

Daily Digest

HIGHLIGHTS

Senate passed National Defense Authorization bills.

Senate

Chamber Action

Routine Proceedings, pages S12773–S12871

Measures Introduced: Eight bills and five resolutions were introduced, as follows: S. 2008–2015, and S. Res. 312–316. **Page S12839**

Measures Reported: S. 705, to establish the Inter-agency Council on Meeting the Housing and Service Needs of Seniors, with an amendment in the nature of a substitute. (S. Rept. No. 109–178)

S. 1869, to reauthorize the Coastal Barrier Resources Act, with an amendment. (S. Rept. No. 109–179) **Page S12839**

Measure Passed:

National Defense Authorization: By a unanimous vote of 98 yeas (Vote No. 326), Senate passed S. 1042, to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, after taking action on the following amendments: **Pages S12777–S12810**

Adopted:

Warner (for Dole) Modified Amendment No. 1522, to provide training for defense acquisition workforce on the requirements of section 2533a of title 10, United States Code (commonly referred to as the Berry Amendment) and the regulations implementing that section. **Page S12779**

Warner (for Smith) Amendment No. 2525, to provide for the temporary inapplicability of the Berry Amendment to procurements of specialty metals that are used to produce force protection equipment needed to prevent combat fatalities in Iraq and Afghanistan. **Page S12779**

Warner (for Hutchison/Nelson (FL)) Amendment No. 2526, to express the sense of the Senate with regard to manned space flight. **Page S12779**

Warner (for Ensign) Amendment No. 2527, to require an annual report on the costs incurred by the Department of Defense in implementing or supporting resolutions of the United Nations Security Council. **Pages S12779–80**

Warner (for Snowe) Amendment No. 2528, to provide for the Administrator of the Small Business Administration's determination. **Page S12780**

Warner (for Snowe) Amendment No. 2529, to encourage small business contracting in overseas procurements. **Page S12780**

Warner (for Snowe) Amendment No. 2530, to ensure fair access to multiple-award contracts. **Page S12780**

Warner (for Snowe/Kerry) Amendment No. 2531, to address research and development efforts for purposes of small business research. **Pages S12780–81**

Warner (for Kerry) Amendment No. 2532, to clarify that the Small Business Administration has authority to provide disaster relief for small business concerns damaged by drought. **Page S12781**

Warner (for Kerry) Modified Amendment No. 1500, to require a strategy and report by the Secretary of Defense regarding the impact on small businesses of the requirement to use radio frequency identifier technology. **Page S12779**

Warner (for Bayh) Amendment No. 1518, to require lenders to include information regarding the mortgage and foreclosure rights of servicemembers under the Servicemembers Civil Relief Act. **Page S12779**

Warner (for Lautenberg) Amendment No. 2533, to require the Secretary of Defense to maintain a website listing information on Federal contractor misconduct, and to require a report on Federal sole source contracts related to Iraq reconstruction. **Page S12781**

Warner (for Collins) Amendment No. 1345, to provide for expedited action in bid protests conducted under OMB Circular A–76. **Pages S12778, S12792–96**

Warner (for Kennedy/Chambliss) Amendment No. 2534, to provide for improved assessment of public-private competition for work performed by civilian employees of the Department of Defense.

Pages S12781–82

Warner (for Thomas) Modified Amendment No. 1468, relating to contracting in the procurement of certain supplies and services.

Page S12778

Warner (for Allard) Amendment No. 1354, to authorize the participation of members of the Armed Forces in the Paralympic Games.

Page S12778

Warner (for Inhofe) Amendment No. 2535, to express the sense of Congress that the President should take immediate steps to establish a plan to address the military and economic development of China.

Pages S12782–83

Warner (for Leahy) Amendment No. 1902, to require a report on records maintained by the Department of Defense on civilian casualties in Afghanistan and Iraq.

Page S12779

Warner (for Santorum) Amendment No. 1898, to authorize the disposal and sale to qualified entities of up to 8,000,000 pounds of tungsten ores and concentrates from the National Defense Stockpile.

Page S12779

Warner/Levin Amendment No. 2536, to require a report on the development and utilization by the Department of Defense of robotics and unmanned ground vehicle systems.

Page S12783

Warner Amendment No. 2537, to modify and extend the pilot program on share-in-savings contracts.

Page S12783

Warner Amendment No. 2538, to provide for the supervision and management of the Defense Business Transformation Agency.

Page S12783

Warner (for Snowe) Amendment No. 1538, to provide a termination date for the Small Business Competitiveness Demonstration Program.

Page S12779

Warner (for Chambliss) Amendment No. 2539, to make available, with an offset, an additional \$45,000,000 for aircraft procurement for the Air Force for procurement of one C-37B aircraft.

Page S12784

Warner (for Isakson) Amendment No. 2540, to designate certain financial assistance for cadets at military junior colleges as Ike Shelton Early Commissioning Program Scholarships.

Page S12784

Warner Amendment No. 2541, to modify eligibility for the position of President of the Naval Postgraduate School.

Page S12784

Warner (for DeWine) Amendment No. 2542, to provide an additional death gratuity to the eligible survivors of servicemembers who died between October 7, 2001, and May 11, 2005, from noncombat-related causes while on active duty.

Page S12784

Warner (for Allen) Amendment No. 2543, to express the sense of the Senate with regard to aeronautics research and development.

Page S12784

Warner Amendment No. 2544, to modify the limited acquisition authority for the commander of the United States Joint Forces Command.

Page S12784

Warner Amendment No. 2545, to authorize certain emergency supplemental authorizations for the Department of Defense.

Pages S12784–85

Warner (for Dayton) Amendment No. 2546, to express the sense of the Senate on certain matters relating to the National Guard and Reserves.

Page S12785

Warner (for Byrd) Amendment No. 2547, to authorize the disposal of ferromanganese from the National Defense Stockpile.

