

Daily Digest

HIGHLIGHTS

Senate passed H.R. 2082, Intelligence Authorization Act.

Senate passed H.R. 3222, Department of Defense Appropriations Act.

Senate

Chamber Action

Routine Proceedings, pages S12453–S12693

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 2129–2136, and S.J. Res. 20. **Page S12532**

Measures Reported:

S. 1446, to amend the National Capital Transportation Act of 1969 to authorize additional Federal contributions for maintaining and improving the transit system of the Washington Metropolitan Area Transit Authority. (S. Rept. No. 110–188)

Report to accompany S. 742, to amend the Toxic Substances Control Act to reduce the health risks posed by asbestos-containing products. (S. Rept. No. 110–189) **Page S12532**

Measures Passed:

Intelligence Authorization Act: Committee on Intelligence was discharged from further consideration of H.R. 2082, to authorize appropriations for fiscal year 2008 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 1538, Senate companion measure, after agreeing to the committee amendments, and the following amendment proposed thereto:

Rockefeller/Bond Amendment No. 3160, in the nature of a substitute.

Pages S12456–76

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Rockefeller, Feinstein, Wyden, Bayh, Mikulski, Feingold, Nelson

(FL), Whitehouse, Levin, Bond, Warner, Hagel, Chambliss, Hatch, Snowe, Burr, and Kyl.

Page S12691

Subsequently, S. 1538, was returned to the Senate calendar. **Page S12475**

Department Of Defense Appropriations Act: Senate passed H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, after taking action on the following amendments proposed thereto:

Pages S12481–S12523

Adopted:

By 95 yeas to 1 nay (Vote No. 361), Graham Amendment No. 3117, to improve the security of United States borders. **Pages S12481–83, S12484**

Durbin/Mikulski Amendment No. 3129, to make available from Military Personnel \$3,000,000 for a pilot program on troops to nurse teachers.

Pages S12500–01

Inouye (for Gregg/Sununu) Modified Amendment No. 3153, to make available from Research, Development, Test, and Evaluation, Navy, \$16,000,000 for the continuation of the Advanced Precision Kill Weapons Systems by the Marine Corps. **Page S12511**

Inouye (for Levin/Stabenow) Amendment No. 3162, to make available from Research, Development, Test, and Evaluation, Army, \$6,000,000 for Advanced Automotive Technology.

Pages S12511, S12512

Inouye (for Smith/Harkin) Amendment No. 3152, to make available from Operation and Maintenance, Army National Guard, \$2,000,000 for the Minuteman Digitization Demonstration Program.

Page S12511

Inouye (for Brown) Amendment No. 3127, to make available from Research, Development, Test, and Evaluation, Army, up to \$1,000,000 for the High Altitude Airship Program. **Page S12511**

Inouye (for Domenici/Bingaman) Modified Amendment No. 3155, to make available from Research, Development, Test, and Evaluation, Army, \$3,750,000 for a Mid-Infrared Advanced Chemical Laser. **Page S12511**

Inouye (for Bingaman/Domenici) Amendment No. 3173, to make available from Research, Development, Test, and Evaluation, Army, \$3,750,000 for a High Energy Laser Systems Test facility. **Page S12512**

Inouye (for Reid/McConnell) Amendment No. 3206, to make technical corrections to Public Law 110–81. **Page S12512**

Inouye (for Sununu) Amendment No. 3204, to make available from Research, Development, Test, and Evaluation, Navy, \$1,000,000 for the development of Low-Cost, High Resolution, remote controlled Side Scan Sonar for USV and Harbor Surveillance Applications. **Page S12512**

Inouye (for McCaskill) Amendment No. 3116, to require the establishment on the Internet website of the Department of Defense of a link to the Office of Inspector General of the Department of Defense. **Page S12512**

Inouye (for Coleman) Amendment No. 3182, to make available from Research, Development, Test, and Evaluation, Navy, \$5,000,000 for the Laser Perimeter Awareness System for integration into the Electronic Harbor Security System. **Page S12512**

