

# Daily Digest

## HIGHLIGHTS

Senate passed H.R. 3045, CAFTA Implementation.

Senate agreed to H. Con. Res. 225, Adjournment Resolution.

The House agreed to the Conference Report to accompany H.R. 2361, Department of the Interior, Environment, and Related Agencies Appropriations Act for FY 2006.

The House agreed to the Conference Report to accompany H.R. 6, Energy Policy Act of 2005.

The House agreed to the Conference Report to accompany H.R. 2895, Legislative Branch Appropriation Act for FY 2006.

The House agreed to H. Con. Res. 225, providing for a conditional recess of the House and a conditional recess or adjournment of the Senate.

## Senate

### Chamber Action

*Routine Proceedings, pages S9203–9251*

**Measures Introduced:** Thirty-two bills and seven resolutions were introduced, as follows: S. 1521–1552, S.J. Res. 22, S. Res. 218–223.

(See next issue.)

#### Measures Reported:

Special Report entitled “Further Revised Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 2006”. (S. Rept. No. 109–115)

S. 449, to facilitate shareholder consideration of proposals to make Settlement Common Stock under the Alaska Native Claims Settlement Act available to missed enrollees, eligible elders, and eligible persons born after December 18, 1971. (S. Rept. No. 109–112)

S.J. Res. 15, to acknowledge a long history of official depredations and ill-conceived policies by the United States Government regarding Indian tribes and offer an apology to all Native Peoples on behalf of the United States. (S. Rept. No. 109–113)

S. 1280, to authorize appropriations for fiscal years 2006 and 2007 for the United States Coast Guard, with amendments. (S. Rept. No. 109–114)

S. 103, to respond to the illegal production, distribution, and use of methamphetamine in the

United States, with an amendment in the nature of a substitute. (See next issue.)

#### Measures Passed:

**National Sex Offender Database:** Committee on the Judiciary was discharged from further consideration of S. 792, to establish a National sex offender registration database, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S9245–46**

Frist (for Dorgan/Dole) Amendment No. 1643, in the nature of a substitute. **Page S9245**

**CAFTA Implementation:** By 56 yeas to 44 nays (Vote No. 209), Senate passed H.R. 3045, to implement the Dominican Republic-Central America-United States Free Trade Agreement, clearing the measure for the President.

**Pages S9244–45 (continued next issue)**

**Honoring Tour de France Participants:** Senate agreed to S. Res. 222, honoring the victories of Team Discovery and American cyclists Lance Armstrong and George Hincapie in the 2005 Tour de France. (See next issue.)

**National Life Insurance Awareness Month:** Senate agreed to S. Res. 223, supporting the goals and ideals of “National Life Insurance Awareness Month”. (See next issue.)

**National Citizens' Crime Prevention 25th Anniversary:** Committee on the Judiciary was discharged from further consideration of S. Res. 208, commemorating the 25th anniversary of the National Citizens' Crime Prevention Campaign, and the resolution was then agreed to. (See next issue.)

**Women Suffragists:** Senate passed H.J. Res. 59, expressing the sense of Congress with respect to women suffragists who fought for and won the right of women to vote in the United States, clearing the measure for the President. (See next issue.)

**Purple Heart:** Committee on Armed Services was discharged from further consideration of S. Con. Res. 39, to express the sense of Congress on the Purple Heart, and the concurrent resolution was then agreed to. (See next issue.)

**Indian Arts and Crafts Amendments Act:** Senate passed S. 1375, to amend the Indian Arts and Crafts Act of 1990 to modify provisions relating to criminal proceedings and civil actions. (See next issue.)

**Psoriasis Awareness Month:** Committee on the Judiciary was discharged from further consideration of S. Res. 206, designating August 2005 as "Psoriasis Awareness Month", and the resolution was then agreed to. (See next issue.)

**Adjournment Resolution:** Senate agreed to H. Con. Res. 225, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

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**Protection of Lawful Commerce in Arms Act:** Senate continued consideration of S. 397, to prohibit civil liability actions from being brought or continued against manufacturers, distributors, dealers, or importers of firearms or ammunition for damages, injunctive or other relief resulting from the misuse of their products by others, taking action on the following amendments proposed thereto:

Pages S9217–44 (continued next issue)

Adopted:

By 70 yeas to 30 nays (Vote No. 207), Reed (for Kohl) Amendment No. 1626, to amend chapter 44 of title 18, United States Code, to require the provision of a child safety lock in connection with the transfer of a handgun. (See next issue.)

