Elias A. Zerhouni, M.D. Director, NIH, Department of Health and Human Services.

#### **ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Energy and Water Development, and Related Agencies held a hearing on Secretary of Energy. Testimony was heard from Samuel W. Bodman, Secretary of Energy.

#### **INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Interior, Environment, and Related Agencies held a hearing on the Fish and Wildlife Service. Testimony was heard from Steven A. Williams, Director, U.S. Fish and Wildlife Service, Department of the Interior.

#### **MILITARY QUALITY OF LIFE, AND VETERANS AFFAIRS, AND RELATED AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Military Quality of Life, and Veterans Affairs, and Related Agencies held a hearing on Air Force Budget. Testimony was heard from the following officials of the Department of the Air Force: GEN John P. Jumper, Chief of Staff; and Fred Kuhn, Acting Assistant Secretary, Installations, Environment and Logistics.

The Subcommittee also held a hearing on Navy/Marine Corps Budget. Testimony was heard from the following officials of the Department of the Navy: ADM Vern Clark, USN, Chief of Naval Operations; Gen. Michael W. Hagee, USMC, Commandant of the Marine Corps; and B.J. Penn, Assistant Secretary, Installations and Environment.

#### **SCIENCE, THE DEPARTMENTS OF STATE, JUSTICE, AND COMMERCE, AND RELATED AGENCIES APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Science, State, Justice, and Commerce, and Related Agencies held a hearing on Secretary of State. Testimony was heard from Condoleezza Rice, Secretary of State.

#### **NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST FISCAL YEAR 2006**

*Committee on Armed Services:* Continued hearings on the Fiscal Year National Defense Authorization budget request. Testimony was heard from the following officials of the Department of Defense: GEN James Jones, USMC, Combatant Commander, U.S. European Command; ADM William J. Fallon, USN, Combatant Commander, U.S. Pacific Command; and GEN Bantz J. Craddock, USA, Combatant Commander, U.S. Southern Command.

Will continue tomorrow.

#### **NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST FISCAL YEAR 2006— SPACE ACTIVITIES**

*Committee on Armed Services:* Subcommittee on Strategic Forces held a hearing on the Fiscal Year 2006 National Defense Authorization budget request for space activities. Testimony was heard from the following officials of the Department of Defense: Peter B. Teets, Under Secretary, Air Force, Space; GEN Lance W. Lord, USAF, Commander, U.S. Air Force Command; LTG Larry Dodgen, USA, Commander, U.S. Army Space and Missile Defense Command; VADM Joseph Sestak, USN, Deputy Chief of Naval Operations, Warfare Requirements and Programs; and BG Thomas Benes, USMC, Director, Strategy and Plans Division, U.S. Marine Corps.

#### **DOD—UNMANNED AERIAL VEHICLE AND JOINT UNMANNED COMBAT AIR SYSTEM INVESTMENT PROGRAMS BUDGET REQUEST**

*Committee on Armed Services:* Subcommittee on Tactical Air and Land Forces held a hearing on the Fiscal Year 2006 National Defense Authorization budget request on Department of Defense unmanned aerial vehicle and Joint Unmanned Combat Air System investment programs. Testimony was heard from the following officials of the GAO: Sharon Pickup, Director, Defense Capabilities and Management; and Mike Sullivan, Director, Acquisition and Sourcing Management; and the following officials of the Department of Defense: Glen Lamartin, Director, Defense Systems, Office of the Secretary; LTG Ronald E. Keys, USAF, Deputy Chief of Staff, Air and Space Operations; BG Jeff Schloesser, USA, Director, Army Aviation Task Force; RADM Andy Winns, USN,

Deputy N78 Aviation Requirements Officer, USN; and BG Martin Post, USMC, Assistant Deputy Commandant, Aviation.

#### CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2006

*Committee on the Budget:* Ordered reported the Concurrent Resolution on the Budget for Fiscal Year 2006.

#### VOCATIONAL AND TECHNICAL EDUCATION FOR THE FUTURE ACT

*Committee on Education and the Workforce:* Ordered reported, as amended, H.R. 366, Vocational and Technical Education for the Future Act.

#### SPY ACT

*Committee on Energy and Commerce:* Ordered reported, as amended, H.R. 29, Spy Act.

