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No. 40

Senate

The Senate was not in session today. Its next meeting will be held on Monday, April 11, 2005, at 2 p.m.

House of Representatives

FRIDAY, APRIL 8, 2005

The House met at 10 a.m. and was called to order by the Speaker pro tempore (Mr. THORNBERRY).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

HOUSE OF REPRESENTATIVES,
Washington, DC, April 8, 2005.

I hereby appoint the Honorable MAC THORNBERRY to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

PRAYER

Dr. Alan N. Keiran, Chief of Staff, Office of the Senate Chaplain, offered the following prayer:

Heavenly Father, as the world grieves the loss of Pope John Paul II, we pause to thank You for a life well-lived and the positive impact this incredible man had on our world.

We thank You also for the men and women of this House of Representatives and ask that You grant them the wisdom, power, and opportunity to honor You in all they are and all they do.

Bless our Nation's fighting forces serving at home, at sea, under the sea, in the air, and in foreign lands. Grant special favor to all who are in harm's way. Shield them in Your sovereign grace.

Be with their family members in the lonely hours of the night, as they prayerfully await their loved ones return.

All this I ask in Your powerful name. Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, April 7, 2005.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 7 at 1:37 pm:

That the Senate agreed to without amendment H. Con. Res. 34.

Appointments: Advisory Committee on the Records of Congress.

With best wishes, I am
Sincerely,

JEFF TRANDAHL,
Clerk of the House.

OMISSION FROM THE CONGRESSIONAL RECORD OF TUESDAY, MARCH 15, 2005, AT PAGE NO. 1504

SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 256. An act to amend title 11 of the United States Code, and for other purposes; to the Committee on the Judiciary; in addition to the Committee on Financial Services for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 12:30 p.m., Tuesday, April 12, 2005, for morning hour debate.

There was no objection.

Accordingly (at 10 o'clock and 3 minutes a.m.), under its previous order, the House adjourned until Tuesday, April 12, 2005, at 12:30 p.m. for morning hour debate.

This symbol represents the time of day during the House proceedings, e.g., 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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EXECUTIVE COMMUNICATIONS,
ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

1441. A letter from the Assistant Secretary of the Navy for Financial Management and Comptroller, Department of Defense, transmitting written notification of advance billing, reasons for the advance billing, an analysis of the effects of the advance billing on military readiness, and an analysis of the effects of the advance billing on the customer, pursuant to 10 U.S.C. 2208; to the Committee on Armed Services.

1442. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Vice Admiral Timothy W. LaFleur, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

1443. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on International Relations.

1444. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Disclosure of Return Information to the Bureau of the Census [TD 9188] (RIN: 1545-BE-01) received March 14, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1445. A letter from the Acting Chief, Publications and Regulations Br., Internal Revenue Service, transmitting the Service's final rule — Transition Relief for Certain Partnership and Other Pass-Thru Entities under Section 470 [Notice 2005-29] received March 14, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1446. A letter from the Acting Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — United States dollar approximate separate transactions method [Notice 2005-27] received March 14, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1447. A letter from the Acting Chief, Publications & Regulations Br., Internal Revenue Service, transmitting the Service's final rule — Changes in accounting periods and in methods of accounting. (Rev. Proc. 2005-17) received March 14, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1448. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Project nominations under the Brownfields Demonstration Program for Qualified Green Building and Sustainable Design Projects [Notice 2005-28] received March 14, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1449. A letter from the Acting Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Diversification Requirements for Variable Annuity, Endowment, and Life Insurance Contracts [TD 9185] (RIN: 1545-BB77) received March 2, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1450. A letter from the Acting Chief, Publications and Regulations Br., Internal Revenue Service, transmitting the Service's final rule — Modification of Notice 2005-04 [Notice 2005-24] received March 2, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1451. A letter from the Acting Chief, Publications and Regulations Br., Internal Revenue Service, transmitting the Service's final rule — 2005 Calendar Year Resident Population Estimates [Notice 2005-16] received March 2, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1452. A letter from the Acting Chief, Publications and Regulations Br., Internal Revenue Service, transmitting the Service's final rule — Tsunamis Occurring on December 26, 2004, Designated as a Qualified Disaster under Section 139 of the Internal Revenue Code [Notice 2005-23] received March 1, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1453. A communication from the President of the United States, transmitting the Annual Report to the Congress on Foreign Economic Collection and Industrial Espionage, pursuant to Public Law 103-359, section 809(b) (108 Stat. 3454); to the Committee on Intelligence (Permanent Select).

1454. A letter from the Board Members, Railroad Retirement Board, transmitting the 2004 report of the Board for the fiscal year ended September 30, 2003, pursuant to the provisions of section 7(b)(6) of the Railroad Retirement Act and section 12(l) of the Railroad Unemployment Insurance Act; jointly to the Committees on Transportation and Infrastructure and Ways and Means.

