

Daily Digest

HIGHLIGHTS

Senate passed H.R. 2360, Department of Homeland Security Appropriations.

Senate

Chamber Action

Routine Proceedings, pages S8247–S8330

Measures Introduced: Fifteen bills were introduced, as follows: S. 1396–1410. **Pages S8301–02**

Measures Reported: 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, with an amendment in the nature of a substitute. (S. Rept. No. 109–103)

S. 662, to reform the postal laws of the United States, with an amendment in the nature of a substitute. **Page S8301**

Measures Passed:

Department of Homeland Security Appropriations: By 96 yeas to 1 nay (Vote No. 189), Senate passed H. R. 2360, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2006, after taking action on the following amendments proposed thereto:

Pages S8248–90

Adopted:

Corzine Amendment No. 1208, to express the sense of the Senate that Federal standards should be established to protect United States chemical facilities from terrorist attacks. **Pages S8249–50**

Gregg (for Nelson (FL)) Amendment No. 1117, to provide for clear, concise, and uniform guidelines for reimbursement for hurricane debris removal for counties affected by hurricanes. **Page S8254**

Gregg (for Nelson (FL)) Amendment No. 1118, to provide for a report describing changes made to Federal emergency preparedness and response policies and practices in light of the May 20, 2005 Department of Homeland Security Inspector General's Report. **Page S8254**

Gregg (for Collins) Amendment No. 1137, to allow additional uses for funds provided under the law enforcement terrorism prevention grants.

Pages S8254–55

Gregg (for Lott) Amendment No. 1108, to express the sense of the Senate regarding a study of the potential use of FM radio signals for an emergency messaging system. **Page S8255**

Gregg (for Lautenberg) Amendment No. 1197, to clarify authorization for port security grants.

Page S8255

Gregg (for Nelson (FL)) Amendment No. 1194, to require the Under Secretary for Emergency Preparedness and Response to propose new inspection guidelines within 90 days of enactment that prohibit inspectors from entering into a contract with any individual or entity for whom the inspector performs an inspection for purposes of determining eligibility for assistance from the Federal Emergency Management Agency. **Page S8255**

Dorgan Modified Amendment No. 1111, to prohibit the use of funds appropriated under this Act to promulgate the regulations to implement the plan developed pursuant to section 7209(b) of the 9/11 Commission Implementation Act of 2004, to limit United States citizens to a passport as the exclusive document to be presented upon entry into the United States from Canada by land. **Page S8255**

Gregg (for Sarbanes) Amendment No. 1206, to require that funds be made available for the United States Fire Administration. **Pages S8279–82**

Gregg (for Landrieu) Amendment No. 1110, to give priority for port security grants to ports with high impact targets, including ports that accommodate liquified petroleum vessels or are close to liquified natural gas facilities. **Pages S8279–80**

Gregg (for Reid) Modified Amendment No. 1160, to require a report on the Homeland Security Advisory System. **Pages S8279–80**

Reid (for Byrd/Stabenow) Amendment No. 1224, to make certain funding revisions with respect to firefighter assistance grants, preparedness and recovery, interoperable communications grants, disaster relief, and the counterterrorism fund.

Pages S8280, S8282

Durbin (for Boxer/Inhofe) Modified Amendment No. 1216, to provide for the strengthening of security at nuclear power plants.

Page S8282

Gregg (for Sessions/Hatch) Modified Amendment No. 1140, to provide \$5 million for costs incurred to train state and local personnel to perform immigration functions.

Page S8282

Gregg (for Martinez/Ried) Modified Amendment No. 1144, to express the sense of the Senate regarding threat assessment of major tourist attractions.

Page S8282

Gregg (for Kennedy) Amendment No. 1225 (to Amendment No. 1139), to provide funds for the Legal Orientation Program.

Pages S8282–83

Gregg (for Sessions/Hatch) Modified Amendment No. 1139, to appropriate \$1 million for entering information into the National Crime Information Center database.

Pages S8282–83

Rejected:

By 38 yeas to 60 nays (Vote No. 179), Ensign Amendment No. 1219 (to Amendment No. 1124), of a perfecting nature.

Page S8251

Gregg (for Ensign) Modified Amendment No. 1124, to transfer appropriated funds from the Office of State and Local Government Coordination and Preparedness to the U.S. Customs and Border Protection for the purpose of hiring 1,000 additional border agents and related expenditures.

Page S8251

By 42 yeas to 56 nays (Vote No. 182), McCain Modified Amendment No. 1171, to increase the number of detention beds and positions or FTEs in the United States consistent with the number authorized in the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458), as amended.

Pages S8252–53

Durbin (for Stabenow) Amendment No. 1217, to provide funding for interoperable communications equipment grants.

Page S8253

By 46 yeas to 52 nays (Vote No. 185), Gregg Further Modified Amendment No. 1220, to allocate funds for certain terrorism prevention activities, including rail and transit security.

Pages S8265–66

By 33 yeas to 64 nays (Vote No. 187), Frist Amendment No. 1223, to protect classified information and to protect our servicemen and women.

Pages S8268, S8279

By 44 yeas to 53 nays (Vote No. 188), Reid Amendment No. 1222, to prohibit Federal employees who disclose classified information to persons not

authorized to receive such information from holding a security clearance.