Page S12785

Warner (for Reid) Amendment No. 2548, to improve the Armament Retooling and Manufacturing Support Initiative.

Page S12785

Warner Amendment No. 2549, to require the Secretary of Defense to consult with appropriate State and local entities on transportation, utility infrastructure, housing, schools, and family support activities related to the planned addition of personnel or facilities to existing military installations in connection with the closure or realignment of military installations as part of the 2005 round of defense base closure and realignment.

Page S12785

Warner (for Lott/Cornyn) Amendment No. 2550, to express the sense of the Senate on reversionary interests at Navy homeports.

Page S12785

Warner (for Levin) Amendment No. 2551, to require a report on claims related to the bombing of the LaBelle Discotheque in Berlin, Germany.

Pages S12785–86

Warner (for Kennedy/Feinstein) Amendment No. 2552, to provide that none of the funds authorized to be appropriated to the Department of Energy under this Act may be made available for the Robust Nuclear Earth Penetrator.

Page S12786

Warner (for Snowe/Collins) Amendment No. 2553, to require the identification of environmental conditions at military installations closed or realigned as part of the 2005 round of defense base closure and realignment.

Page S12786

Warner (for Snowe) Amendment No. 2554, to express the sense of Congress that the Secretary of Defense should not transfer any unit from a military installation that is closed or realigned until adequate facilities and infrastructure necessary to support such unit and quality of life requirements are ready at the receiving location.

Page S12786

Warner (for Hagel) Amendment No. 2555, to extend the period for which certain individuals in families that include members of the Reserve and National Guard do not have to reapply for supplemental security income benefits after a period of ineligibility for such benefits. **Page S12786**

Warner (for Nelson (FL)) Amendment No. 2556, to urge the prompt submission of interim reports on residual beryllium contamination at Department of Energy vendor facilities. **Page S12787**

Warner (for Graham) Amendment No. 2557, to require a report on an expanded partnership between the Department of Defense and the Department of Veterans Affairs for the provision of health care services. **Page S12787**

Warner (for Salazar) Amendment No. 2558, to authorize grants for local workforce investment boards for the provision of services to spouses of certain members of the Armed Forces. **Page S12787**

Warner Amendment No. 2559, to make available \$7,000,000 from Operation and Maintenance, Defense-Wide, for the reimbursement of expenses related to the Rest and Recuperation Leave Programs. **Pages S12787–88**

Warner (for Feingold) Amendment No. 2560, to require a report on the information given to individuals enlisting in the Armed Forces of the so-called "stop loss" authority of the Armed Forces. **Page S12788**

Warner (for Byrd) Amendment No. 2561, to require preparation of a development plan for a national coal-to-liquid fuels program. **Page S12788**

Warner (for Craig) Amendment No. 2562, to amend titles 10 and 38 of the United States Code, to modify the circumstances under which a person who has committed a capital offense is denied certain burial-related benefits and funeral honors. **Page S12788**

Warner (for Feingold) Amendment No. 2563, to require an annual report on the budgeting of the Department of Defense related to key military equipment. **Page S12789**

Warner (for Martinez/Warner) Amendment No. 2564, to improve the general authority of the Department of Defense to accept and administer gifts. **Page S12789**

Warner (for McCain) Amendment No. 2565, to express the sense of the Senate on the applicability of the Uniform Code of Military Justice to members of the reserve components of the Armed Forces on inactive-duty training overseas. **Page S12789**

Warner (for McConnell) Amendment No. 2566, to facilitate the commemoration of the success of the United States Armed Forces in Operation Enduring Freedom and Operation Iraqi Freedom. **Pages S12789–90**

Warner (for McConnell) Amendment No. 2567, to authorize the construction of battalion dining facilities at Fort Knox, Kentucky. **Page S12790**

Warner/Levin Amendment No. 2568, to provide for a responsibility of the Joint Chiefs of Staff as military advisors to the Homeland Security Council. **Page S12790**

Warner (for Salazar) Amendment No. 2569, to express the sense of the Senate on the lives saved by the Common Remotely Operated Weapons Station (CROWS) platform. **Page S12790**

Warner Amendment No. 2570, to include packet based telephony service in the Department of Defense telecommunications benefit. **Page S12790**

Warner (for Collins/Snowe) Amendment No. 2571, to express the sense of the Senate to emphasize that financial assistance may be provided for the performance of activities by the Army National Guard without use of competitive procedures under standard exceptions to the use of such procedures. **Page S12790**

Warner (for Durbin) Amendment No. 2572, to clarify that military reservists, who are released from active duty and who are otherwise qualified, are eligible for veterans preference in Federal hiring. **Page S12790**

Warner (for DeWine) Amendment No. 2573, to require the Secretary of Defense to conduct a study and submit a report on the feasibility of conducting a military and civilian partnership health care project. **Page S12791**

Warner (for Snowe) Amendment No. 2574, to provide for a contracting incentive for small power plants on former military bases. **Page S12791**

Warner/McCain Amendment No. 2575, to extend through 2010 the requirement for an annual report on the maturity of technology at the initiation of major defense acquisition programs. **Page S12791**

Warner (for Byrd) Amendment No. 2576, to authorize \$4,500,000 for the Army National Guard for the construction of a readiness center at Camp Dawson, West Virginia, to authorize \$2,000,000 for the Air National Guard for C-5 aircraft shop upgrades at Eastern West Virginia Regional Airport, Shepherd Field, Martinsburg, West Virginia, and to provide an offset. **Page S12791**

Warner Amendment No. 2577, to require a report on the effects of windmill farms on military readiness. **Pages S12791–92**

Warner Amendment No. 2578, to require a report on advanced technologies for nuclear power reactors in the United States. **Page S12791**

Warner (for Bayh) Amendment No. 2579, to require quarterly reports on the war strategy in Iraq. **Page S12791**