Pages S9217–22

Rejected:

Levin Amendment No. 1623, to clarify the prohibition on certain civil liability actions. (By 62 yeas to 37 nays (Vote No. 208), Senate tabled the amendment.)

Pages S9222–30

Pending:

Frist (for Craig) Modified Amendment No. 1605, to make clear that the bill does not apply to actions

commenced by the Attorney General to enforce the Gun Control Act. (See next issue.)

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Frist Modified Amendment No. 1606 (to Amendment No. 1605), to make clear that the bill does not apply to actions commenced by the Attorney General to enforce the Gun Control Act and National Firearms Act. (See next issue.)

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A unanimous-consent-time agreement was reached providing for the consideration of certain amendments to be proposed to the bill; that the cloture vote be vitiated and following the disposition of the amendments, the pending Frist (for Craig) Modified Amendment No. 1605 (listed above) and Frist Modified Amendment No. 1606 (to Amendment No. 1605) be agreed to; the bill be read a third time, and the Senate then vote on final passage of the bill. (See next issue.)

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A unanimous-consent agreement was reached providing for further consideration of the bill on Friday, July 29, 2005. (See next issue.)

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**Energy Policy Act—Conference Report:** Senate began consideration of the conference report to accompany H.R. 6, to ensure jobs for our future with secure, affordable, and reliable energy. (See next issue.)

(See next issue.)

A unanimous-consent agreement was reached providing that Senator Feingold be recognized to raise a Congressional Budget Act point of order, and that Senator Domenici, or his designee, be immediately recognized in order to make a motion to waive the point of order; that if the point of order is waived, the Senate then immediately vote on adoption of the conference report. (See next issue.)

(See next issue.)

A unanimous-consent agreement was reached providing for further consideration of the conference report on Friday, July 29, 2005, with 30 minutes equally divided for closing remarks. (See next issue.)

(See next issue.)

**Department of the Interior Appropriations Conference Report—Agreement:** A unanimous-consent agreement was reached providing that on Friday, July 29, 2005, at a time determined by the Majority Leader, in consultation with the Democratic Leader, Senate begin consideration of the conference report to accompany H.R. 2361, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2006; that there be 20 minutes of debate equally divided between the majority and the minority, and that the Senate then vote on adoption of the conference report. (See next issue.)

(See next issue.)

**Legislative Branch Appropriations—Conference Report:** A unanimous-consent agreement was reached providing that on Friday, July 29, 2005, at a time determined by the Majority Leader, in consultation with the Democratic Leader, Senate begin

consideration of the conference report to accompany H.R. 2985, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2006; that there be 20 minutes of debate equally divided between the majority and the minority, and that the Senate then vote on adoption of the conference report. (See next issue.)

**Executive Reports of Committees:** Senate received the following executive report of a committee:

Report to accompany Protocol of Amendment to the International Convention on Simplification and Harmonization of Customs Procedures (Treaty Doc. 108-6) (Ex. Rept. 109-2). (See next issue.)

**Nominations Confirmed:** Senate confirmed the following nominations:

Thomas A. Fuentes, of California, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2005. (Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Bernice Phillips, of New York, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2005. (Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Rachel Brand, of Iowa, to be an Assistant Attorney General.

David R. Hill, of Missouri, to be General Counsel of the Department of Energy.

Richard L. Skinner, of Virginia, to be Inspector General, Department of Homeland Security.

Kevin F. Sullivan, of New York, to be Assistant Secretary for Communications and Outreach Department of Education. (Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Jill L. Sigal, of Wyoming, to be Assistant Secretary of Energy (Congressional and Intergovernmental Affairs).

Janice B. Gardner, of Virginia, to be Assistant Secretary for Intelligence and Analysis, Department of the Treasury.

Marcus C. Peacock, of Minnesota, to be Deputy Administrator of the Environmental Protection Agency.

Henry Louis Johnson, of Mississippi, to be Assistant Secretary for Elementary and Secondary Education, Department of Education. (Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Terrell Halaska, of the District of Columbia, to be Assistant Secretary for Legislation and Congressional Affairs, Department of Education. (Prior to this ac-

tion, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

John S. Redd, of Georgia, to be Director of the National Counterterrorism Center, Office of the Director of National Intelligence.