Pages S8253, S8268–79

Withdrawn:

Akaka Amendment No. 1113, to increase funding for State and local grant programs and firefighter assistance grants.

Pages S8255–60

Byrd Amendment No. 1200, to provide funds for certain programs authorized by the Federal Fire Prevention and Control Act of 1974.

Page S8283

McCain Modified Amendment No. 1150, to increase the number of border patrol agents consistent with the number authorized in the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458).

Page S8283

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

By 45 yeas to 53 nays (Vote No. 180), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Schumer Amendment No. 1189, to provide that certain air cargo security programs are implemented. Subsequently, the point of order that the amendment would provide spending in excess of the subcommittee's 302(b) allocation was sustained, and the amendment thus fell.

Pages S8251–52

By 36 yeas to 62 nays (Vote No. 181), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Schumer Amendment No. 1190, to appropriate \$70,000,000 to identify and track hazardous materials shipments. Subsequently, the point of order that the amendment would provide spending in excess of the subcommittee's 302(b) allocation was sustained, and the amendment thus fell.

Page S8252

By 35 yeas to 63 nays (Vote No. 183), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 402(b)(5) of H. Con. Res. 95, Congressional Budget Resolution, with respect to the emergency designation provision in Durbin (for Stabenow) Amendment No. 1217, to provide funding for interoperable communications equipment grants. Subsequently, a point of order that the emergency designation provision would violate section 402(b)(5) of H. Con. Res. 95 was sustained and the provision was stricken.

Page S8254

By 43 yeas to 55 nays (Vote No. 184), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Reid (for Byrd)

Amendment No. 1218, to provide additional funding for intercity passenger rail transportation, freight rail, and mass transit. Subsequently, the point of order that the amendment would provide spending in excess of the subcommittee's 302(b) allocation was sustained, and the amendment thus fell.

Pages S8264–66

By 53 yeas to 45 nays (Vote No. 186), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Shelby Modified Amendment No. 1205, to allocate funds for certain terrorism prevention activities, including rail and transit security. Subsequently, the point of order that the amendment would provide spending in excess of the subcommittee's 302(b) allocation was sustained, and the amendment thus fell.

Pages S8260–64, S8266–68

A unanimous-consent agreement was reached providing that Hatch Amendment No. 1221, to clarify the source of funds allocated under Amendment No. 1171 to H.R. 2360, previously agreed to on July 13, 2005, was modified.

Page S8252

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 Gregg, Cochran, Stevens, Specter, Domenici, Shelby, Craig, Bennett, Al-lard, Byrd, Inouye, Leahy, Mikulski, Kohl, Murray, Reid, and Feinstein.

Page S8290

Congressional Award Act Authorization: Senate passed S. 335, to reauthorize the Congressional Award Act.

Page S8328

Foreign Operations Appropriations—Agreement:

A unanimous-consent agreement was reached providing for the consideration of H.R. 3057, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2006, at 10 a.m. on Friday, July 15, 2005; provided further, that the committee amendment in the nature of a substitute be agreed to and considered as original text for the purpose of further amendment.

Page S8290

Energy Policy Act—Agreement: A unanimous-consent agreement was reached providing that H.R. 6, to ensure jobs for our future with secure, affordable, and reliable energy, be printed, as passed.

Page S8328

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

Transmitting, pursuant to law, a report requested in section 2106 of the Emergency Supplemental Appropriations Act for Defense, the Global War on

Terror, and Tsunami Relief, 2005 (Public Law 109–13) providing information on matters relating to the Palestinian Security Services and Palestinian Authority reform; which was referred to the Committee on Foreign Relations. (PM–17) **Page S8298**

Nominations Received: Senate received the following nominations:

Stewart A. Baker, of Virginia, to be an Assistant Secretary of Homeland Security.

Tracy A. Henke, of Missouri, to be Executive Director of the Office of State and Local Government Coordination and Preparedness, Department of Homeland Security.

1 Air Force nomination in the rank of general.

1 Marine Corps nomination in the rank of general.

Routine lists in the Foreign Service, Navy.

Pages S8328–30

Messages From the House:

Pages S8298–99

Measures Referred:

Page S8299

Measures Placed on Calendar:

Pages S8299, S8328

Executive Communications:

Pages S8299–S8301

Additional Cosponsors:

Pages S8302–04

Statements on Introduced Bills/Resolutions:

Pages S8304–26

Additional Statements:

Pages S8296–98

Amendments Submitted:

Pages S8326–27

Authority for Committees to Meet:

Pages S8327–28

Privilege of the Floor:

Page S8328

Record Votes: Eleven record votes were taken today. (Total–189) **Pages S8251–54, S8265–66, S8268, S8279, S8290**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:21 p.m. until 9:30 a.m., on Friday, July 15, 2005. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8328.)

Committee Meetings

(Committees not listed did not meet)

CAPITOL VISITOR CENTER

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing to examine the progress of the Capitol Visitor Center, receiving testimony from Alan M. Hantman, Architect of the Capitol; Bob Hixon, Capitol Visitor Center Project Manager; and Bernard L. Ungar, Director, and Terrell Dorn, Assistant Director, both of the Physical Infrastructure Issues, Government Accountability Office.

Hearing recessed subject to the call.

BUSINESS MEETING*Committee on Appropriations:*

Committee ordered favorably reported 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, with an amendment in the nature of a substitute.

