

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S11503–S11599

Measures Introduced: Eleven bills and three resolutions were introduced, as follows: S. 1887–1897, S. Res. 280–281, and S. Con. Res. 59. **Page S11559**

Measures Reported:

S. 206, to designate the Ice Age Floods National Geologic Trail, with an amendment in the nature of a substitute. (S. Rept. No. 109–144)

S. 242, to establish 4 memorials to the Space Shuttle Columbia in the State of Texas, with an amendment in the nature of a substitute. (S. Rept. No. 109–145)

S. 584, to require the Secretary of the Interior to allow the continued occupancy and use of certain land and improvements within Rocky Mountain National Park, with an amendment in the nature of a substitute. (S. Rept. No. 109–146)

S. 652, to provide financial assistance for the rehabilitation of the Benjamin Franklin National Memorial in Philadelphia, Pennsylvania, and the development of an exhibit to commemorate the 300th anniversary of the birth of Benjamin Franklin. (S. Rept. No. 109–147)

S. 895, to direct the Secretary of the Interior to establish a rural water supply program in the Reclamation States to provide a clean, safe affordable, and reliable water supply to rural residents, with an amendment in the nature of a substitute. (S. Rept. No. 109–148)

S. 955, to direct the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of including in the National Park System certain sites in Williamson County, Tennessee, relating to the Battle of Franklin, with an amendment. (S. Rept. No. 109–149)

S. 958, to amend the National Trails System Act to designate the Star-Spangled Banner Trail in the States of Maryland and Virginia and the District of Columbia as a National Historic Trail, with amendments. (S. Rept. No. 109–150)

S. 1154, to extend the Acadia National Park Advisory Commission, to provide improved visitor serv-

ices at the park, with amendments. (S. Rept. No. 109–151)

S. 1238, to amend the Public Lands Corps Act of 1993 to provide for the conduct of projects that protect forests, with amendments. (S. Rept. No. 109–152)

S. 1627, to authorize the Secretary of the Interior to conduct a special resources study to evaluate resources along the coastal region of the State of Delaware and to determine the suitability and feasibility of establishing a unit of the National Park System in Delaware. (S. Rept. No. 109–153)

H.R. 126, to amend Public Law 89–366 to allow for an adjustment in the number of free roaming horses permitted in Cape Lookout National Seashore. (S. Rept. No. 109–154)

H.R. 539, to designate certain National Forest System land in the Commonwealth of Puerto Rico as components of the National Wilderness Preservation System. (S. Rept. No. 109–155)

H.R. 584, to authorize the Secretary of the Interior to recruit volunteers to assist with, or facilitate, the activities of various agencies and offices of the Department of the Interior. (S. Rept. No. 109–156)

H.R. 606, to authorize appropriations to the Secretary of the Interior for the restoration of the Angel Island Immigration Station in the State of California. (S. Rept. No. 109–157) **Page S11558**

Measures Passed:

Federal Leave Transfer Program: Senate passed S. 1736, to provide for the participation of employees in the judicial branch in the Federal leave transfer program for disasters and emergencies. **Page S11595**

Supporting Lights On Afterschool: Senate agreed to S. Res. 280, supporting “Lights On Afterschool”, a national celebration of after school programs. **Page S11595**

Honoring James Patrick Rohan: Senate agreed to S. Res. 281, honoring and thanking James Patrick Rohan. **Page S11596**

Foster Care Maintenance Payments: Senate passed S. 1894, to amend part E of title IV of the

Social Security Act to provide for the making of foster care maintenance payments to private for-profit agencies. **Pages S11596–97**

State High Risk Pool Funding Extension: Senate passed H.R. 3204, to amend title XXVII of the Public Health Service Act to extend Federal funding for the establishment and operation of State high risk health insurance pools, after agreeing to the following amendment proposed thereto: **Pages S11597–98**

McConnell (for Enzi) Amendment No. 2142, in the nature of a substitute. **Page S11598**

Transportation/Treasury/HUD Appropriations: Senate continued consideration of H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, taking action on the following amendments proposed thereto: **Pages S11512–55**

Adopted:

Bond Amendment No. 2113, to limit the availability of funds under this Act for use in paying for eminent domain activities. **Pages S11512–16**

Harkin Amendment No. 2076, to provide that no funds may be used to provide assistance under section 8 of the United States Housing Act of 1937, to certain students at institutions of higher education. **Pages S11549–50**

Bond (for Collins) Amendment No. 2070, to repeal the increased micropurchase threshold. **Page S11550**

Bond (for Akaka/Bingaman) Modified Amendment No. 2101, to provide for an Internal Revenue Service report regarding tax refund procedures and practices. **Page S11550**

Bond (for Boxer) Amendment No. 2139, to ensure that proper precautions are taken by airports and air carriers to recognize and prevent the spread of avian flu. **Page S11550**

Bond (for Inhofe) Modified Amendment No. 2073, to make available funds for ARAC operation and maintenance at Fort Sill, Oklahoma. **Pages S11550–51**

Bond (for Stabenow) Amendment No. 2140, to provide additional funds to support programs established under the LEGACY Act of 2003. **Page S11551**

Bond (for Craig) Modified Amendment No. 2072, to require the use of a sliding scale match ratio for certain transportation projects in the State of Idaho. **Page S11551**

Murray Amendment No. 2141, to require the United States Interagency Council on Homelessness to conduct an assessment of guidance disseminated by agencies for grantees of homeless assistance programs. **Page S11552**