Donetta Davidson, of Colorado, to be a Member of the Election Assistance Commission for the remainder of the term expiring December 12, 2007. (Prior to this action, Committee on Rules and Administration was discharged from further consideration.) **Pages S9250-51 (continued next issue)**

**Nominations Received:** Senate received the following nominations:

John J. Young, Jr., of Virginia, to be Director of Defense Research and Engineering.

Emil W. Henry, Jr., of New York, to be an Assistant Secretary of the Treasury.

William E. Kovacic, of Virginia, to be a Federal Trade Commissioner for a term of seven years from September 26, 2004.

Kathryn Higgins, of South Dakota, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2009.

Edward McGaffigan, Jr., of Virginia, to be a Member of the Nuclear Regulatory Commission for the term of five years expiring June 30, 2010.

George M. Gray, of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency.

Barry F. Lowenkron, of Virginia, to be Assistant Secretary of State for Democracy, Human Rights, and Labor.

William Paul McCormick, of Oregon, to be Ambassador to New Zealand, and serve concurrently and without additional compensation as Ambassador to Samoa.

Roland Arnall, of California, to be Ambassador to the Kingdom of the Netherlands.

Christine M. Griffin, of Massachusetts, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2009.

James F. X. O'Gara, of Pennsylvania, to be Deputy Director for Supply Reduction, Office of National Drug Control Policy.

Timothy Mark Burgess, of Alaska, to be United States District Judge for the District of Alaska.

Joseph Frank Bianco, of New York, to be United States District Judge for the Eastern District of New York.

Harry Sandlin Mattice, Jr., of Tennessee, to be United States District Judge for the Eastern District of Tennessee.

Routine lists in the Air Force.

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**Messages From the House:**

**(See next issue.)**

**Measures Referred:**

**(See next issue.)**

Measures Placed on Calendar: (See next issue.)  
 Enrolled Bills Presented: (See next issue.)  
 Executive Communications: (See next issue.)  
 Executive Reports of Committees: (See next issue.)  
 Additional Cosponsors: (See next issue.)  
 Statements on Introduced Bills/Resolutions: (See next issue.)  
 Additional Statements: (See next issue.)  
 Amendments Submitted: (See next issue.)  
 Authority for Committees to Meet: (See next issue.)  
 Privilege of the Floor: (See next issue.)  
 Record Votes: Three record votes were taken today. (Total—209) Pages S9221, S9230 (continued next issue)

Adjournment: Senate convened at 9:30 a.m., and adjourned at 10:57 p.m. until 9 a.m., on Friday, July 29, 2005. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S9249.)

## Committee Meetings

(Committees not listed did not meet)

### NOMINATIONS

*Committee on Armed Services:* Committee concluded a hearing to examine the nominations of Lieutenant General Norton A. Schwartz, USAF, for appointment to the grade of general and to be Commander, U.S. Transportation Command, who was introduced by Senator Stevens, Ronald M. Sega, of Colorado, to be Under Secretary of the Air Force, who was introduced by Senator Allard, Phillip Jackson Bell, of Georgia, to be Deputy Under Secretary for Logistics and Materiel Readiness, and John G. Grimes, of Virginia, to be Assistant Secretary for Networks and Information Integration, both of the Department of Defense, Keith E. Eastin, of Texas, to be Assistant Secretary of the Army for Installations and Environment, and William Anderson, of Connecticut, to be Assistant Secretary of the Air Force for Installations, Environment and Logistics, after the nominees testified and answered questions in their own behalf.

### NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported the nominations of Peter Cyril Wyche Flory, of Virginia, to be an Assistant Secretary for International Security Affairs, Phillip Jackson Bell, of Georgia, to be Deputy Under Secretary for Logistics and Materiel Readiness, both of the Department of Defense, Keith E. Eastin, of Texas, to be Assistant Secretary of the Army for Installations and Environment, Lieutenant General Norton A. Schwartz,

USAF, for appointment to the grade of general and to be Commander, U.S. Transportation Command, and 4,070 nominations in the Army, Navy, Air Force, and Marine Corps.