MILITARY JUSTICE

Committee on Armed Services: Subcommittee on Personnel concluded a hearing to examine military justice and detention policy in the global war on terrorism, after receiving testimony from Senator Wyden; Daniel J. Dell'Orto, Principal Deputy General Counsel, Department of Defense; Major General Thomas J. Romig, JAGC, USA, Judge Advocate General, U.S. Army; Rear Admiral James E. McPherson, JAGC, USN, Judge Advocate General, and Rear Admiral James M. McGarrah, CEC, USN, Director, Office of the Administrative Review of Detention of Enemy Combatants, both of the U.S. Navy; Brigadier General Kevin M. Sandkuhler, USMC, Staff Judge Advocate to the Commandant of the Marine Corps; Major General Jack L. Rives, USAF, Deputy Judge Advocate General, and Brigadier General Thomas L. Hemingway, USAF, Legal Advisor to the Appointing Authority for the Office of Military Commissions, both of the U.S. Air Force; William P. Barr, Arlington, Virginia, former Attorney General of the United States; Stephen A. Saltzburg, George Washington University Law School, Washington, D.C.; and John D. Hutson, Franklin Pierce Law Center, Concord, New Hampshire.

TERRORISM RISK INSURANCE ACT OF 2002

Committee on Banking, Housing, and Urban Affairs: Committee held a hearing to examine the Department of the Treasury's report to Congress entitled: 'Assessment: The Terrorism Risk Insurance Act of 2002', focusing on assessing the likely capacity of the property and casualty insurance industry to offer insurance for terrorism risk after the termination of the Terrorism Risk Insurance Program, receiving testimony from John W. Snow, Secretary of the Treasury; and Ben S. Bernanke, Chairman, Council of Economic Advisers.

Hearing recessed subject to the call.

Nominations:

Committee on Energy and Natural Resources: Committee concluded a hearing to examine the nominations of Mark A. Limbaugh, of Idaho, who was introduced by Senator Craig, and R. Thomas Weimer, of Colorado, who was introduced by Senator Allard, each to be an Assistant Secretary of the Interior, after the

nominees testified and answered questions in their own behalf.

NATIONAL PARK SERVICE

Committee on Energy and Natural Resources: Subcommittee on National Parks concluded a hearing to examine the National Park Service's business strategy for operation and management of the national park system, the National Parks Business Plan Initiative (BPI), including development and implementation of business plans, use of business consultants, and incorporating business practices into day-to-day operations, after receiving testimony from Bruce Sheaffer, Comptroller, National Park Service, Department of the Interior; Thomas C. Kiernan, National Parks Conservation Association, Washington, D.C.; Reginald Hagood, Student Conservation Association, Arlington, Virginia; and Geoffrey A. Baekey, PricewaterhouseCoopers, LLP, Boston, Massachusetts.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded a hearing to examine the nominations of Marcus C. Peacock, of Minnesota, to be Deputy Administrator, Susan P. Bodine, of Maryland, to be Assistant Administrator, Office of Solid Waste, who was introduced by Representative Duncan, and Granta Y. Nakayama, of Virginia, to be Assistant Administrator, Office of Enforcement and Compliance Assurance, all of the Environmental Protection Agency, after the nominees testified and answered questions in their own behalf.

NOMINATION

Committee on Foreign Relations: Committee concluded a hearing to examine the nomination of Henry Crumpton, of Virginia, to be Coordinator for Counterterrorism, with the rank and status of Ambassador at Large, Department of State, after the nominee testified and answered questions in his own behalf.

CAPITAL REGION SECURITY

Committee on Homeland Security and Governmental Affairs: Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia concluded a hearing to examine how prepared the National Capitol Region is for terrorism, focusing on how the National Capitol Region (NCR) is spending its homeland security grant funding, the organizational structures established to provide coordinated security, and if the NCR can be used as a model for security in other regions of the country, after receiving testimony from William O. Jenkins, Jr., Director, Homeland Security and Justice Issues, Government Accountability Office; Thomas J.

Lockwood, Director, Office of National Capital Region Coordination, Department of Homeland Security; George W. Foresman, Assistant to the Governor of Virginia for Commonwealth Preparedness, Richmond; Dennis R. Schrader, Director, Governor's Office of Homeland Security in the State of Maryland, Annapolis; and Edward D. Reiskin, Deputy Mayor, Public Safety and Justice for the District of Columbia.

HOMELAND SECURITY

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine the Department of Homeland Security, focusing on an evaluation of the Department's operations, policies and structures to ensure that form and function are aligned to maximize the ability to achieve the security outcomes associated with the overriding mission of protecting the homeland, after receiving testimony from Michael Chertoff, Secretary of Homeland Security.

TERRORISM

Committee on Health, Education, Labor, and Pensions: Committee met to discuss preparing an effective and immediate public health response in the aftermath of a terrorism attack, with Leah M. Devlin, North Carolina Department of Health and Human Services, Raleigh; Tara O'Toole, University of Pittsburgh Medical Center, Pittsburgh, Pennsylvania; Elin Gursky, Advancing National Strategies and Enabling Results (ANSER), Arlington, Virginia; John M. Clerici, McKenna Long and Aldridge, and Chuck Ludlam, both of Washington, D.C.; George Barrett, Teva North America, North Wales, Pennsylvania; David P. Wright, PharmAthene, Annapolis, Maryland; Clay Elward, Caterpillar, Inc., Peoria, Illinois; Bronwen A. Kaye, Wyeth, Madison, New Jersey; George W. Conk, Fordham Law School, New York, New York; David Franz, National Agricultural Biosecurity Center, Manhattan, Kansas; and John Pournoor, 3M Corporation, St. Paul, Minnesota.