By 79 yeas to 19 nays (Vote No. 323), Warner/Frist Amendment No. 2518, to clarify and recommend changes to the policy of the United States on Iraq and to require reports on certain matters relating to Iraq. **Pages S12796–98**

By 84 yeas to 14 nays (Vote No. 325), Graham Amendment No. 2524 (to Amendment No. 2515), in the nature of a substitute. **Pages S12796, S12800–03**

Graham Amendment No. 2515, relating to the review of the status of detainees of the United States Government, as amended. **Page S12804**

Rejected:

By 40 yeas to 58 nays (Vote No. 322), Levin Amendment No. 2519, to clarify and recommend changes to the policy of the United States on Iraq and to require reports on certain matters relating to Iraq. **Pages S12796–98**

By 44 yeas to 54 nays (Vote No. 324), Bingaman Amendment No. 2523 (to Amendment No. 2515), to provide for judicial review of detention of enemy combatants. **Pages S12798–S12800**

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

A unanimous-consent request was granted permitting Senator Inhofe to change his yea vote to a nay vote on Vote No. 307 changing the outcome of the vote to 92 yeas to 6 nays relative to Nelson (FL) Amdt. No. 2424, to repeal the requirement for the reduction of certain Survivor Benefit Plan annuities by the amount of dependency and indemnity compensation and to modify the effective date for paid-up coverage under the Survivor Benefit Plan (adopted on Tuesday, November 8, 2005).

Department of Defense Authorization: Senate passed S. 1043, to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal year for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof Division A of S. 1042, National Defense Authorization, as passed. **Page S12810**

Military Construction Authorization: Senate passed S. 1044, to authorize appropriations for fiscal year 2006 for military construction, after striking all after the enacting clause and inserting in lieu thereof Division B of S. 1042, National Defense Authorization, as passed. **Page S12810**

Department of Energy Defense Activities Authorization: Senate passed S. 1045, to authorize appropriations for fiscal year 2006 for defense activities of the Department of Energy, after striking all after the enacting clause and inserting in lieu thereof Division C of S. 1042, National Defense Authorization, as passed. **Pages S12810–11**

National Defense Authorization: Committee on Armed Services was discharged from further consideration of H.R. 1815, to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1042, Senate companion measure, as amended and passed by the Senate. **Pages S12811–12**

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 Warner, McCain, Inhofe, Roberts, Sessions, Collins, Ensign, Talent, Chambliss, Graham, Dole, Cornyn, Thune, Levin, Kennedy, Byrd, Lieberman, Reed, Akaka, Nelson (FL), Nelson (NE), Dayton, Bayh, and Clinton. **Page S12811**

A unanimous-consent agreement was reached providing that if the Senate receives a message with respect to S. 1042, 1043, 1044 and 1045, as passed (listed above), the Senate disagree with the House on its amendment or amendments to the Senate-passed bill and agree to or request a conference, as appropriate, with the House on the disagreeing votes of the two Houses; and that the Chair be authorized to appoint conferees. **Page S12811**

Feed America Thursday: Senate agreed to S. Res. 314, designating Thursday, November 17, 2005, as “Feed America Thursday”. **Page S12869**

Lewis and Clark Bicentennial Anniversary: Senate agreed to S. Res. 315, to commemorate the bicentennial anniversary of the arrival of Lewis and Clark at the Pacific Ocean. **Pages S12869–70**

White House Fellows Program: Committee on the Judiciary was discharged from further consideration of H. Con. Res. 269, recognizing the 40th anniversary of the White House Fellows Program, and the resolution was then agreed to. **Page S12870**

Pike Exploration Bicentennial Anniversary: Committee on the Judiciary was discharged from further consideration of S. Res. 252, recognizing the Bicentennial Anniversary of Zebulon Montgomery Pike’s explorations in the interior west of the United States, and the resolution was then agreed to. **Pages S12870–71**

Heroes Earned Retirement Opportunities Act: Committee on Finance was discharged from further consideration of H.R. 1499, to amend the Internal Revenue Code of 1986 to allow members of the Armed Forces serving in a combat zone to make contributions to their individual retirement plans

even if the compensation on which such contribution is based is excluded from gross income, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page S12871**

Santorum (for Frist) Amendment No. 2580, to make a technical correction. **Page S12871**

Commerce/Justice/Science Appropriations—Conference Report: Senate began consideration of the conference report to accompany H.R. 2862, making appropriations for the Departments of Commerce and Justice, Science, and related agencies for the fiscal year ending September 30, 2006. **Pages S12812–24**

A unanimous-consent agreement was reached providing for further consideration of the conference report on Wednesday, November 16, 2005, with a vote to occur on adoption of the conference report.

Page S12812

Pension Security and Transparency Act Agreement: A unanimous-consent time agreement was reached providing that following morning business, on Wednesday, November 16, 2005, Senate begin consideration of S. 1783, a bill to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules; that the amendment in the nature of a substitute at the desk be agreed to as original text for the purpose of further amendment; that the only amendments in order be offered by Senator Isakson, or his designee, on airline pension plans, and an amendment by Senator Akaka relative to pilots, to be limited to 30 minutes of debate divided equally; that debate be limited to 2 hours divided equally, respectively; and that following disposition of the amendments, the bill, as amended, be read a third time and the Senate vote on final passage of the bill. **Page S12869**

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

Transmitting, consistent with section 2103(a)(1) of the Trade Act of 2002, a report of the intention to enter into an agreement with the European Union, Japan, the Republic of Korea, and Taiwan on tariff treatment for multi-chip integrated circuits; which was referred to the Committee on Foreign Relations. (PM–31) **Page S12837**

Messages From the House: **Pages S12837–38**

Measures Read First Time: **Page S12871**

Executive Communications: **Pages S12838–39**

Additional Cosponsors: **Pages S12839–40**

Statements on Introduced Bills/Resolutions: **Pages S12840–54**

Additional Statements: **Pages S12836–37**

Amendments Submitted: **Pages S12854–68**

Notices of Hearings/Meetings: **Page S12868**

Authorities for Committees to Meet: **Pages S12868–69**

Privileges of the Floor: **Page S12869**

Record Votes: Five record votes were taken today. (Total—326) **Page S12798, S12800, S12803, S12810**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 7:57 p.m., until 9:30 on Wednesday, November 16, 2005. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S12871.)