### BUSINESS MEETING

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the following business items:

S. 705, to establish the Interagency Council on Meeting the Housing and Service Needs of Seniors, with an amendment in the nature of a substitute;

H.R. 804, to exclude from consideration as income certain payments under the national flood insurance program;

S. 1047, to require the Secretary of the Treasury to mint coins in commemoration of each of the Nation's past Presidents and their spouses, respectively to improve circulation of the \$1 coin, to create a new bullion coin;

S. 190, to address the regulation of secondary mortgage market enterprises, with an amendment in the nature of a substitute; and

The nominations of Christopher Cox, of California, Roel C. Campos, of Texas, and Annette L. Nazareth, of the District of Columbia, each to be a Member of the Securities and Exchange Commission, John C. Dugan, of Maryland, to be Comptroller of the Currency, and John M. Reich, of Virginia, to be Director of the Office of Thrift Supervision, both of the Department of the Treasury, Martin J. Gruenberg, of Maryland, to be a Member and Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation.

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following bills:

S. 1516, to reauthorize Amtrak, with an amendment in the nature of a substitute; and

S. 1408, to strengthen data protection and safeguards, require data breach notification, and further prevent identity theft, with an amendment in the nature of a substitute.

### COPYRIGHT PROTECTION

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine issues related to MGM v. Grokster and the appropriate balance between copyright protection and communications technology innovation, focusing on balancing the protection of copyright and technological innovation, after receiving testimony from Adam M. Eisgrau, Flanagan Consulting, on behalf of P2P United, Inc. and the Electronic Frontier Foundation, and Mitch Bainwol, Recording Industry Association

of America, both of Washington, DC; Gregory G. Kerber, World Media, Inc., Saratoga Springs, New York; Mark G. Heesen, National Venture Capital Association, Arlington, Virginia; David N. Baker, EarthLink, Inc., Atlanta, Georgia; and Fritz E. Attaway, Motion Picture Association of America, Encino, California.

#### NATIONAL PARKS/MEMORIALS

*Committee on Energy and Natural Resources:* Subcommittee on National Parks concluded a hearing to examine S. 584 and H.R. 432, bills to require the Secretary of the Interior to allow the continued occupancy and use of certain land and improvements within Rocky Mountain National Park, S. 652, to provide financial assistance for the rehabilitation of the Benjamin Franklin National Memorial in Philadelphia, Pennsylvania, and the development of an exhibit to commemorate the 300th anniversary of the birth of Benjamin Franklin, S. 958, to amend the National Trails System Act to designate the Star-Spangled Banner Trail in the States of Maryland and Virginia and the District of Columbia as a National Historic Trail, S. 1154, to extend the Acadia National Park Advisory Commission, to provide improved visitor services at the park, S. 1166, to extend the authorization of the Kalaupapa National Historical Park Advisory Commission, and S. 1346, to direct the Secretary of the Interior to conduct a study of maritime sites in the State of Michigan, after receiving testimony from Stephen P. Martin, Deputy Director, National Park Service, Department of the Interior; Steve Belko, Michigan Lighthouse Project, Oxford; Dennis M. Wint, The Franklin Institute, Philadelphia, Pennsylvania; Ralph Eshelman, Lusby, Maryland; and Betty H. Dick, Grand Lake, Colorado.

#### NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT

*Committee on Indian Affairs:* Committee held an oversight hearing to examine the implementation of the Native American Graves Protection and Repatriation Act (P.L. 101-601), focusing on the impact of the United States Court of Appeals for the Ninth Circuit decision in *Bonnichsen v. United States*, and the proposed amendment to the definition of "Native American" under the Act, receiving testimony from Paul Hoffman, Deputy Assistant Secretary of the Interior for Fish and Wildlife and Parks; Paul Bender, Arizona State University College of Law, and Keith

W. Kintigh, Society for American Archaeology, both of Tempe, Arizona; Walter R. Echo-Hawk, Native American Rights Fund, Boulder, Colorado; Patricia M. Lambert, Utah State University, Logan, on behalf of the American Association of Physical Anthropologists; Paula A. Barran, Barran and Leibman, LLP, Portland, Oregon; and A. Van Horn Diamond, Honolulu, Hawaii.

Hearing recessed subject to the call.

#### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 103, to respond to the illegal production, distribution, and use of methamphetamine in the United States, with an amendment in the nature of a substitute; and

The nominations of Michael J. Garcia, of New York, to be United States Attorney for the Southern District of New York, and Peter Manson Swaim, to be United States Marshal for the Southern District of Indiana.

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

#### BUSINESS MEETING

*Committee on Veterans Affairs:* Committee ordered favorably reported the following business items:

S. 1234, to increase, effective as of December 1, 2005, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans;

S. 1235, to amend chapters 19 and 37 of title 38, United States Code, to extend the availability of \$400,000 in coverage under the servicemembers' life insurance and veterans' group life insurance programs, with an amendment in the nature of a substitute, (as approved by the Committee, the substitute amendment incorporated related provisions of S. 1235, as introduced, S. 552, S. 917, S. 151, S. 1259, S. 1271, and S. 423); and

The nominations of James Philip Terry, of Virginia, to be Chairman of the Board of Veterans' Appeals, Department of Veterans' Affairs, and Charles S. Ciccolella, of Virginia, to be Assistant Secretary of Labor for Veterans' Employment and Training.

# House of Representatives

## *Chamber Action*

**Public Bills and Resolutions Introduced:** Public Bills and Resolutions Introduced will be found in Book II.

**Additional Cosponsors:** (See next issue.)

**Reports Filed:** Reports were filed today as follows:

Conference report on H.R. 3, authorizing funds for Federal-aid highways, highway safety programs, and transit programs (H. Rept. 109–203);

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, and for other purposes, with an amendment referred sequentially to the House Committee on Homeland Security for a period ending not later than July 29, 2005 for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(i) of rule X. (H. Rept. 109–204, Pt. 1);

H.R. 3207, to direct the Administrator of the Small Business Administration to establish a pilot program to make grants to eligible entities for the development of peer learning opportunities for second-stage small business concerns, amended (H. Rept. 109–205);

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, amended (H. Rept. 109–206);

H.R. 527, to amend the Small Business Act to direct the Administrator of the Small Business Administration to establish a vocational and technical entrepreneurship development program, amended (H. Rept. 109–207);

H.R. 230, to amend the Small Business Act to direct the Administrator of the Small Business Administration to establish a program to provide regulatory compliance assistance to small business concerns, amended (H. Rept. 109–208);

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, with an amendment referred sequentially to the House Committee on the Judiciary for a period ending not later than Sept. 30, 2005 for consideration of such provisions of the bill and the amendment as fall within the jurisdiction of that committee pursuant to clause 1(l), rule X. (H. Rept. 109–209, Pt. 1);

H.R. 3084, to direct the Secretary of Commerce to issue regulations requiring testing for steroids and other performance-enhancing substances for certain sports associations engaged in interstate commerce, amended (H. Rept. 109–210, Pt. 1);

H.R. 921, to establish a digital and wireless network technology program (H. Rept. 109–211, Pt. 1);

H. Res. 399, waiving points of order against the conference report to accompany H.R. 3, Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (H. Rept. 109–212);

H. Res. 400, waiving a requirement of clause 6(a) of rule XIII with respect to the same day consideration of certain resolutions reported by the Rules Committee (H. Rept. 109–213); and

H. Res. 401, providing for consideration of H.R. 3514, to provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century (H. Rept. 109–214). **Pages H7033 (continued next issue)**

**Department of the Interior, Environment, and Related Agencies Appropriations Act for FY 2006—Conference Report:** The House agreed to the conference report on H.R. 2361, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2006, by a yea-and-nay vote of 410 yeas to 10 nays, Roll No. 450.

**Pages H7013–23, H7030–31**

H. Res. 392, the rule providing for consideration of the conference report, was agreed to by a yea-and-nay vote of 402 yeas to 4 nays with 23 voting “present”, Roll No. 446. **Pages H6941–43, H6973**

**Energy Policy Act of 2005—Conference Report:** The House agreed to the conference report on H.R. 6, to ensure jobs for our future with secure, affordable, and reliable energy, by a yea-and-nay vote of 275 yeas to 156 nays, Roll No. 445. **Pages H6949–73**

H. Res. 394, the rule providing for consideration of the conference report, was agreed to by voice vote.

**Pages H6943–48**

**Legislative Branch Appropriation Act for FY 2006—Conference Report:** The House agreed to the conference report on H.R. 2895, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2006, by a yea-and-nay vote of 305 yeas to 122 nays, Roll No. 451.