INDIAN HEALTH CARE IMPROVEMENT ACT AMENDMENTS

Committee on Indian Affairs/Committee on Health, Education, Labor, and Pensions: Committees concluded a

joint hearing to examine S. 1057, to amend the Indian Health Care Improvement Act to revise and extend that Act, after receiving testimony from Charles W. Grim, Director, Indian Health Service, Department of Health and Human Services; Rachel A. Joseph Lone-Pine Paiute Shoshone Reservation, Lone Pine, California, on behalf of the National Steering Committee for the Reauthorization of the Indian Health Care Improvement Act, National Indian Health Board, and the National Congress of American Indians; Don Kashevaroff, Seldovia Village Tribe, Seldovia, Alaska, on behalf of the Tribal Self-Governance Advisory Committee, and the Alaska Native Tribal Health Consortium; Richard Brannan, Northern Arapaho Tribe, Fort Washakie, Wyoming; Ralph Forquera, Seattle Indian Health Board, Seattle, Washington; Mary Williard, Yukon-Kuskokwim Health Corporation, Bethel, Alaska, on behalf of the Alaska Native Health Board; and Robert M. Brandjord, Minnesota, on behalf of the American Dental Association.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on certain intelligence matters from officials of the intelligence community.

BUSINESS MEETING

Committee on the Judiciary: Committee approved their rules of procedure for the 109th Congress.

Also, committee resumed markup of S.1088, to establish streamlined procedures for collateral review of mixed petitions, but did not complete action thereon, and recessed subject to the call.

NOMINATIONS

Committee on Veterans Affairs: Committee concluded a hearing to examine the nominations of James Philip Terry, of Virginia, to be Chairman of the Board of Veterans' Appeals, Department of Veterans Affairs, who was introduced by Senator Allen, and Charles S. Ciccolella, of Virginia, to be Assistant Secretary of Labor for Veterans' Employment and Training, who was introduced by Senator Warner, after the nominees testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 42 public bills, H.R. 3276–3317; and 5 resolutions, H.J. Res. 59–60; H. Con. Res. 209; and H. Res. 362–363 were introduced. **Pages H5912–14**

Additional Cosponsors: **Pages H5914–16**

Reports Filed: Reports were filed today as follows:

H.R. 1905, to amend the Small Tracts Act to facilitate the exchange of small tracts of land (H. Rept. 109–169, Pt. 1);

H.R. 1442, to complete the codification of title 46, United States Code, “Shipping”, as positive law, amended (H. Rept. 109–170); and

H.R. 1461, to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes, amended (H. Rept. 109–171, Pt. 1). **Page H5912**

Energy Policy Act of 2005—Motion to Instruct Conferees: The House rejected the Capps motion to instruct conferees on H.R. 6, to ensure jobs for our future with secure, affordable, and reliable energy, which was debated yesterday, July 13, by a yea-and-nay vote of 201 yeas to 217 nays, Roll No. 373. **Page H5807**

Later, the Chair appointed the following Members of the House to the conference committee on the bill: from the Committee on Energy and Commerce, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Messrs. Barton of Texas, Hall, Bilirakis, Upton, Stearns, Gillmor, Shimkus, Shadegg, Pickering, Blunt, Bass, Dingell, Waxman, Markey, Boucher, Stupak, Wynn, and Ms. Solis; Provided that Mrs. Capps is appointed in lieu of Mr. Wynn for consideration of secs. 1501–1506 of the House bill, and secs. 221 and 223–225 of the Senate amendment, and modifications committed to conference; **Page H5809**

From the Committee on Agriculture, for consideration of secs. 332, 344, 346, 1701, 1806, 2008, 2019, 2024, 2029, and 2030 of the House bill, and secs. 251–253, 264, 303, 319, 342, 343, 345, and 347 of the Senate amendment, and modifications committed to conference: Messrs. Goodlatte, Lucas, and Peterson of Minnesota; **Page H5809**

From the Committee on Armed Services, for consideration of secs. 104, 231, 601–607, 609–612, and 661 of the House bill, and secs. 104, 281, 601–607, 609, 610, 625, 741–743, 1005, and 1006 of the Senate amendment, and modifications committed to

conference: Messrs. Hunter, Weldon of Pennsylvania, and Skelton; **Page H5809**

From the Committee on Education and the Workforce, for consideration of secs. 121, 632, 640, 2206, and 2209 of the House bill, and secs. 625, 1103, 1104, and 1106 of the Senate amendment, and modifications committed to conference: Messrs. Norwood, Sam Johnson of Texas, and Kind; **Page H5809**

From the Committee on Financial Services, for consideration of secs. 141–149 of the House bill, and secs. 161–164 and 505 of the Senate amendment, and modifications committed to conference: Messrs. Oxley, Ney, and Ms. Waters; **Page H5809**