Committee Meetings

(Committees not listed did not meet)

DEFENSE ACQUISITION

Committee on Armed Services: Subcommittee on Airland concluded a hearing to examine defense acquisition issues related to tactical aviation and Army programs, after receiving testimony from Katherine V. Schinasi, Managing Director, Acquisition and Sourcing Management, Government Accountability Office; Frank J. Anderson, Jr., President and Chief Executive Officer, Defense Acquisition University, Department of Defense; John J. Hamre, Center for Strategic and International Studies, Washington, D.C.; and Gene H. Porter, Institute for Defense Analyses, and Gary Christle, Center for Naval Analyses, both of Alexandria, Virginia.

NOMINATION

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 and to be Chairman of the Board of Governors of the Federal Reserve System, after the nominee testified and answered questions in his own behalf.

ALTERNATIVE AUTOMOTIVE FUEL TECHNOLOGIES

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine public policy options for encouraging alternative automotive fuel technologies, focusing on gasoline consumption, vehicles powered by hydrogen fuel cells, and the Corporate Average Fuel Economy (CAFE), after receiving testimony from Jeffrey N. Shane, Under Secretary of Transportation for Policy; Steven E. Plotkin, Argonne National Laboratory, Department of Energy; and Fred Webber, Alliance of Automobile Manufacturers, David Friedman, Union of Concerned

Scientists, and Jason Grumet, National Commission on Energy Policy, all of Washington, D.C.

ENVIRONMENTAL MANAGEMENT PROGRAMS

Committee on Energy and Natural Resources: Committee concluded a hearing to examine a status report on the Environmental Protection Management programs of the Department of Energy, focusing on status of progress at DOE cleanup sites, after receiving testimony from Senator Allard; James A. Rispoli, Assistant Secretary of Energy for Environmental Management; and Nancy Tuor, Kaiser-Hill Company, LLC, Broomfield, Colorado.

NATIONAL PARKS BILLS

Committee on Energy and Natural Resources: Subcommittee on National Parks concluded a hearing to examine S. 431, to establish a program to award grants to improve and maintain sites honoring Presidents of the United States, S. 505, to amend the Yuma Crossing National Heritage Area Act of 2000 to adjust the boundary of the Yuma Crossing National Heritage Area, S. 1288, to authorize the Secretary of the Interior to enter into cooperative agreements to protect natural resources of units of the National Park System through collaborative efforts on land inside and outside of units of the National Park System, S. 1544, to establish the Northern Plains National Heritage Area in the State of North Dakota, S. Con. Res. 60, designating the Negro Leagues Baseball Museum in Kansas City, Missouri, as America's National Negro Leagues Baseball Museum, S. 748 and H.R. 1084, bills to authorize the establishment at Antietam National Battlefield of a memorial to the officers and enlisted men of the Fifth, Sixth, and Ninth New Hampshire Volunteer Infantry Regiments and the First New Hampshire Light Artillery Battery who fought in the Battle of Antietam on September 17, 1862, and H.R. 2107, to amend Public Law 104-329 to modify authorities for the use of the National Law Enforcement Officers Memorial Maintenance Fund, after receiving testimony from Donald W. Murphy, Deputy Director, National Park Service, Department of the Interior; New Hampshire State Senator Bob Letourneau, Concord; John Jordan O'Neil, The Negro Leagues Baseball Museum, Kansas City, Missouri; and Emily Wadhams, National Trust for Historic Preservation, Washington, D.C.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported an original bill entitled "Tax Relief Act of 2005".

TREATIES

Committee on Foreign Relations: Committee concluded a hearing to examine the Treaty Between the United States of America and Japan on Mutual Legal Assistance in Criminal Matters, signed at Washington on August 5, 2003; including a related exchange of notes (Treaty Doc. 108-12), Treaty Between the United States of America and the Federal Republic of Germany on Mutual Legal Assistance in Criminal Matters, signed at Washington on October 14, 2003, and a related exchange of notes (Treaty Doc. 108-27), Extradition Treaty Between the United States of America and the United Kingdom of Great Britain and Northern Ireland, and related exchanges of letters, signed at Washington on March 31, 2003 (Treaty Doc. 108-23), and Protocol between the Government of the United States of America and the Government of the State of Israel, signed at Jerusalem on July 6, 2005 (Treaty Doc. 109-3), after receiving testimony from Samuel M. Witten, Deputy Legal Adviser, Department of State; and Mary Ellen Warlow, Director, Office of International Affairs, Criminal Division, Department of Justice.

NUCLEAR NONPROLIFERATION

Committee on Homeland Security and Governmental Affairs: Subcommittee on Federal Financial Management, Government Information, and International Security concluded an oversight hearing to examine the current nuclear situation in Iran and the response of the United States, focusing on the relationship between Iran's pursuit of nuclear weapons and its status as a state-sponsor of terrorism, after receiving testimony from former Representative Gingrich; former Senator D'Amato; R. James Woolsey, former Director, Central Intelligence Agency; Gary Samore, John D. and Catherine T. MacArthur Foundation, Chicago, Illinois; and Ray Takeyh, Council on Foreign Relations, and Ilan Beran, American Foreign Policy Council, both of Washington, D.C.