REPORTS OF COMMITTEES ON
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. S. 256. An act to amend title 11 of the United States Code, and for other purposes (Rept. 109-31 Pt. 1).

DISCHARGE OF COMMITTEE

Pursuant to clause 2 of rule XII the Committee on Financial Services discharged from further consideration. S. 256 referred to the Committee of the Whole House on the State of the Union, and ordered to be printed.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RYAN of Wisconsin (for himself and Mr. CARDIN):

H.R. 1532. A bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants; to the Committee on Ways and Means.

By Mr. TOM DAVIS of Virginia (for himself and Mr. WAXMAN):

H.R. 1533. A bill to ensure jobs for our future with secure and reliable energy; to the Committee on Energy and Commerce, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COBLE:

H.R. 1534. A bill to suspend temporarily the duty on certain synthetic staple fibers that are not carded, combed, or otherwise processed for spinning; to the Committee on Ways and Means.

By Mr. COBLE:

H.R. 1535. A bill to suspend temporarily the duty on acrylic or modacrylic synthetic fila-

ment tow; to the Committee on Ways and Means.

By Mr. COBLE:

H.R. 1536. A bill to suspend temporarily the duty on certain synthetic staple fibers that are carded, combed, or otherwise processed for spinning; to the Committee on Ways and Means.

By Mr. COBLE:

H.R. 1537. A bill to suspend temporarily the duty on nitrocellulose; to the Committee on Ways and Means.

By Mr. ISRAEL (for himself and Mrs.

LOWEY):

H.R. 1538. A bill to amend the Internal Revenue Code of 1986 to increase the exemption amounts for individuals under the alternative minimum tax; to the Committee on Ways and Means.

By Mrs. MCCARTHY:

H.R. 1539. A bill to amend the Public Health Service Act with respect to the responsibilities of a pharmacy when a pharmacist employed by the pharmacy refuses to fill a valid prescription for a drug on the basis of religious beliefs or moral convictions, and for other purposes; to the Committee on Energy and Commerce.

By Mr. GARY G. MILLER of California

(for himself and Mr. CALVERT):

H.R. 1540. A bill to amend the Safe Drinking Water Act to provide procedures for claims relating to drinking water; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

14. The SPEAKER presented a memorial of the Legislature of the State of Kansas, relative to Senate Concurrent Resolution No. 1607 memorializing the Congress of the United States to take such action that Corporal Travis Eichelberger, USMC, may retain the Purple Heart medal awarded to him; to the Committee on Armed Services.

15. Also, a memorial of the Senate of the State of Ohio, relative to Senate Resolution No. 36, a notice that the members of the Ohio Senate are joining "Team DSCC," a team of municipal corporations, businesses, organizations, and state and local leaders protecting the Defense Supply Center Columbus (DSCC) from the Base Realignment and Closure process; to the Committee on Armed Services.

16. Also, a memorial of the General Assembly of the State of Ohio, relative to Senate Concurrent Resolution No. 26 memorializing the United States Congress to provide for a national entity to establish and enforce mandatory, national electric transmission reliability standards and to ensure federal oversight of that entity and federal authority to require transmission owner participation in a regional transmission organization; to the Committee on Energy and Commerce.

17. Also, a memorial of the Legislature of the State of Arizona, relative to Senate Memorial 1001 memorializing the Congress and President of the United States to enact the Collegiate Housing and Infrastructure Act; to the Committee on Ways and Means.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 13: Mr. DOOLITTLE, Mr. BARROW, Mr. BUTTERFIELD, and Mr. CAMP.

H.R. 282: Ms. MATSUI, Mr. ROGERS of Michigan, Mr. DAVIS of Tennessee, Mr. MURPHY, Mr. CUNNINGHAM, Mr. UPTON, Mr. MCCRERY, Mr. WELDON of Florida, Mr. SHAYS, Mr. COBLE, and Ms. HART.

H. R. 302: Ms. WATERS and Mr. BECERRA.

H.R. 371: Mrs. MILLER of Michigan, Ms. SCHAKOWSKY and Mr. WYNN.

H.R. 515: Mr. ALLEN.

H.R. 521: Mr. MIGHAUD, Mr. LATOURETTE, and Mrs. JO ANN DAVIS of Virginia.

H.R. 583: Mr. MCGOVERN.

H.R. 605: Mr. CHANDLER.

H.R. 624: Mr. CLEAVER.

H.R. 625: Mr. GRIJALVA and Ms. MCCOLLUM of Minnesota.

H.R. 626: Mr. THORNBERRY and Mr. UPTON.

H.R. 692: Mr. WEXLER.

H.R. 764: Ms. GINNY BROWN-WAITE of Florida.