From the Committee on Government Reform, for consideration of secs. 102, 104, 105, 203, 205, 502, 624, 632, 701, 704, 1002, 1227, and 2304 of the House bill, and secs. 102, 104, 105, 108, 203, 502, 625, 701–703, 723–725, 741–743, 939, and 1011 of the Senate amendment, and modifications committed to conference: Messrs. Tom Davis of Virginia, Issa, and Ms. Watson; **Page H5809**

From the Committee on the Judiciary, for consideration of secs. 320, 377, 612, 625, 632, 663, 665, 1221, 1265, 1270, 1283, 1442, 1502, and 2208 of the House bill, and secs. 137, 211, 328, 384, 389, 625, 1221, 1264, 1269, 1270, 1275, 1280, and 1402 of the Senate amendment, and modifications committed to conference: Messrs. Sensenbrenner, Chabot, and Conyers; **Page H5809**

From the Committee on Resources, for consideration of secs. 204, 231, 330, 344, 346, 355, 358, 377, 379, Title V, secs. 969–976, 1701, 1702, Title XVIII, secs. 1902, 2001–2019, 2022–2031, 2033, 2041, 2042, 2051–2055, Title XXI, Title XXII, and Title XXIV of the House bill, and secs. 241–245, 252, 253, 261–270, 281, 311–317, 319–323, 326, 327, 342–346, 348, 371, 387, 391, 411–414, 416, and 501–506 of the Senate amendment, and modifications committed to conference: Mr. Pombo, Mrs. Cubin, and Mr. Rahall; **Page H5809**

From the Committee on Rules, for consideration of sec. 713 of the Senate amendment, and modifications committed to conference: Messrs. Dreier, Lincoln Diaz-Balart of Florida, and Ms. Slaughter; **Page H5809**

From the Committee on Science, for consideration of secs. 108, 126, 205, 209, 302, 401–404, 411, 416, 441, 601–607, 609–612, 631, 651, 652, 661, 711, 712, 721–724, 731, 741–744, 751, 754, 757, 759, 801–811, Title IX, secs. 1002, 1225–1227, 1451, 1452, 1701, 1820, and Title XXIV of the House bill, and secs. 125, 126, 142, 212, 230–232, 251–253, 302, 318, 327, 346, 401–407, 415, 503,

601–607, 609, 610, 624, 631–635, 706, 721, 722, 725, 731, 734, 751, 752, 757, 801, Title IX, Title X, secs. 1102, 1103, 1105, 1106, 1224, Title XIV, secs. 1601, 1602, and 1611 of the Senate amendment, and modifications committed to conference: Mr. Boehlert, Mrs. Biggert, and Mr. Gordon; Provided that Mr. Costello is appointed in lieu of Mr. Gordon for consideration of secs. 401–404, 411, 416, and 441 of the House bill, and secs. 401–407 and 415 of the Senate amendment, and modifications committed to conference; **Pages H5809–10**

From the Committee on Transportation and Infrastructure, for consideration of secs. 101–103, 105, 108, 109, 137, 205, 208, 231, 241, 242, 320, 328–330, 377, 379, 721–724, 741–744, 751, 755, 756, 758, 811, 1211, 1221, 1231, 1234, 1236, 1241, 1281–1283, 1285, 1295, 1442, 1446, 2008, 2010, 2026, 2029, 2030, 2207, and 2210 of the House bill, and secs. 101–103, 105, 107, 108, 281, 325, 344, 345, 383, 731–733, 752, 1211, 1221, 1231, 1233, 1235, 1261, 1263, 1266, and 1291 of the Senate amendment, and modifications committed to conference: Messrs. Young of Alaska, Petri, and Oberstar; and **Page H5810**

From the Committee on Ways and Means, for consideration of Title XIII of the House bill, and secs. 135, 405, Title XV, and sec. 1611 of the Senate amendment, and modifications committed to conference: Messrs. Thomas, Camp, and Rangel. **Page H5810**

Suspensions: The House agreed to suspend the rules and pass the following measures which were debated on Wednesday, July 13:

Condemning the terrorist attacks in London, England on July 7, 2005: H. Res. 356, condemning in the strongest terms the terrorist attacks in London, England, on July 7, 2005, by a 2/3 yea-and-nay vote of 416 yeas with none voting “nay”, Roll No. 375; and **Pages H5808–09**

Commemorating the 60th anniversary of the conclusion of the war in the Pacific and honoring the veterans of WWII: H. Con. Res. 191, amended, commemorating the 60th anniversary of the conclusion of the war in the Pacific and honoring veterans of both the Pacific and Atlantic theaters of the Second World War, by a 2/3 yea-and-nay vote of 399 yeas with none voting “nay”, Roll No. 379. **Pages H5880–81**

Agreed to amend the title so as to read: commemorating the 60th anniversary of the conclusion of the War in the Pacific and honoring veterans of both the Pacific and Atlantic theaters of the Second World War. **Page H5881**

Suspensions—Failed: The House failed to agree to suspend the rules and pass the following measure, which was debated on Wednesday, July 13:

East Asia Security Act of 2005: H.R. 3100, to authorize measures to deter arms transfers by foreign countries to the People’s Republic of China, by a 2/3 yea-and-nay vote of 215 yeas to 203 nays, Roll No. 374. **Pages H5807–08**