NOMINATIONS

Committee on the Judiciary: Committee concluded a hearing to examine the nominations of Virginia Mary Kendall, to be United States District Judge for the Northern District of Illinois, who was introduced by Senators Durbin and Obama, Kristi Dubose, to be United States District Judge for the Southern District of Alabama, and W. Keith Watkins, to be United States District Judge for the Middle District of Alabama, who were introduced by Senators Shelby and Sessions, after the nominees testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 19 public bills, H.R. 4318–4336; and 6 resolutions, H. Con. Res. 297–299; and H. Res. 552, 554–555, were introduced. **Pages H10225–26**

Additional Cosponsors: **Pages H10266–27**

Reports Filed: Reports were filed today as follows:

H.R. 326, to amend the Yuma Crossing National Heritage Area Act of 2000 to adjust the boundary of the Yuma Crossing National Heritage Area and to extend the authority of the Secretary of the Interior to provide assistance under that Act, with amendments (H. Rept. 109–294);

H. Res. 553, providing for consideration of the bill (H.R. 1065) to establish the United States Boxing Commission to protect the general welfare of boxers and to ensure fairness in the sport of professional boxing (H. Rept. 109–295); and

H. Res. 515, a resolution of inquiry requesting the President of the United States to provide to the House of Representatives certain documents in his possession relating to the anticipated effects of climate change on the coastal regions of the United States, adversely (H. Rept. 109–296). **Page H10225**

Speaker: Read a letter from the Speaker wherein he appointed Representative Gohmert to act as Speaker pro tempore for today. **Page H10163**

Recess: The House recessed at 10:50 a.m. and reconvened at noon. **Page H10166**

Recess: The House recessed at 12:15 p.m. and reconvened at 2 p.m. **Page H10167**

Suspensions: The House agreed to suspend the rules and pass the following measures:

Yakima-Tieton Irrigation District Conveyance Act of 2005: H.R. 1564, to authorize the Secretary of the Interior to convey certain buildings and lands of the Yakima Project, Washington, to the Yakima-Tieton Irrigation, by a yea-and-nay vote of 420 yeas with none voting “nay”, Roll No. 586;

Pages H10167–68, H10187–88

Franklin National Battlefield Study Act: H.R. 1972, amended, 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;

Pages H10168–69

Pechanga Band of Luiseno Mission Indians Land Transfer Act of 2005: H.R. 3507, to transfer

certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians;

Pages H10169–71

To amend the Omnibus Parks and Public Lands Management Act of 1996 to allow certain commercial vehicles to continue to use Route 209 within Delaware Water Gap National Recreation Area and to allow the National Park Service to continue to collect fees from those vehicles: H.R. 3721, amended, to amend the Omnibus Parks and Public Lands Management Act of 1996 to allow certain commercial vehicles to continue to use Route 209 within Delaware Water Gap National Recreation Area and to allow the National Park Service to continue to collect fees from those vehicles; **Page H10171**

To authorize the Secretary of Agriculture to carry out certain land exchanges involving small parcels of National Forest System land in the Tahoe National Forest in the State of California: H.R. 3981, to authorize the Secretary of Agriculture to carry out certain land exchanges involving small parcels of National Forest System land in the Tahoe National Forest in the State of California;

Pages H10171–72

Northern Arizona Land Exchange and Verde River Basin Partnership Act of 2005: S. 161, to provide for a land exchange in the State of Arizona between the Secretary of Agriculture and Yavapai Ranch Limited Partnership—clearing the measure for the President; **Pages H10172–76**

To authorize the Secretary of the Interior to study the suitability and feasibility of designating Castle Nugent Farms located on St. Croix, Virgin Islands, as a unit of the National Park System: H.R. 318, to authorize the Secretary of the Interior to study the suitability and feasibility of designating Castle Nugent Farms located on St. Croix, Virgin Islands, as a unit of the National Park System;

Pages H10176–77

To redesignate the Ellis Island Library on the third floor of the Ellis Island Immigration Museum, located on Ellis Island in New York Harbor, as the “Bob Hope Memorial Library”: H.R. 323, to redesignate the Ellis Island Library on the third floor of the Ellis Island Immigration Museum, located on Ellis Island in New York Harbor, as the “Bob Hope Memorial Library”, by a yea-and-nay vote of 419 yeas with 1 voting “present”, Roll No. 587;

Pages H10177–78, H10188–89

To amend the Yuma Crossing National Heritage Area Act of 2000 to adjust the boundary of the Yuma Crossing National Heritage Area and to extend the authority of the Secretary of the Interior to provide assistance under that Act: H.R. 326, amended, to amend the Yuma Crossing National Heritage Area Act of 2000 to adjust the boundary of the Yuma Crossing National Heritage Area and to extend the authority of the Secretary of the Interior to provide assistance under that Act;

Pages H10178–79

Agreed to amend the title so as to read: “A bill to amend the Yuma Crossing National Heritage Area Act of 2000 to adjust the boundary of the Yuma Crossing National Heritage Area and for other purposes.”

Page H10179

Federal Youth Coordination Act: H.R. 856, to establish a Federal Youth Development Council to improve the administration and coordination of Federal programs serving youth, by a ye-and-nay vote of 353 yeas to 62 nays, Roll No. 588; and

Pages H10179–82, H10189

Recognizing the 30th anniversary of the enactment of the Education for All Handicapped Children Act of 1975 and reaffirming support for the Individuals with Disabilities Education Act so that all children with disabilities have access to a free appropriate public education in the least restrictive environment: H. Con. Res. 288, recognizing the 30th anniversary of the enactment of the Education for All Handicapped Children Act of 1975 and reaffirming support for the Individuals with Disabilities Education Act so that all children with disabilities have access to a free appropriate public education in the least restrictive environment.

Pages H10182–85

Suspensions—Proceedings Postponed: The House completed debate on the following measure under suspension of the rules. Further consideration will continue tomorrow, November 16th.

Child Medication Safety Act of 2005: H.R. 1790, amended, to protect children and their parents from being coerced into administering a controlled substance or a psychotropic drug in order to attend school.

Pages H10185–87

Recess: The House recessed at 3:46 p.m. and reconvened at 6:30 p.m.