H.R. 772: Mr. FOLEY, Mr. KIND, Mr. CARDOZA, and Mr. DAVIS of Tennessee.

H.R. 807: Mrs. CAPPS, Mr. CAPUANO, Mr. HOLT, Mr. MENENDEZ, Mr. PRICE of North Carolina, Ms. ROS-LEHTINEN, Mr. SABO, Mr. FILNER, Mr. BARROW, Ms. WOOLSEY, and Mr. PETERSON of Minnesota.

H.R. 923: Mr. CLEAVER, Mr. SPRATT, Ms. BALDWIN, Mr. VISCLOSKY, and Mr. PALLONE.

H.R. 986: Mr. HYDE.

H.R. 1048: Mr. DAVIS of Alabama.

H.R. 1079: Mr. RYAN of Wisconsin.

H.R. 1095: Mr. PALLONE.

H.R. 1105: Mr. PETERSON of Minnesota.

H.R. 1130: Mr. DAVIS of Illinois, Mr. WEXLER, Ms. MOORE of Wisconsin, Mr.

McNULTY, and Ms. ZOE LOFGREN of California.

H.R. 1298: Mr. CANTOR, Mr. SCHIFF, Mr. PRICE of North Carolina, and Mr. CUMMINGS.

H.R. 1355: Mr. SESSIONS, Mr. KUHL of New York, Mr. KENNEDY of Minnesota, and Mr. FORTUÑO.

H.R. 1426: Mr. WELLER.

H.R. 1508: Mr. DAVIS of Alabama.

H. Con. Res. 107: Mr. FRANK of Massachusetts, Ms. WOOLSEY, Mr. CLAY, Mr. CLEAVER, Mr. UDALL of Colorado, Ms. HARRIS, Mr. BISHOP of Georgia, and Mr. RANGEL.

H. Res. 37: Mr. JACKSON of Illinois and Mr. ROHRBACHER.

H. Res. 54: Mr. DAVIS of Tennessee.

H. Res. 128: Ms. GRANGER, Mr. SESSIONS, Mr. HALL, Mr. GOHMERT, Mr. HENSARLING, Mr. REYES, Mr. MARCHANT, Mr. CARTER, Mr. BRADY of Texas, Mr. POE, Mr. HAYWORTH, Mr. DELAY, Mr. BARROW, Mr. CASE, Mr. ABERCROMBIE, Ms. MCKINNEY, Mr. PAYNE, Ms. KILPATRICK of Michigan, Ms. JACKSON-LEE of Texas, Mr. SERRANO, Mr. WYNN, Mr. GENE GREEN of Texas, Mr. BURGESS, Mr. THORNBERRY, Mr. MENENDEZ, Ms. MATSUI, Mr. NEAL of Massachusetts, Mr. CARDOZA, Mr. MCDERMOTT, Ms. LEE, Mr. HIGGINS, Mr. CROWLEY, Mr. FILNER, Mr. CLEAVER, Mr. SNYDER, Mr. FRANK of Massachusetts, Mr. RUSH, Ms. HARMAN, Mr. ENGEL, Mr. MEEK of Florida, Ms. CARSON, and Mr. MCGOVERN.

H. Res. 184: Mr. TOM DAVIS of Virginia, Mr. TANCREDO, Mr. WELDON of Florida, Mr. WAMP, Mr. HERGER, Mr. JONES of North Carolina, Mr. POE, Mrs. JO ANN DAVIS of Virginia,

Mr. CHOCOLA, Mr. CONAWAY, Mr. GINGREY, Mr. CARTER, Mr. MARCHANT, Mr. WESTMORELAND, Mr. COX, Mr. WILSON of South Carolina, Mr. RYAN of Wisconsin, Mr. HENSARLING, Mr. PENCE, Mr. MORAN of Virginia, Mr. SHUSTER, Ms. ROS-LEHTINEN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. AKIN, Mr. STEARNS, Mr. UPTON, Mr. KUCINICH, Mr. BONNER, Mr. KLINE, Mr. MCCOTTER, Mr. BACHUS, Mr. PEARCE, Mr. HALL, and Mr. TOWNS.

H. Res. 185: Mr. MEEK of Florida.

PETITIONS, ETC.

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

11. The SPEAKER presented a petition of the Legislature of Tompkins County, New York, relative to Resolution No. 24 petitioning the Congress and President of the United States to pass resolutions ending federal executions as quickly as possible and sign them into law; to the Committee on the Judiciary.

12. Also, a petition of Mr. James N. Thivierge, a Citizen of Amesbury, MA, relative to a letter petitioning the creation of legislation to make it illegal for persons operating a moving school bus to use a mobile telephone, except in the case of emergency; to the Committee on Transportation and Infrastructure.