Inouye (for Kennedy) Modified Amendment No. 3135, to provide that, of the amount appropriated or otherwise made available for Research, Development, Test and Evaluation, Navy, up to \$5,000,000 may be made available for the High Temperature Superconductor AC Synchronous Propulsion Motor for the purpose of completing testing and transitioning to Navy ship class as part of an effort to increase power while reducing vessel weight. **Page S12512**

Inouye (for Inhofe) Amendment No. 3177, to make available from Research, Development, Test, and Evaluation, Navy, \$1,200,000 for Ground Warfare Acoustical Combat System of netted sensors. **Page S12512**

Inouye (for Harkin) Amendment No. 3163, to make available from Aircraft Procurement, Air Force, \$5,000,000 for the retrofit of upgraded Molecular Sieve Oxygen Generation Systems into F–15C/D fight aircraft. **Page S12512**

Inouye (for Hutchison/Cornyn) Amendment No. 3176, to provide local officials and the Secretary of Homeland Security greater involvement in decisions regarding the location of border fencing. **Page S12512**

Inouye (for Landrieu) Amendment No. 3136, to make available from Operation and Maintenance, Air Force, \$4,000,000 for the 8th Air Force Cyberspace Innovation Center at Barksdale Air Force Base, Louisiana. **Page S12513**

Inouye (for Bennett) Amendment No. 3175, to make available from Intelligence Community Management Account, \$5,000,000 for Internet Observer and Inner View insider threat mitigation tools. **Page S12513**

Inouye (for Obama/Coburn) Amendment No. 3137, to provide that none of the funds appropriated or otherwise made available by this Act may be used to enter into a contract in an amount greater than \$5,000,000 or to award a grant in excess of such amount unless the perspective contractor or grantee makes certain certifications regarding Federal tax liability. **Page S12513**

Inouye (for Sanders) Amendment No. 3130, to increase, with an offset, the amount appropriated for Operation and Maintenance, Army National Guard, by \$10,000,000. **Page S12513**

Biden/Nelson (FL) Amendment No. 3167, to make available from Research, Development, Test, and Evaluation, Defense-Wide, \$4,000,000 for MARK V replacement research. **Pages S12484, S12513**

Kyl Amendment No. 3145, to make available from Procurement, Defense-Wide, \$7,000,000 for the Insider Threat program. **Pages S12497–98, S12513**

Vitter (for Sessions) Amendment No. 3141, to enhance United States sea-based missile defense capabilities. **Pages S12508, S12511, S12513**

Stevens Amendment No. 3207 (to Amendment No. 3166), to require that not later than 45 days after the date of enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on mechanisms for expanding public-private partnerships with military and family organizations for the purpose of increasing access to family support, in particular, for the minor dependent children of deployed servicemembers. **Page S12515**

Reid (for Boxer/Inouye) Amendment No. 3166, to make available from Operation and Maintenance, Defense-Wide, \$5,000,000 for the program of the National Military Family Association known as Operation Purple. **Page S12497**

Sessions Amendment No. 3192, to fund Operation Jump Start, the deployment of National Guard personnel, to the southern border, through September 30, 2008. **Pages S12515–18**

Inouye (for Stabenow) Amendment No. 3131, to make available from Research, Development, Test, and Evaluations, Army, \$4,000,000 for the Virtual Systems Integrated Laboratory-Armored Vehicle Components and Systems Simulated In Cost-Effective Virtual Design and Test Environment. **Page S12518**

Withdrawn:

Gregg Amendment No. 3119 (to Amendment No. 3117), to change the effective date. **Pages S12483–84**

By 28 yeas to 68 nays (Vote No. 362), Feingold Amendment No. 3164, to safely redeploy United States troops from Iraq. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, be withdrawn). **Pages S12486–95**

Biden Amendment No. 3142, to provide an additional \$23,600,000,000 for Other Procurement, Army, for the procurement, of Mine Resistant Ambush Protected vehicles and to designate the amount of emergency requirement. **Pages S12485, S12498–S12500**