Page H10187

Presidential Message: Read a message from the President whereby he notified the Congress of his intention to enter into an agreement with the European Union, Japan, the Republic of Korea, and Taiwan on tariff treatment for multi-chip integrated

products—referred to the Committee on Ways and Means and ordered printed (H. Doc. 109–70).

Page H10187

Senate Message: Message received from the Senate today appears on page H10166.

Quorum Calls—Votes: Three ye-and-nay votes developed during the proceedings today and appear on pages H10187–88, H10188–89 and H10189. There were no quorum calls.

Adjournment: The House met at 10:30 a.m. and adjourned at midnight.

Committee Meetings

FOREST SERVICE LITIGATION

Committee on Agriculture: Held a hearing to review recent litigation on Forest Service firefighting and forest health efforts. Testimony was heard from Mark Rey, Under Secretary, Natural Resources and Environment, USDA; and public witnesses.

METHAMPHETAMINE EPIDEMIC ELIMINATION ACT

Committee on Energy and Commerce: Ordered reported, as amended, H.R. 3889, Methamphetamine Epidemic Elimination Act.

TRADE IN SERVICES

Committee on Financial Services: Subcommittee on Domestic and International Monetary Policy, Trade, and Technology held a hearing on Increasing Efficiency and Economic Growth Through Trade in Financial Services. Testimony was heard from Christine Bliss, Acting Assistant U.S. Trade Representative, Services and Investment; Clay Lowery, Assistant Secretary, International Affairs, Department of the Treasury; and public witnesses.

GULF WAR VETERANS ACT IMPLEMENTATION

Committee on Government Reform: Subcommittee on National Security. Emerging Threats and International Relations held a hearing entitled “Examining VA Implementation of the Persian Gulf War Veterans Act of 1998.” Testimony was heard from James P. O’Callaghan, M.D., Centers for Disease Control and Prevention, National Institute for Occupational Safety and Health, Department of Health and Human Services; Susan Mather, M.D., Chief Officer, Public Health and Environmental Hazards, Veterans Health Administration, Department of Veterans Affairs; and public witnesses.

HOMELAND SECURITY INTERESTS— ORGANIZATIONAL STRUCTURE

Committee on Homeland Security: Subcommittee on Management, Integration and Oversight held a hearing entitled “CBP and ICE: Does the Current Organizational Structure Best Serve U.S. Homeland Security Interests? Part 2” Testimony was heard from the following officials of the Department of Homeland Security: Robert L. Ashbaugh, Assistant Inspector General, Inspections and Special Reviews; and Stewart Baker, Assistant Secretary, Policy.

RESOLUTION—SENSE OF CONGRESS— RUSSIAN FEDERATION—PROTECT ALL RELIGIOUS COMMUNITIES; INTERNATIONAL RELIGIOUS FREEDOM REPORT

Committee on International Relations: Subcommittee on Africa, Global Human Rights and International Operations approved for full Committee action H. Con. Res. 190, Expressing the sense of the Congress that the Russian Federation should fully protect the freedoms of all religious communities without distinction, whether registered and unregistered, as stipulated by the Russian Constitution and international standards.

The Subcommittee also held a hearing on In Defense of Human Dignity: The 2005 International Religious Freedom Report. Testimony was heard from John V. Hanford III, Ambassador-at-Large, Office of International Religious Freedom, Department of State; Michael Cromartie, Chair, U.S. Commission on International Religious Freedom; and public witnesses.

MISCELLANEOUS MEASURES

Committee on International Relations: Subcommittee on the Middle East and Central Asia approved for full Committee action the following measures: H. Con. Res. 284, amended, Expressing the sense of Congress with respect to the 2005 presidential and parliamentary elections in Egypt; H. Res. 438, amended, Urging member states of the United Nations to stop supporting resolutions that unfairly castigate Israel and to promote within the United Nations General Assembly more balanced and constructive approaches to resolving conflict in the Middle East; H. Con. Res. 275, Expressing the sense of Congress regarding the education curriculum in the Kingdom of Saudi Arabia; and H. Res. 535, Honoring the life, legacy, and example of Israeli Prime Minister Yitzhak Rabin on the tenth anniversary of his death.

OVERSIGHT—VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing on the Voting Rights Act: Sections 6 and 8—Federal Examiner and

Observer Programs. Testimony was heard from Nancy Randa, Associate Director, Talent Services, Human Resources Products and Services Division, OPM; Barry Weinberg, former Deputy Chief and Acting Chief, Voting Section, Civil Rights Division, Department of Justice; and a public witness.

OVERSIGHT—FEDERAL JURISDICTION CLARIFICATION ACT

Committee on the Judiciary: Subcommittee on Courts, the Internet, and Intellectual Property held an oversight hearing on Federal Jurisdiction Clarification Act. Testimony was heard from Janet C. Hall, Judge, U.S. District Court for the District of Connecticut; and public witnesses.

U.S. BOXING COMMISSION ACT

Committee on Rules: The Committee granted, by voice vote, a structured rule providing 1 hour of general debate on H. R. 1065, United States Boxing Commission Act, with 40 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce, and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill. The rule provides that in lieu of the amendments recommended by the Committees on Energy and Commerce and the Judiciary now printed in the bill, the amendment in the nature of a substitute printed in part A of the Rules Committee report shall be considered as the original bill for the purpose of amendment and shall be considered as read. The rule waives all points of order against the amendment in the nature of a substitute printed in part A of the Rules Committee report. The rule makes in order only those amendments printed in part B of the Rules Committee report, which 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 part B of the Rules Committee report. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Stearns and Rush.

AMTRAK—CURRENT GOVERNANCE ISSUES

Committee on Transportation and Infrastructure: Subcommittee on Railroads held a hearing on Current Governance Issues at Amtrak. Testimony was heard

from Jeffrey A. Rosen, General Counsel, Department of Transportation; the following officials of AMTRAK: David M. Laney, Chairman of the Board; and David Hughes, Acting President and CEO; and David Gunn, former President and CEO, AMTRAK.