Moment of Silence: The House observed a moment of silence in memory of the victims of the London bombings and in support of the British people. **Page H5808**

Water Resources Development Act of 2005: The House passed H.R. 2864, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, by a yea-and-nay vote of 406 yeas to 14 nays, Roll No. 378. **Pages H5810–80**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Transportation & Infrastructure now printed in the bill was considered as an original bill for the purpose of amendment. **Pages H5879–80**

Agreed to:

Duncan amendment (no. 1 printed in H. Rept. 109–160) that makes a number of technical and conforming changes to project-related provisions, and authorizes or modifies additional projects brought to the Committee’s attention; **Pages H5863–69**

Menendez amendment (no. 2. printed in H. Rept. 109–160) that provides an authorization for the environmental restoration project in Liberty State Park, New Jersey, contingent on a favorable Chief’s report being issued prior to December 31, 2005; **Pages H5869–70**

Stupak amendment (no. 3 printed in H. Rept. 109–160) that directs the Secretary of the Army Corps to budget and request appropriations for operation and maintenance of harbor dredging projects based only upon criteria used for such projects in FY04; and **Pages H5870–72**

Kind amendment (no. 7 printed in H. Rept. 109–160) that adds a new provision requiring the Secretary to make an annual report to Congress on whether lock and dam construction and ecosystem restoration projects are being carried out at comparable rates. **Pages H5876–78**

Rejected:

Rohrabacher amendment (no. 4 printed in H. Rept. 109–160) that sought to allow U.S. ports to levy a container or tonnage fee on imports (by a recorded vote of 111 yeas to 310 noes, Roll No. 376); and **Pages H5872–73, H5878–79**

Flake amendment (no. 6 printed in H. Rept. 109–160) that sought to amend the Mississippi River-Illinois Water Way Project to allow construction of locks and dams if certain requirements are met (by a recorded vote of 105 ayes to 315 noes, Roll No. 377). **Pages H5873–76, H5879**

H. Res. 346, the rule providing for consideration of the bill was agreed to yesterday, July 13.

Privileged Senate Message: The House received a privileged message from the Senate requesting that the House return to the Senate the papers accompanying H.R. 2985, Legislative Branch Appropriations Act for FY 2006. **Page H5810**

Meeting Hour: Agreed that when the House adjourn today, it adjourn to meet at 12:30 p.m. on Monday, July 18 for morning hour debate, and when the House adjourns on Monday, it adjourn to meet at 9 a.m. on Tuesday July 19. **Page H5910**

Calendar Wednesday: Agreed to dispense with the Calendar Wednesday business of Wednesday, July 20. **Page H5882**

Celebrating Walt Disney's contributions to our nation: The House agreed by unanimous consent to H. Res. 355, celebrating Walt Disney's contributions to our nation. **Pages H5883–84**

Agreed to the Tom Davis of Virginia amendment to the preamble. **Page H5884**

Presidential Message: Read a message from the President wherein he submitted a report providing information on matters relating to the Palestinian Security Service and Palestinian Authority reform—referred to the Committee on International Relations and ordered printed (H. Doc.109–44). **Page H5910**

Senate Message: Message received from the Senate today appears on pages H5803 and H5910.

Senate Referrals: S. 1395 was held at the desk.

Page H5803

Quorum Calls—Votes: Four yea-and-nay votes and two recorded votes developed during the proceedings of today and appear on pages H5807, H5808, H5808–09, H5878–79, H5879, H5880 and H5880–81. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 7:14 p.m.

Committee Meetings

OVERSIGHT—BUREAU OF LAND MANAGEMENT/FOREST SERVICE NATIONAL FIRE PLAN

Committee on Appropriations: Subcommittee on Interior, Environment, and Related Agencies held an oversight hearing on Bureau of Land Management/

Forest Service National Fire Plan. Testimony was heard from the following officials of the USDA: Mary Rey, Under Secretary, Natural Resources and Environment; and Dale Bosworth, Chief, Forest Service; Robert A. Robinson, Managing Director, Natural Resources and Environment, GAO; Lynn Scarlett, Assistant Secretary, Policy, Management and Budget, Department of the Interior; and Bruce D. McDowell, Fellow National Academy of Public Administration.

MID-SESSION REVIEW BUDGET FISCAL YEAR 2005

Committee on the Budget: Held a hearing on Mid-Session Review Budget of the United States Government Fiscal Year 2006. Testimony was heard from Joshua B. Bolten, Director, OMB.

COLLEGE ACCESS AND OPPORTUNITY ACT OF 2005

Committee on Education and the Workforce: Subcommittee on 21st Century Competitiveness approved for full Committee action, as amended, H.R. 609, College Access and Opportunity Act of 2005.

STATE HIGH RISK POOL FUNDING EXTENSION ACT; PATIENT SAFETY AND QUALITY IMPROVEMENT ACT

Committee on Energy and Commerce: Subcommittee on Health approved for full Committee action the following bills: H.R. 3204, State High Risk Pool Funding Extension Act of 2005; and H.R. 3205, Patient Safety and Quality Improvement Act.