#### GLOBAL EARTH OBSERVATION

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing entitled "The Implementation of GEOSS: A Review of the All-Hazards Warning System and its Benefits to Public Health, Energy and the Environment." Testimony was heard from VADM Conrad C. Lautenbacher, Jr., USN (Ret.), Under Secretary, Oceans and Atmosphere and Administrator, NOAA, Department of Commerce; Allen Drearry, Associate Director, Division of Research Coordination Planning and Translation, National Institute of Environmental Health Science, NIH, Department of Health and Human Services; Gary Foley, Director, National Exposure Research Laboratory, EPA; Ari Patrinos, Associate Director, Biological and Environmental Research, Department of Energy; and public witnesses.

#### GSE REFORM AND THE FEDERAL HOME LOAN BANK SYSTEM

*Committee on Financial Services:* Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises held a hearing entitled "GSE Reform and the Federal Home Loan Bank System." Testimony was heard from Ronald A. Rosenfeld, Chairman, Federal Housing Finance Board; David H. Hehman, President and Chief Executive Officer, Federal Home Loan Bank, Cincinnati, Ohio; and public witnesses.

#### CUSTOMS AND BORDER PROTECTION STRUCTURE

*Committee on Homeland Security:* Subcommittee Management, Integration and Oversight held a hearing entitled "CBP and ICE: Does the Current Organizational Structure Best Serve U.S. Homeland Security Interests?" Testimony was heard from public witnesses.

#### MISCELLANEOUS MEASURES

*Committee on International Relations:* Authorized the Chairman to seek consideration under suspension of the rules for the following measures, with amendments deemed agreed to, H. Con. Res. 18, Expressing the grave concern of Congress regarding the continuing gross violations of human rights and civil liberties of the Syrian and Lebanese people by the Government of the Syrian Arab Republic; H. Con. Res. 32, Expressing the grave concern of Congress regarding the occupation of the Republic of Lebanon by the Syrian Arab Republic; H. Con. Res. 34, Honoring the life and contributions of Yogi Bhajan, a leader of Sikhs, and expressing condolences to the Sikh community on his passing; H. Con. Res. 81, Expressing the sense of the House of Representatives regarding the two-year anniversary of the human rights crackdown in Cuba; H. Con. Res. 82, Expressing the grave concern of Congress regarding the arrest of Ayman Nour, the leader of the al-Ghad party, by the Government of the Arab Republic of Egypt and the support of Congress for continued progress toward democracy in Egypt; H. Res. 101, Urging the European Union to add Hezbollah to the European Union's wide-ranging list of terrorist organizations; H. Res. 120, Commending the outstanding efforts by members of the Armed Forces and civilian employees of the Department of State and the United States Agency for International Development in response to the earthquake and tsunami of December 26, 2004; H. Res. 135, Providing for the establishment of a commission in the House of Representatives to assist parliaments in emerging democracies; H. Con. Res. 83, Urging the appropriate representative of the United States to the 61st session of the United Nations Commission on Human Rights to introduce a resolution calling upon the Government of the People's Republic of China to end its human rights violations in China; H. Res. 99, Expressing condolences of the House of Representatives to the families of the victims of the terrorist attacks in Madrid that occurred one year ago, on March 11, 2004, and expressing deepest sympathy to the individuals injured in those attacks and to the people of the Kingdom of Spain; and H. Res. 108, Commemorating the life of the late Zurab Zhvania, Prime Minister of the Republic of Georgia.

#### HUMAN TRAFFICKING

*Committee on International Relations:* Subcommittee on Africa, Global Human Rights and International Operations held a hearing on Combating Human Trafficking: Achieving Zero Tolerance. Testimony was heard from John R. Miller, Director, Office to Monitor and Combat Trafficking in Persons, Department of State; and public witnesses.

**U.S.-RUSSIA RELATIONS**

*Committee on International Relations:* Subcommittee on Europe and Emerging Threats held a hearing on Developments in U.S.-Russia Relations. Testimony was heard from Representative Weldon (PA); and public witnesses.