Kyl Amendment No. 3144, to make available from within amounts already appropriated in the bill for Research, Development, Test, and Evaluation, Defense-Wide \$10,000,000 for the Space Test Bed. **Pages S12497, S12501–06, S12508–10, S12513–14**

Allard/Salazar Amendment No. 3146, to make available from Research, Development, Test, and Evaluation, Defense-Wide, up to \$5,000,000 for the Missile Defense Space Experimentation Center. **Pages S12481, S12514–15**

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

Chair sustained a point of order against Menendez/Salazar Amendment No. 3198, to authorize expenditure of funds appropriated under subsection (b) of the Border Security First Act of 2007 to address any border security issue, including security at the northern border, as being in violation of Rule XVI of the Standing Rules of the Senate, which prohibits legislation on an appropriation bill, and the amendment thus fell. **Pages S12506–08, S12574**

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Inouye, Byrd, Leahy, Harkin, Dorgan, Durbin, Feinstein, Mikulski, Kohl, Murray, Stevens, Cochran, Specter, Domenici, Bond, McConnell, Shelby, Gregg, and Hutchison. **Page S12523**

National Courage Month: Senate passed S. Con. Res. 45: Senate agreed to S. Con. Res. 45, commending the Ed Block Courage Award Foundation for its work in aiding children and families affected by child abuse, and designating November 2007 as National Courage Month. **Pages S12691–92**

Procedural Fairness for September 11 Victims Act: Committee on the Judiciary was discharged from further consideration of S. 2106, to provide nationwide subpoena authority for actions brought under the September 11 Victim Compensation Fund of 2001, and the bill was then passed. **Page S12692**

Frank J. Guarini Post Office Building: Senate passed H.R. 2467, to designate the facility of the

United States Postal Service located at 69 Montgomery Street in Jersey City, New Jersey, as the “Frank J. Guarini Post Office Building”, clearing the measure for the President. **Page S12692**

Kenneth T. Whalum, Sr. Post Office Building: Senate passed H.R. 2587, to designate the facility of the United States Postal Service located at 555 South 3rd Street Lobby in Memphis, Tennessee, as the “Kenneth T. Whalum, Sr. Post Office Building”, clearing the measure for the President. **Page S12692**

Eleanor McGovern Post Office Building: Senate passed H.R. 2654, to designate the facility of the United States Postal Service located at 202 South Dumont Avenue in Woonsocket, South Dakota, as the “Eleanor McGovern Post Office Building”, clearing the measure for the President. **Page S12692**

Master Sergeant Sean Michael Thomas Post Office: Senate passed H.R. 2765, to designate the facility of the United States Postal Service located at 44 North Main Street in Hughesville, Pennsylvania, as the “Master Sergeant Sean Michael Thomas Post Office”, clearing the measure for the President. **Pages S12692–93**

Robert Merrill Postal Station: Senate passed H.R. 2778, to designate the facility of the United States Postal Service located at 3 Quaker Ridge Road in New Rochelle, New York, as the “Robert Merrill Postal Station”, clearing the measure for the President. **Page S12693**

Owen Lovejoy Princeton Post Office Building: Senate passed H.R. 2825, to designate the facility of the United States Postal Service located at 326 South Main Street in Princeton, Illinois, as the “Owen Lovejoy Princeton Post Office Building”, clearing the measure for the President. **Page S12693**

John Herschel Glenn, Jr. Post Office Building: Senate passed H.R. 3052, to designate the facility of the United States Postal Service located at 954 Wheeling Avenue in Cambridge, Ohio, as the “John Herschel Glenn, Jr. Post Office Building”, clearing the measure for the President. **Page S12693**

Staff Sergeant David L. Nord Post Office: Senate passed H.R. 3106, to designate the facility of the United States Postal Service located at 805 Main Street in Ferdinand, Indiana, as the “Staff Sergeant David L. Nord Post Office”, clearing the measure for the President. **Page S12693**