BUDGET RECONCILIATION—TAXES

Committee on Ways and Means: Ordered reported, as amended, H.R. 4297, To provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

Joint Meetings

APPROPRIATIONS: LABOR/HHS/ EDUCATION

Conferees met on Monday, November 14, 2005, to resolve the differences between the Senate and House passed versions of H.R. 3010, making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for the fiscal year ending September 30, 2006, but did not complete action thereon, and recessed subject to the call.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 1200)

H.R. 3057, making appropriations for foreign operations and related programs for the fiscal year ending September 30, 2006. Signed on November 14, 2005. (Public Law 109-102).

COMMITTEE MEETINGS FOR WEDNESDAY, NOVEMBER 16, 2005

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: Subcommittee on Legislative Branch, to resume hearings to examine the progress of the Capitol Visitor Center construction, 11 a.m., SD-138.

Committee on Banking, Housing, and Urban Affairs: business meeting to consider S. 467, to extend the applicability of the Terrorism Risk Insurance Act of 2002, an original bill entitled "Public Transportation Terrorism Prevention Act of 2005", and the nominations of Ben S. Bernanke, of New Jersey, to be a Member and Chairman of the Board of Governors of the Federal Reserve System, 10:30 a.m., SD-538.

Committee on Commerce, Science, and Transportation: to hold hearings to examine the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2005, 10 a.m., SD-562.

Subcommittee on Consumer Affairs, Product Safety, and Insurance, to hold hearings to examine protecting the

consumer from flooded and salvage vehicle fraud, 2:30 p.m., SD-562.

Committee on Energy and Natural Resources: business meeting to consider pending calendar business, 11:15 a.m., SD-366.

Committee on Environment and Public Works: to hold an oversight hearing to examine transportation fuels of the future, 9:30 a.m., SD-406.

Committee on Foreign Relations: to hold hearings to examine the new currency of foreign policy, focusing on the high costs of crude, 9:30 a.m., SD-419.

Committee on Homeland Security and Governmental Affairs: to hold hearings to examine how government can learn from the private sector's response to Hurricane Katrina, 10 a.m., SD-342.

Committee on the Judiciary: to hold hearings to examine The Streamlined Procedures Act relating to habeas reform, 9:30 a.m., SD-226.

Subcommittee on Administrative Oversight and the Courts, to hold hearings to examine issues relative to creating new Federal judgeships, 2:30 p.m., SD-226.

Select Committee on Intelligence: to receive a closed briefing regarding intelligence matters, 2:30 p.m., SH-219.

House

Committee on Agriculture, hearing to review issues related to the prevention, detection, and eradication of avian influenza, 10 a.m., 1300 Longworth.

Committee on Education and the Workforce, hearing on U.S. Immigration Policy and Its Impact on the American Economy, 10:30 a.m., 2175 Rayburn.

Committee on Energy and Commerce, Subcommittee on Commerce, Trade, and Consumer Protection, hearing entitled "Fair Use: Its Effects on Consumers and Industry," 10 a.m., 2123 Rayburn.

Subcommittee on Environment and Hazardous Materials, hearing entitled "Superfund Laws and Animal Agriculture," 2 p.m., 2322 Rayburn.

Committee on Financial Services, to consider the following measures: H.R. 3422, Small Public Housing Authority Act; H.R. 2695, Safe Housing Identity Exception for the Lives of Domestic Violence Victims Act; the Flood Insurance Reform and Modernization Act of 2005; the Terrorism Risk Insurance Revision Act of 2005; and H.R. 3505, Financial Services, Regulatory Relief Act, 10 a.m., 2128 Rayburn.

Subcommittee on Housing and Community Opportunity, hearing entitled "Addressing Seniors' Housing Needs," 2 p.m., 2128 Rayburn.

Committee on Government Reform, to consider the following: H.R. 3934, To designate the facility of the United States Postal Service located at 80 Killian Road in Massapequa, New York, as the "Gerard A. Fiorenza Post Office;" H.R. 4101, To designate the facility of the United States Postal Service located at 170 East Main Street in Patchogue, New York, as the "Lieutenant Michael P. Murphy Post Office Building;" H.R. 4107, To designate the facility of the United States Postal Service located at 1826 Pennsylvania Avenue in Baltimore, Maryland, as the "Maryland State Delegate Lena K. Lee Post Office Building;" H.R. 4108, To designate the facility of

the United States Postal Service located at 3000 Homewood Avenue, Baltimore, Maryland, as the “State Senator Verda Welcome and Dr. Henry Welcome Post Office Building;” H.R. 4109, To designate the United States Postal Service located at 6101 Liberty Road in Baltimore, Maryland, as the “United States Representative Parren J. Mitchell Post Office;” H.R. 4152, To designate the United States Postal Service located at 320 High Street in Clinton, Massachusetts, as the “Raymond J. Salmon Post Office;” H. Con. Res. 218, Recognizing the centennial of sustained immigration from the Philippines to the United States and acknowledging the contributions of our Filipino-American community to our country over the last century; H.R. 4295, To designate the facility of the United States Postal Service located at 12760 South Park Avenue in Riverton, Utah, as the “Mont and Mark Stephensen Veterans Memorial Post Office Building;” H. Con. Res. 289, Supporting the goal and mission of American Recycles Day; and an Investigative Report, Investigation into Rafael Palmeiro’s March 17, 2005 Testimony at the Committee on Government Reform’s Hearing: “Restoring Faith in America’s Pastime: Evaluating Major League Baseball’s Efforts to Eradicate Steroid Use.” 10 a.m., 2154 Rayburn.

Subcommittee on Federal Workforce and Agency Organization, hearing entitled “Mitigating the Impact of High Gas Prices on the American Workforce,” 2 p.m., 2154 Rayburn.