Pending:

Reed Amendment No. 2077, to provide for appropriations for the Low-Income Home Energy Assistance Program. **Pages S11521–26**

Subsequently, a point of order was raised that the emergency designation contained in Reed Amendment No. 2077 (listed above), violated Section 402 of H. Con. Res. 95, Congressional Budget for Fiscal Year 2006; and a motion to waive was then offered. **Page S11525**

Dorgan Amendment No. 2133, to restrict enforcement of the Cuban Assets Control Regulations with respect to travel to Cuba. **Pages S11526–29**

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

By 47 yeas to 51 nays (Vote No. 257), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 403(b)(1) of H. Con. Res. 95 of the 109th Congress, with respect to Kennedy Further Modified Amendment No. 2063, to provide for an increase in the Federal minimum wage. Subsequently, the point of order that the amendment constitutes an unfunded mandate was sustained, and the amendment thus fell. **Pages S11529–45, S11547**

By 42 yeas to 57 nays (Vote No. 258), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 403(b)(1) of H. Con. Res. 95 of the 109th Congress, with respect to Enzi Amendment No. 2115, to promote job creation, and small business preservation in the adjustment of the Federal minimum wage. Subsequently, the point of order that the amendment constitutes an unfunded mandate was sustained, and the amendment thus fell. **Pages S11547–48**

By 44 yeas to 54 nays (Vote No. 259), two-thirds of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to suspend paragraph 4, Rule XVI, pursuant to notice previously given in writing, relative to Dorgan Amendment No. 2078, to establish a special committee of the Senate on war and reconstruction contracting. Subsequently, the Chair sustained the point of order that the amendment was in violation of Rule XVI of the Standing Rules of the Senate which prohibits legislation on appropriations matters, and the amendment thus fell. **Pages S11545–49**

Chair sustained the point of order against Dayton Amendment No. 2123, to prevent gas and oil gouging during natural disasters; that the amendment violated Rule XVI of the Standing Rules of the Senate which prohibits legislation on an appropriation bill. **Pages S11551–52**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 9:30 a.m. on Thursday, October 20, 2005. **Page S11598**

Medicare Cost Sharing and Welfare Extension: Senate concurred in the amendments of the House to the Senate amendment to H.R. 3971, to extend medicare cost-sharing for qualifying individuals through September 2007, to extend transitional medical assistance and the program for abstinence education through December 2005, to provide unemployment relief for States and individuals affected by Hurricane Katrina, clearing the measure for the President. **Page S11595**

Signing Authority: A unanimous-consent agreement was reached providing that during the adjournment of the Senate, the Majority Leader and the junior Senator from Oklahoma, be authorized to sign duly enrolled bills. **Page S11595**

Appointments:

National Surface Transportation Policy and Revenue Study Commission: The Chair, on behalf of the Democratic Leader, pursuant to Public Law 109–59, Sec. 1909(b)(2)(A)(vi), appointed the following individuals to serve as members of the National Surface Transportation Policy and Revenue Study Commission: Francis McArdle of New York, and Tom R. Skancke of Nevada. **Page S11595**

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

Transmitting, pursuant to law, a report relative to the continuation of the national emergency declared in Executive Order 12978 with respect to significant narcotics traffickers centered in Colombia; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–27) **Page S11557**

Nominations Received: Senate received the following nominations:

Anne W. Patterson, of Virginia, to be an Assistant Secretary of State (International Narcotics and Law Enforcement Affairs).

1 Air Force nomination in the rank of general.

A routine list in the Army. **Page S11599**

Messages From the House: **Page S11557**

Measures Referred: **Page S11557**

Enrolled Bills Presented: **Page S11557**

Executive Communications: **Pages S11557–58**

Executive Reports of Committees: **Pages S11558–59**

Additional Cosponsors: **Pages S11559–61**

Statements on Introduced Bills/Resolutions: **Pages S11561–79**

Additional Statements: **Page S11556**

Amendments Submitted: **Pages S11579–94**

Notices of Hearings/Meetings: **Page S11594**

Authority for Committees to Meet: **Pages S11594–95**

Privilege of the Floor: **Page S11595**

Record Votes: Three record votes were taken today. (Total—259) **Pages S11547, S11548–49**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:55 p.m., until 9:30 a.m., on Thursday, October 20, 2005. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S11599.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 95, establishing the congressional budget for the United States Government for fiscal year 2006, revising appropriate budgetary levels for fiscal year 2005, and setting forth appropriate budgetary levels for fiscal years 2007 through 2010, and agreed on recommendations which it will make to the Committee on the Budget thereon.

STEM CELL RESEARCH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies concluded a hearing to examine the potential of stem cell and nuclear transplantation research, focusing on related provisions of S. 471, to amend the Public Health Service Act to provide for human embryonic stem cell research, H.R. 810, to amend the Public Health Service Act to provide for human embryonic stem cell research, and S. 876, to prohibit human cloning and protect stem cell research, after receiving testimony from Judith Gasson, University of California, Comprehensive Cancer Center, Los Angeles; Steven Teitelbaum, Washington University, St. Louis, Missouri; John Wagner, University of Minnesota Medical School Stem Cell Institute, Minneapolis; Rudolf Jaenisch, Massachusetts Institute of Technology, Cambridge; and Anthony Herrera, New York, New York.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee completed its review of certain spending reductions