Commerce and Justice, and Science Appropriations Act—Agreement: A unanimous-consent agreement was reached providing that at approximately 10 a.m., on Thursday, October 4, 2007, Senate begin consideration of H.R. 3093, making appropriations for the Departments of Commerce and

Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008. **Page S12693**

Nominations—Agreement: A unanimous-consent agreement was reached providing that the Majority Leader, after consultation with the Republican Leader, may begin executive session to consider the nomination of Jennifer Walker Elrod, of Texas, to be United States Circuit Judge for the Fifth Circuit; that there be 1 hour for debate equally divided between the Chairman and Ranking Member of the Committee on the Judiciary, or their designees; provided further, that there be an additional 10 minutes each for debate for Senators Cardin and Specter, and Senate vote on the nomination; provided further, that following that vote Senate then vote on each of the following nominations: Roslynn Renee Mauskopf, to be United States District Judge for the Eastern District of New York, Richard A. Jones, to be United States District Judge for the Western District of Washington, and Sharion Aycock, to be United States District Judge for the Northern District of Mississippi. **Page S12693**

Messages from the House: **Pages S12529–30**

Measures Referred: **Page S12430**

Measures Placed on the Calendar:
Pages S12453, S12530

Measures Read the First Time:
Pages S12530, S12693

Executive Communications: **Pages S12530–32**

Additional Cosponsors: **Pages S12532–33**

Statements on Introduced Bills/Resolutions:
Pages S12533–38

Additional Statements: **Page S12529**

Amendments Submitted: **Pages S12538–61**

Notices of Intent: **Page S12561**

Authorities for Committees To Meet:
Pages S12561–62

Text of H.R. 1585 as Previously Passed:
Pages S12562–S12691

Record Votes: Two record votes were taken today. (Total—362) **Pages S12484, S12495**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 7:35 p.m., until 9 a.m. on Thursday, October 4, 2007. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S12693.)

Committee Meetings

(Committees not listed did not meet)

COMBATING DARFUR GENOCIDE

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine combating genocide in Darfur, focusing on the role of divestment and other policy tools, including S. 831, to authorize States and local governments to prohibit the investment of State assets in any company that has a qualifying business relationship with Sudan, after receiving testimony from Senators Durbin and Brownback; Jendayi E. Frazer, Assistant Secretary for African Affairs, and Elizabeth L. Dibble, Principal Deputy Assistant Secretary for International Finance and Development, Bureau of Economic, Energy and Business Affairs, both of the Department of State; Adam J. Szubin, Director, Office of Foreign Assets Control, Department of the Treasury; Rhode Island General Treasurer Frank T. Caprio, Providence; Bennett Freeman, Calvert Group, Bethesda, Maryland; and John Prendergast, ENOUGH Project, William A. Reinsch, National Foreign Trade Council, on behalf of USA Engage, and Adam Sterling, Sudan Divestment Task Force, all of Washington, D.C.

NRC'S REACTOR OVERSIGHT PROCESS

Committee on Environment and Public Works: Subcommittee on Clean Air and Nuclear Safety concluded a hearing to examine the Nuclear Regulatory Commission's reactor oversight process, focusing on licensing the construction and operation of new nuclear reactors, after receiving testimony from Dale E. Klein, Chairman, Gregory B. Jaczko and Peter B. Lyons, each a Commissioner, all of the Nuclear Regulatory Commission; Mark E. Gaffigan, Acting Director, Natural Resources and Environment, United States Government Accountability Office; and David A. Lochbaum, Union of Concerned Scientists, and Marvin S. Fertel, Nuclear Energy Institute, both of Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine the nominations of Gail Dennise Mathieu, of New Jersey, to be Ambassador to the Republic of Namibia, William Raymond Steiger, of Wisconsin, to be Ambassador to the Republic of Mozambique, Dan Mozena, of Iowa, to be Ambassador to the Republic of Angola, and Eunice S. Reddick, of New York, to be Ambassador to the Gabonese Republic, and to serve concurrently and without additional compensation as Ambassador to the Democratic Republic of Sao Tome and Principe,