Committee on Homeland Security, to mark up H.R. 4312, To establish operational control over the international land and maritime borders of the United States, 10 a.m., 311 Cannon.

Committee on International Relations, hearing on the U.S.-India Global Partnership: How Significant for American Interests? followed by markup of the following measures: H. Con. Res. 190, Expressing the sense of the Congress that the Russian Federation should fully protect the freedoms of all religious communities without distinction, whether registered and unregistered, as stipulated by the Russian Constitution and international standards; H. Con. Res. 275, Expressing the sense of Congress regarding the education curriculum in the Kingdom of Saudi Arabia; H. Con. Res. 280, Mourning the horrific loss of life caused by the floods and mudslides that occurred in October 2005 in Central America and Mexico and expressing the sense of Congress that the United States should do everything possible to assist the affected people and communities; H. Con. Res. 284, Expressing the sense of Congress with respect to the 2005 presidential and parliamentary elections in Egypt; H. Con. Res. 294, Calling on the international community to condemn the Laogai, the system of forced labor prison camps in the People’s Republic of China, as a tool for suppression maintained by the Chinese Government; H. Res. 438, Urging member states of the United Nations to stop supporting resolutions that unfairly castigate Israel and to promote within the United Nations General Assembly more balanced and constructive approaches to resolving conflict in the Middle East; H. Res. 456, Expressing support for the memorandum of understanding signed by the Government of the Republic of Indonesia and the Free Aceh

Movement on August 15, 2005, to end the conflict in Aceh, a province in Sumatra, Indonesia; H. Res. 458, Remembering and commemorating the lives and work of Maryknoll Sisters Maura Clarke and Ita Ford, Ursuline Sister Dorothy Kazel, and Cleveland Lay Mission Team Member Jean Donovan, who were executed by members of the armed forces of El Salvador on December 2, 1980; H. Res. 479, Recognizing the 50th Anniversary of the Hungarian Revolution that began on October 23, 1956 and reaffirming the friendship between the people and governments of the United States and Hungary; H. Res. 499, Condemning the murder of American journalist Paul Klebnikov on July 9, 2004, in Moscow and the murders of other members of the media in the Russian Federation; H. Res. 529, Recommending the integration of the Republic of Croatia into the North Atlantic Treaty Organization; and H. Res. 535, Honoring the life, legacy, and example of Israeli Prime Minister Yitzhak Rabin on the tenth anniversary of his death, 10 a.m., 2172 Rayburn.

Subcommittee on Europe and Emerging Threats, to mark up the following resolutions: H. Res. 479, Recognizing the 50th Anniversary of the Hungarian Revolution that began on October 23, 1956 and reaffirming the friendship between the people and governments of the United States and Hungary; H. Res. 499, Condemning the murder of American journalist Paul Klebnikov on July 9, 2004, in Moscow and the murders of other members of the media in the Russian Federation; and H. Res. 529, Recommending the integration of the Republic of Croatia into the North Atlantic Treaty Organization, 9:45 a.m., 2200 Rayburn.

Committee on Resources, to mark up the following bills: H.R. 452, To authorize the Secretary of the Interior to conduct a study to determine the suitability and feasibility of designating the Soldiers’ Memorial Military Museum located in St. Louis, Missouri, as a unit of the National Park System; H.R. 1071, Desalination Drought Protection Act of 2005; H.R. 1090, To designate a Forest Service trail at Walso Lake in the Willamette National Forest in the State of Oregon as a national recreation trail in honor of Jim Weaver, a former Member of the House of Representatives; H.R. 1190, San Diego Water Storage and Efficiency Act of 2005; H.R. 1595, Guam World War II Loyalty Recognition Act; H.R. 1728, French Colonial Heritage National Historic Site Study Act of 2005; H.R. 2720, Salt Cedar and Russian Olive Control Demonstration Act; H.R. 3124, Delaware Water Gap National Recreation Area Natural Gas Pipeline Enlargement Act; H.R. 3153, Upper Colorado and San Juan Basin Endangered Fish Recovery Implementation Programs Reauthorization Act of 2005; H.R. 3626, Arthur V. Watkins Dam Enlargement Act of 2005; H.R. 3897, Madera Water Supply and Groundwater Enhancement Project Act; H.R. 3929, Dana Point Desalination Project Authorization Act; H.R. 4192, To authorize the Secretary of the Interior to designate the President William Jefferson Clinton Birthplace Home in Hope, Arkansas, as a National Historic Site and unit of the National Park System; H.R. 4195, Southern Oregon Bureau of Reclamation Reclamation Act of 2005; H.R. 4292, To amend Public Law

107–153 to further encourage the negotiated settlement of tribal claims; and S. 362, Marine Debris Research, Prevention and Reduction Act, 10 a.m., 1324 Longworth.

Committee on Science, hearing on Ongoing Problems and Future Plans for NOAA Weather Satellites, 10 a.m., 2318 Rayburn.

Committee on Ways and Means, Subcommittee on Select Revenue Measures, hearing on individuals tax proposals, 2 p.m., 1100 Longworth.

Joint Meetings

Conference: meeting of conferees on H.R. 889, to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, 4 p.m., SH-216.

Next Meeting of the SENATE

Next Meeting of the HOUSE OF REPRESENTATIVES

9:30 a.m., Wednesday, November 16

10 a.m., Wednesday, November 16

Senate Chamber

Program for Wednesday: After the transaction of any morning business (not to extend beyond 60 minutes), Senate will consider S. 1783, Pension Security and Transparency Act (pursuant to the order of Tuesday, November 15, 2005.) Also, Senate will continue consideration of the conference report to accompany H.R. 2862, Science, State, Justice, Commerce Appropriations, with a vote to occur on adoption of the conference report. Also, Senate expects to consider the Tax Relief Act of 2005.

House Chamber

Program for Wednesday: To be announced.

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