**U.S.-PALESTINIAN RELATIONS**

*Committee on International Relations:* Subcommittee on Middle East and Central Asia held a hearing on U.S. Policy Toward the Palestinians in the Post-Arafat Era. Testimony was heard from the following officials of the Department of State: David M. Satterfield, Acting Assistant Secretary, Bureau of Near Eastern Affairs; and James Kunder, Assistant Administrator, Asia and the Near East, AID.

**LATIN AMERICA DEMOCRACY**

*Committee on International Relations:* Subcommittee on the Western Hemisphere held a hearing on The State of Democracy in Latin America. Testimony was heard from following officials of the Department of State: Roger F. Noriega, Assistant Secretary, Bureau of Western Hemisphere Affairs; and Adolfo Franco, Assistant Administrator, Bureau for Latin America and the Caribbean, USIA; and public witnesses.

**MISCELLANEOUS MEASURES; COMMITTEE BUSINESS**

*Committee on the Judiciary:* Ordered reported the following measures: S. 167, amended, Family Entertainment and Copyright Act of 2005; H.R. 683, amended, Trademark Dilution Revision Act of 2005; H.R. 1037, To make technical corrections to title 17, United States Code; H.R. 1036, To amend title 17, United States Code, to make technical corrections relating to copyright royalty judges; H.R. 1038, Multidistrict Litigation Restoration Act of 2005; and H. Con. Res. 53, Expressing the sense of the Congress regarding the issuance of the 500,000th design patent by the United States Patent and Trademark Office.

The Committee also approved pending Committee business.

**OVERSIGHT—BUDGET REQUEST FOR FOREST SERVICE AND BUREAU OF LAND MANAGEMENT**

*Committee on Resources:* Subcommittee on Forests and Forest Health held an oversight hearing on FY'06 President's Budget for the Forest Service and the Bureau of Land Management. Testimony was heard from Kathleen B. Clarke, Director, Bureau of Land Management, Department of the Interior; and Mark Rey, Under Secretary, Natural Resources and Environment, USDA.

**TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS**

*Committee on Rules:* Granted, by voice vote, a structured rule providing for further consideration of H.R. 3, Transportation Equity Act: A Legacy for Users. The rule provides for no further general debate (except for the final period of ten minutes contemplated in House Resolution 140). The rule makes in order only those amendments printed in the Rules Committee report accompanying the resolution. The rule provides that the amendments printed in the report may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The rule waives all points of order against the amendments printed in the report. Finally, the rule provides one motion to recommit with or without instructions. No testimony was heard.

**NSF BUDGET AND MANAGEMENT CHALLENGES**

*Committee on Science:* Subcommittee on Research held a hearing on the NSF Budget and Management Challenges. Testimony was heard from the following officials of the NSF: Arden L. Bement, Jr., Director, Mark S. Wrighton, Chairman, Audit and Oversight Committee, National Science Board; and Christine C. Boesz, Inspector General.

**FUTURE OF SOCIAL SECURITY**

*Committee on Ways and Means:* Held a hearing on the Future of Social Security. Testimony was heard from David M. Walker, Comptroller General, GAO; and the following Public Trustees of the Social Security and Medicare Trust Fund: Thomas R. Saving; and John L. Palmer.

**BUDGET**

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on the Budget. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

**Joint Meetings****VETERANS OF FOREIGN WARS**

*Joint Hearing:* Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to examine the legislative recommendations of the Veterans of Foreign Wars, after receiving testimony from John Furgess, Veterans of

Foreign Wars of the United States, Washington, D.C.

## COMMITTEE MEETINGS FOR THURSDAY, MARCH 10, 2005

*(Committee meetings are open unless otherwise indicated)*

### Senate

*Committee on Agriculture, Nutrition, and Forestry:* to continue hearings to examine the reauthorization of the Commodity Futures Trading Commission, 10 a.m., SR-328A.

*Committee on Appropriations:* Subcommittee on Interior, to hold hearings to examine proposed budget estimates for fiscal year 2006 for the Department of the Interior, 9:30 a.m., SD-124.

Subcommittee on Energy and Water, to hold hearings to examine proposed budget estimates for fiscal year 2006 for the Environmental Management and Radioactive Waste Management in the Department of Energy, 10 a.m., SD-116.

Subcommittee on District of Columbia, to hold hearings to examine proposed budget estimates for fiscal year 2006 for funding for Federal foster care initiatives in the District of Columbia, 2 p.m., SD-192.