PROJECT BIOSHIELD—ONE YEAR LATER

Committee on Government Reform: Held a hearing entitled “One Year Later: Evaluating the Effectiveness of Project BioShield.” Testimony was heard from the following officials of the Department of Health and Human Services: Stewart Simonson, Assistant Secretary, Public Health Emergency Preparedness; and Anthony S. Fauci, M.D., Director, National Institute of Allergy and Infectious Diseases, NIH; John Vitko, Jr., Director, Homeland Security Science and Technology Advisory Committee, Department of Homeland Security; and public witnesses.

HOMELAND SECURITY DEPARTMENT REVIEW

Committee on Homeland Security: Held a hearing entitled “The Secretary's Second-Stage Review: Rethinking the Department of Homeland Security's Organization and Policy Direction.” Testimony was heard from Michael Chertoff, Secretary of Homeland Security.

NORTH KOREAN NUCLEAR NEGOTIATIONS

Committee on International Relations: Subcommittee on Asia and the Pacific held a hearing entitled “North Korean Nuclear Negotiations: Strategies and Prospects for Success.” Testimony was heard from public witnesses.

FEDERAL PRISON INDUSTRIES COMPETITION IN CONTRACTING ACT OF 2005

Committee on the Judiciary: Began markup of H.R. 2965, Federal Prison Industries Competition in Contracting Act of 2005.

NEW YORK TRIBAL LAND CLAIMS

Committee on Resources: Held a hearing entitled “Status of Settling Recognized Tribes’ Land Claims in the State of New York.” Testimony was heard from Michael Olsen, Acting Principal Deputy Assistant Secretary, Indian Affairs, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Forests and Forest Health held a hearing on the following bills: H.R. 233, Northern California Coastal Wild Heritage Wilderness Act; H.R. 1129, Pitkin County Land Exchange Act of 2005; H.R. 2720, Salt Cedar and Russian Olive Control Demonstration Act; and H.R. 2875, Public Lands Corps Healthy Forests Restoration Act of 2005. Testimony was heard from the following officials of the Department of the Interior: Chad Calvert, Deputy Assistant Secretary, Lands and Minerals Management; and Jim Tate, Science Advisor to the Secretary; Joel Holtrop, Deputy Chief, National Forest System, Forest Service, USDA; Sam Aanestad, Senator, State of California; and public witnesses.

NASA AUTHORIZATION ACT OF 2005

Committee on Science: Ordered reported, as amended, H.R. 3070, National Aeronautics and Space Administration Authorization Act of 2005.

MISCELLANEOUS MEASURES

Committee on Small Business: Ordered reported, as amended, the following bills: H.R. 230, National Small Business Regulatory Assistance Act of 2005; H.R. 527, Vocational and Technical Entrepreneurship Development Act of 2005; H.R. 2981, To amend the Small Business Act to expand and improve the assistance provided by Small Business Development Centers to Indian tribe members, Native Alaskans, and Native Hawaiians; and H.R. 3207, Second-Stage Small Business Development Act of 2005.

OVERSIGHT—CELL USE ON AIRCRAFT

Committee on Transportation and Infrastructure: Subcommittee on Aviation held an oversight hearing on Cell Phones on Aircraft: Nuisance or Necessity? Testimony was heard from Nicholas Sabatini, Associate Administrator, Aviation Safety, FAA, Department of Transportation; Julius Knapp, Deputy Chief, Office of Engineering and Technology, FCC; Laura Parsky, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and a public witness.

DISASTER RELIEF EQUITY ACT; RURAL DISASTER ASSISTANCE FAIRNESS ACT

Committee on Transportation and Infrastructure: Subcommittee on Economic Development, Public Buildings and Emergency Management approved for full Committee the following bills: H.R. 3208, Disaster Relief Equity Act of 2005; and H.R. 2338, amended, Rural Disaster Assistance Fairness Act of 2005.

VETERANS’ MEASURES

Committee on Veterans’ Affairs: Ordered reported the following measures: H.R. 3200, Servicemembers’ Group Life Insurance Enhancement Act of 2005; and H. Res. 361, Recognizing the 75th anniversary of the establishment of the Veterans Administration on July 21, 1930.

WELFARE AND WORK DATA

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on Welfare and Work Data. Testimony was heard from Wade F. Horn, Assistant Secretary, Children and Families, Department of Health and Human Services.

BRIEFING—GLOBAL UPDATES

Permanent Select Committee on Intelligence: Met in executive session to receive a Briefing on Global Updates. Testimony was heard from departmental witnesses.

Joint Meetings

ENERGY POLICY ACT

Conferees met to resolve the differences between the Senate and House passed versions of H.R. 6, to ensure jobs for our future with secure, affordable, and reliable energy, but did not complete action thereon, and will meet again on Tuesday, July 19, 2005.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 739)

H.R. 120, to designate the facility of the United States Postal Service located at 30777 Rancho California Road in Temecula, California, as the “Dalip

Singh Saund Post Office Building". Signed on July 12, 2005. (Public Law 109–22)

H.R. 289, to designate the facility of the United States Postal Service located at 8200 South Vermont Avenue in Los Angeles, California, as the "Sergeant First Class John Marshall Post Office Building". Signed on July 12, 2005. (Public Law 109–23)

H.R. 324, to designate the facility of the United States Postal Service located at 321 Montgomery Road in Altamonte Springs, Florida, as the "Arthur Stacey Mastrapa Post Office Building". Signed on July 12, 2005. (Public Law 109–24)

