

Nominations Received: Senate received the following nominations:

Walter Lukken, of Indiana, to be a Commissioner of the Commodity Futures Trading Commission for a term expiring April 13, 2010.

John M. Reich, of Virginia, to be Director of the Office of Thrift Supervision for a term expiring October 23, 2007.

William Alan Jeffrey, of Virginia, to be Director of the National Institute of Standards and Technology.

Ashok G. Kaveeshwar, of Maryland, to be Administrator of the Research and Innovative Technology Administration, Department of Transportation.

Jan E. Boyer, of Texas, to be United States Alternate Executive Director of the Inter-American Development Bank.

Kathie L. Olsen, of Oregon, to be Deputy Director of the National Science Foundation.

3 Army nominations in the rank of general.

Routine lists in the Navy. **Pages S5942–43**

Messages From the House: **Page S5919**

Measures Referred: **Page S5919**

Measures Read First Time: **Page S5920**

Executive Communications: **Page S5920**

Executive Reports of Committees: **Pages S5920–21**

Statements on Introduced Bills/Resolutions:
Pages S5923–38

Additional Statements: **Pages S5918–19**

Authority for Committees to Meet: **Pages S5938–39**

Privilege of the Floor: **Page S5939**

Record Votes: One record vote was taken today. (Total—128) **Pages S5875–76**

Adjournment: Senate convened at 9:31 a.m. and adjourned at 7:53 p.m. until 9:30 a.m., on Thursday, May 26, 2005. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5940.)

Committee Meetings

(Committees not listed did not meet)

GRAIN STANDARDS ACT REAUTHORIZATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded a hearing to examine the proposed reauthorization of the U.S. Grain Standards Act, focusing on the Federal Grain Inspection Service, and mandatory export inspection and weighing services, after receiving testimony from David R. Shipman, Acting Administrator, Grain Inspection, Packers,

and Stockyards Administration, Department of Agriculture; Jerry D. Gibson, Bunge North America, Inc., Destrehan, Louisiana, on behalf of the National Grain and Feed Association, and the North American Export Grain Association; Thomas Dahl, American Association of Grain Inspection and Weighing Agencies, Sioux City, Iowa; and Garry Niemeyer, National Corn Growers Association, Glenarm, Illinois.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nomination of Kenneth J. Krieg, of Virginia, to be Under Secretary of Defense for Acquisition, Technology, and Logistics, and 661 nominations in the Army, Navy, Air Force, and Marine Corps.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine the nominations of Ben S. Bernanke, of New Jersey, to be a Member of the Council of Economic Advisers, and Brian D. Montgomery, of Texas, to be Assistant Secretary of Housing, Federal Housing Commissioner, Department of Housing and Urban Development, who was introduced by Senator Cornyn, after the nominees testified and answered questions in their own behalf.

COASTAL ZONE MANAGEMENT ACT

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine S.360, to reauthorize and amend the Coastal Zone Management Act, after receiving testimony from Thomas Kitsos, Associate Deputy Assistant Administrator, National Ocean Service, National Oceanic and Atmospheric Administration, Department of Commerce; Walter D. Cruickshank, Deputy Director, Minerals Management Service, Department of the Interior; Bill Jeffress, Alaska Department of Natural Resources, Anchorage; W. Donald Hudson, Jr., Maine State Planning Office, Augusta; Sarah W. Cooksey, Delaware Coastal Programs, Dover, on behalf of the Coastal States Organization; Tom Fry, National Ocean Industries Association, Washington, D.C.; and Sarah Chasis, Natural Resources Defense Council, New York, New York.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee resumed markup of proposed comprehensive energy legislation, focusing on provisions relating to renewable energy, nuclear matters, and studies, but did not complete action thereon, and will meet again tomorrow.

ENERGY PROJECT PERMITTING

Committee on Environment and Public Works: Committee concluded an oversight hearing to examine the process for issuing permits for energy projects, focusing on the White House Task Force on Energy Project Streamlining, and ensuring that energy exploration, production, and transportation projects are permitted efficiently, after receiving testimony from J. Mark Robinson, Director, Office of Energy Projects, Federal Energy Regulatory Commission; Dennis J. Duffy, Cape Wind Associates, LLC, Boston, Massachusetts; Sharon Buccino, Natural Resources Defense Council, New York, New York; and Ronald E. Hogan, Questar Market Resources, Pinedale, Wyoming.

NOMINATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine the nominations of David Horton Wilkins, of South Carolina, to be Ambassador to Canada, who was introduced by Senators Allard, Graham, DeMint, and Reed; William Alan Eaton, of Virginia, to be Ambassador to Panama; James M. Derham, of Virginia, to be Ambassador to Guatemala; Robert Johann Dieter, of Colorado, to be Ambassador to Belize; Paul A. Trivelli, of Virginia, to be Ambassador to Nicaragua; and Linda Jewell, of the District of Columbia, to be Ambassador to Ecuador, after each nominee testified and answered questions in their own behalf.

COUNTERFEIT GOODS

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine how counterfeit goods provide easy cash for criminals and terrorists, focusing on how intellectual property rights crime affects this country, including the possibility that proceeds from counterfeiting fund terrorism, after receiving testimony from John C. Stedman, County of Los Angeles Sheriff's Department, Los Angeles, California; Kris Buckner, Investigative Consultants, Lawnsdale, California; and Matthew Levitt, The Washington Institute for Near East Policy, Washington, D.C.

NOMINATIONS

Committee on Homeland Security and Governmental Affairs: Committee ordered favorably reported the nominations of Philip J. Perry, of Virginia, to be General Counsel, Department of Homeland Security, Carolyn L. Gallagher, of Texas, and Louis J. Giuliano, of New York, each to be a Governor of the United States Postal Service, and Tony Hammond, of Virginia, to be a Commissioner of the Postal Rate Commission.