*Committee on Armed Services:* to hold hearings to examine the review of Department of Defense detention operations and detainee interrogation techniques, 9:30 a.m., SH-216.

*Committee on Banking, Housing, and Urban Affairs:* to hold hearings to examine recent developments involving the security of sensitive consumer information relating to identity theft, 2:30 p.m., SD-538.

*Committee on the Budget:* business meeting to resume markup of the concurrent resolution on the budget for fiscal year 2006, 9:30 a.m., SD-608.

*Committee on Commerce, Science, and Transportation:* business meeting to consider S. 148, to establish a United States Boxing Commission to administer the Act, S. 361, to develop and maintain an integrated system of ocean and coastal observations for the Nation's coasts, oceans and Great Lakes, improve warnings of tsunamis and other natural hazards, enhance homeland security, support maritime operations, S. 39, to establish a coordinated national ocean exploration program within the National Oceanic and Atmospheric Administration, S. 362, to establish a program within the National Oceanic and Atmospheric Administration and the United States Coast Guard to help identify, determine sources of, assess, reduce, and prevent marine debris and its adverse impacts on the marine environment and navigation safety, in coordination with non-Federal entities, S. 364, to establish a program within the National Oceanic Atmospheric Administration to integrate Federal coastal and ocean mapping activities, S. 50, to authorize and strengthen the National Oceanic and Atmospheric Administration's tsunami detection, forecast, warning, and mitigation program, S. 268, to provide competitive grants for training court reporters and closed captioners to meet requirements for realtime

writers under the Telecommunications Act of 1996, National Telecommunication and Information Administration authorization, Coast Guard nominations, NOAA Corps nominations, and adoption of committee rules for the 109th Congress, 10 a.m., SR-253.

*Committee on the Judiciary:* business meeting to consider the nomination of William Gerry Myers III, of Idaho, to be United States Circuit Judge for the Ninth Circuit, 11 a.m., SD-226.

*Committee on Veterans' Affairs:* to hold joint hearings with the House Committee on Veterans Affairs to examine the legislative presentations of the Blinded Veterans Association, the Non-Commissioned Officers Association, the Military Order of the Purple Heart, the Paralyzed Veterans of America and the Jewish War Veterans, 10 a.m., 345 CHOB.

### House

*Committee on Agriculture,* Subcommittee on Conservation, Credit, Rural Development and Research, hearing to access the Methyl Bromide Critical Use Exemption (CUE) process under the Montreal Protocol, 10 a.m., 1300 Longworth.

*Committee on Appropriations,* Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies, on Under Secretary for Food, Nutrition, and Consumer Services, 9:30 a.m., 2362A Rayburn.

Subcommittee on Defense, on Navy/Marine Corps Posture, 10 a.m., and executive, on Navy/Marine Corps Acquisition, 1:30 p.m., H-140 Capitol.

Subcommittee on The Department of Homeland Security, on U.S. Coast Guard, 10 a.m., and on Immigration and Customs Enforcement, 2 p.m., 2359 Rayburn.

Subcommittee on the Department of Labor, Health and Human Services, Education, and Related Agencies, on Secretary of Education, 10 a.m., 2358 Rayburn.

Subcommittee on Energy and Water Development, and Related Agencies, executive, on Department of Energy-National Nuclear Security Administration, 10 a.m., 2362B Rayburn.

Subcommittee on Interior, Environment, and Related Agencies, on National Endowment for the Arts, 10 a.m., and on National Endowment for the Humanities, 11 a.m., B-308 Rayburn.

Subcommittee on Military Quality of Life, and Veterans Affairs, and Related Agencies, on European Command, 9:30 a.m., and on Pacific Command, 1:30 p.m., H-143 Capitol.

Subcommittee on Science, The Departments of State, Justice, and Commerce, and Related Agencies, on NOAA, 10:30 a.m., H-309 Capitol.

*Committee on Armed Services,* to continue hearings on the Fiscal Year 2006 National Defense Authorization budget request, 3 p.m., 2118 Rayburn.

Subcommittee on Projection Forces, hearing on the Fiscal Year 2006 National Defense Authorization budget request—The Navy's Future Fleet: Assessing the Strength of Today's Navy for Tomorrow, 9 a.m., 2212 Rayburn.