H.R. 504, to designate the facility of the United States Postal Service located at 4960 West Washington Boulevard in Los Angeles, California, as the "Ray Charles Post Office Building". Signed on July 12, 2005. (Public Law 109–25)

H.R. 627, to designate the facility of the United States Postal Service located at 40 Putnam Avenue in Hamden, Connecticut, as the "Linda White-Epps Post Office". Signed on July 12, 2005. (Public Law 109–26)

H.R. 1072, to designate the facility of the United States Postal Service located at 151 West End Street in Goliad, Texas, as the "Judge Emilio Vargas Post Office Building". Signed on July 12, 2005. (Public Law 109–27)

H.R. 1082, to designate the facility of the United States Postal Service located at 120 East Illinois Avenue in Vinita, Oklahoma, as the "Francis C. Goodpaster Post Office Building". Signed on July 12, 2005. (Public Law 109–28)

H.R. 1236, to designate the facility of the United States Postal Service located at 750 4th Street in Sparks, Nevada, as the "Mayor Tony Armstrong Memorial Post Office". Signed on July 12, 2005. (Public Law 109–29)

H.R. 1460, to designate the facility of the United States Postal Service located at 6200 Rolling Road in Springfield, Virginia, as the "Captain Mark

Stubenhofer Post Office Building". Signed on July 12, 2005. (Public Law 109–30)

H.R. 1524, to designate the facility of the United States Postal Service located at 12433 Antioch Road in Overland Park, Kansas, as the "Ed Eilert Post Office Building". Signed on July 12, 2005. (Public Law 109–31)

H.R. 1542, to designate the facility of the United States Postal Service located at 695 Pleasant Street in New Bedford, Massachusetts, as the "Honorable Judge George N. Leighton Post Office Building". Signed on July 12, 2005. (Public Law 109–32)

H.R. 2326, to designate the facility of the United States Postal Service located at 614 West Old County Road in Belhaven, North Carolina, as the "Floyd Lupton Post Office". Signed on July 12, 2005. (Public Law 109–33)

S. 1282, to amend the Communications Satellite Act of 1962 to strike the privatization criteria for INTELSAT separated entities, remove certain restrictions on separated and successor entities to INTELSAT. Signed on July 12, 2005. (Public Law 109–34)

COMMITTEE MEETINGS FOR FRIDAY, JULY 15, 2005

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Homeland Security and Governmental Affairs: Subcommittee on Federal Financial Management, Government Information, and International Security, to hold an oversight hearing to examine the United States' relationship with the World Trade Organization, focusing on the role of the World Trade Organization and its impact on national sovereignty and economic security, 9:30 a.m., SD–562.

House

No committee meetings are scheduled.

Next Meeting of the SENATE

9:30 a.m., Friday, July 15

Next Meeting of the HOUSE OF REPRESENTATIVES

12:30 p.m., Monday, July 18

Senate Chamber

Program for Friday: After the transaction of any morning business (not to extend beyond 10 a.m.), Senate will begin consideration of H.R. 3057, Foreign Operations Appropriations.

House Chamber

Program for Monday: To be announced.

Extensions of Remarks, as inserted in this issue

HOUSE

Brown-Waite, Ginny, Fla., E1492
Burgess, Michael C., Tex., E1490
Cooper, Jim, Tenn., E1492
Farr, Sam, Calif., E1487, E1488

Frank, Barney, Mass., E1490
Gonzalez, Charles A., Tex., E1489
Green, Gene, Tex., E1491
Gutierrez, Luis V., Ill., E1491
Hastings, Alcee L., Fla., E1491
Jones, Walter B., N.C., E1487

Schiff, Adam B., Calif., E1488, E1489
Schwarz, John J.H. "Joe", Mich., E1488, E1490
Shaw, E. Clay, Jr., Fla., E1488, E1489
Udall, Mark, Colo., E1487, E1488
Van Hollen, Chris, Md., E1487, E1488, E1489
Wilson, Heather, N.M., E1490



Congressional Record

The *Congressional Record* (USPS 087-390). The Periodicals postage is paid at Washington, D.C. The public proceedings of each House of Congress, as reported by the Official Reporters thereof, are printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed one time. ¶Public access to the *Congressional Record* is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the *Congressional Record* is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through *GPO Access* at www.gpo.gov/gpoaccess. Customers can also access this information with WAIS client software, via telnet at swais.access.gpo.gov, or dial-in using communications software and a modem at 202-512-1661. Questions or comments regarding this database or *GPO Access* can be directed to the *GPO Access* User Support Team at: E-Mail: gpoaccess@gpo.gov; Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The *Congressional Record* paper and 24x microfiche edition will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$252.00 for six months, \$503.00 per year, or purchased as follows: less than 200 pages, \$10.50; between 200 and 400 pages, \$21.00; greater than 400 pages, \$31.50, payable in advance; microfiche edition, \$146.00 per year, or purchased for \$3.00 per issue payable in advance. The semimonthly *Congressional Record Index* may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: bookstore.gpo.gov. Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to 866-512-1800 (toll free), 202-512-1800 (D.C. area), or fax to 202-512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily *Congressional Record* is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the *Congressional Record*.

POSTMASTER: Send address changes to the Superintendent of Documents, *Congressional Record*, U.S. Government Printing Office, Washington, D.C. 20402, along with the entire mailing label from the last issue received.