NOMINATION

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine the nomination of Linda Morrison Combs, of North Carolina, to be Controller, Office of Federal Financial Management, Office of Management and Budget, after the nominee testified and answered questions in her own behalf.

BUSINESS MEETING

Committee on Health, Education, Labor, and Pensions: Committee ordered favorably reported the following items:

S. 1107, to reauthorize the Head Start Act,

S. 518, to provide for the establishment of a controlled substance monitoring program in each State, and;

The nominations of Charles P. Ruch, of South Dakota, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation, Kim Wang, of California, to be a Member of the National Museum and Library Services Board, and Harry Robinson, Jr., of Texas, to be a Member of the National Museum Services Board.

AMERICAN INDIAN POLICIES

Committee on Indian Affairs: Committee concluded a hearing to examine S.J. Res. 15, to acknowledge a long history of official depredations and ill-conceived policies by the United States Government regarding Indian tribes and offer an apology to all Native Peoples on behalf of the United States, after receiving testimony from Senator Brownback; Tex Hall, National Congress of American Indians, Washington, D.C.; Edward K. Thomas, Central Council of the Tlingit and Haida Indian Tribes of Alaska, Juneau; and Negiel Bigpond, Sr., Two Rivers Native American Training Center, Bixby, Oklahoma.

BUSINESS MEETING

Committee on the Judiciary: Committee resumed markup of S. 852, to create a fair and efficient system to resolve claims of victims for bodily injury caused by asbestos exposure, but did not complete action thereon, and will meet again tomorrow.

INTELLECTUAL PROPERTY PIRACY

Committee on the Judiciary: Subcommittee on Intellectual Property concluded a hearing to examine piracy of intellectual property and counterfeiting problems, after receiving testimony from Marybeth Peters, Register of Copyrights, and Associate Librarian for Copyright Services, United States Copyright Office, Library of Congress; Stephen M. Pinkos, Deputy Under Secretary of Commerce for Intellectual Property, and Deputy Director, United States Patent and

Trademark Office; James E. Mendenhall, Acting General Counsel, Office of the U.S. Trade Representative; Eric H. Smith, International Intellectual Property Alliance, and Robert W. Holleyman II, Business Software Alliance, both of Washington, D.C.; and Taylor Hackford, Directors Guild of America, Los Angeles, California.

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.

House of Representatives

Chamber Action

Measures Introduced: 28 public bills, H.R. 2617–2644; and 1 private bill, H.R. 2645, were introduced. **Pages H4072–73**

Additional Cosponsors: **Page H4073**

Reports Filed: Reports were filed today as follows:

H. Res. 298, providing for consideration of H.R. 2528, making appropriations for military quality of life functions of the Department of Defense, military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2006 (H.Rept. 109–97). **Page H4072**

Speaker: Read a letter from the Speaker wherein he appointed Representative MILLER of Michigan to act as Speaker Pro Tempore for today. **Page H3897**

Chaplain: The prayer was offered today by Father Val J. Peter, Executive Director, Girls and Boys Town USA in Boys Town, Nebraska. **Page H3897**

National Defense Authorization Act for Fiscal Year 2005: The House passed H.R. 1815, to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2006, by a yea-and-nay vote of 390 yeas to 39 nays, Roll No. 222. **Pages H3912–H4046**

Rejected the Taylor of Mississippi motion to recommit the bill to the Committee on Armed Services with instructions to report it back to the House forthwith with amendments, by a recorded vote of 211 yeas to 218 noes, Roll No. 221. **Pages H4044–46**

Agreed to the amendment in the nature of a substitute, as amended, recommended by the Committee on Armed Services now printed in the bill, and that the amendment be considered as an original bill for the purpose of amendment. **Page H4044**

Pursuant to the rule, Representative Hunter requested that the following amendments printed in H. Rept. 109–96 be considered out of order: Goode (#20), Davis of Virginia (#24), Davis of California

(#12), Hunter (#1), Stearns (#6), Bradley (#29), and Woolsey (#26). **Page H3912**

Agreed to:

En bloc amendment consisting of the following amendments printed in H. Rept. 109–96: Ortiz (#2) directing the Secretary to submit to the congressional defense committees a sustainment plan for the existing MHC–51 class mine countermeasures ships; Kaptur (#3) requiring the DOD to conduct a study on the use of bio-diesel and ethanol fuels by the Armed Forces and Defense Agencies; Simmons (#7) lifting the age 60 requirement for Space-A travel by National Guard and Reserve retirees; Filner (#10) requiring a study to determine if it is feasible for DOD to allow veterans with a service connected disability rating of 50% or higher access to Space-A travel; DeLauro, (#13) as modified, requiring the DOD to revise its mental health evaluations for pre- and post-deployment of servicemembers to combat theaters; Manzullo (#15) codifying the content requirements of the Buy American Act as stated in Defense Federal Acquisition Regulations Supplement; Crowley (#21) expressing the sense of Congress that recognizes the diversity of the men and women of our Armed Services killed in Operation Iraqi Freedom and Operation Enduring Freedom; Spratt (#28) as modified, adding war-related reporting requirements for tracking costs, military personnel force levels, reconstitution requirements, and military construction projects associated with operations in Iraq and Afghanistan, and enhanced security operations at home; Simmons (#18) encouraging the DOD to buy Lithium-Ion cells and batteries, and associated manufacturing technologies that are made in America; and Israel (#25) making permanent the pilot “Science, Mathematics, and Research for Transformation Defense Education Program” and include within its purview the study of foreign languages.

Pages H4001–06

Goode amendment (No. 20 printed in H. Rept. 109–96) that authorizes the Secretary of Defense to assign members of the Armed Forces, under certain