**Pages H7023–30, H7031**

H. Res. 396, the rule providing for consideration of the conference report, was agreed to by a yea-and-nay vote of 375 yeas to 27 nays with 24 voting "present", Roll No. 447. **Pages H6948–49, H6073–74**

**Help Efficient, Accessible, Low-Cost, Timely Healthcare (HEALTH) Act of 2005:** The House passed H.R. 5, improving patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system, by a recorded vote 230 yeas to 194 noes with 2 voting "present", Roll No. 449. **Pages H6974–H7013**

Rejected the Conyers motion to recommit the bill to the Committees on the Judiciary and Energy and Commerce with instructions to report the same back to the House forthwith with an amendment, by a yea-and-nay vote of 193 yeas to 234 nays with 1 voting "present", Roll No. 448. **Pages H7007–12**

H. Res. 385, the rule providing for consideration of the bill was agreed to on Wednesday, July 27.

**Summer District Work Period:** The House agreed to H. Con. Res. 225, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate, by a yea-and-nay vote of 404 yeas to 16 nays, Roll No. 452. **Pages H7031–32**

**Recess:** The House recessed at 6:25 p.m. and reconvened at 6:40 p.m. **Page H7033**

**Recess:** The House recessed at 6:41 p.m. and reconvened at 6:59 p.m. **Page H7033**

**Recess:** The House recessed at 7:00 p.m. and reconvened at 10:45 p.m. **Pages H7033–34**

**Recess:** The House recessed at 10:58 p.m. and reconvened at 12:15 a.m. **Page H7035**

**Correcting the enrollment of the conference report on the Transportation Equity Act: A Legacy for Users:** The House agreed to H. Con. Res. 226, providing for a correction to the enrollment of the conference report on H.R. 3. **Page H7035**

**Recess:** The House recessed at 12:19 a.m. and reconvened at 1:07 a.m. **Page H7036**

**Senate Message:** Messages received from the Senate today appear on pages H6974, H7013, H7034 and H7036.

**Senate Referrals:** S. 302 and S. 655 were referred to the Committee on Energy and Commerce; S. 447 was referred to the Committee on Resources; S. 1517 was referred to the Committee on Small Business; S. 792 was referred to the Committee on the Judiciary; and S.J. Res. 19 was referred to the Committee on International Relations. **Page H7036**

**Quorum Calls—Votes:** 7 yea-and-nay vote and 1 recorded votes developed during the proceedings of today and appear on pages H6972, H6973, H6973–74, H7011–12, H7012–13, H7030–31, H7031 and H7031–32. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 1:09 a.m. on Friday, July 29.

## Committee Meetings

### FINANCING IRAQI INSURGENCY

*Committee on Armed Services:* Subcommittee on Terrorism, Unconventional Threats and Capabilities and the Subcommittee on Oversight and Investigations of the Committee on Financial Services held a joint hearing on the financing of the Iraqi insurgency. Testimony was heard from Daniel Glaser, Deputy Assistant Secretary, Terrorist Financing and Financial Crimes, Department of the Treasury; and the following officials of the Department of Defense: James Roberts, Acting Deputy Assistant Secretary, Special Operations and Combating Terrorism; and Caleb Temple, Director, Operations, Joint Intelligence Task Force for Combating Terrorism, Defense Intelligence Agency.

### DATA SECURITY

*Committee on Energy and Commerce,* Subcommittee on Commerce, Trade, and Consumer Protection held a hearing entitled "Data Security: The Discussion Draft of Data Protection Legislation." Testimony was heard from public witnesses.

### D.C. METRO—GOVERNMENT INVESTMENT

*Committee on Government Reform:* Held a hearing entitled "Keeping Metro on Track: The Federal Government's Role in Balancing Investment with Accountability at Washington's Transit Agency." Testimony was heard from Katherine Siggerud, Director, Physical Infrastructure Issues, GAO; the following officials of the Washington Metropolitan Area Transit Authority: Dana Kauffman, Chairman of the Board; and Richard White, Chief Executive Officer; and public witnesses.

### RESOLUTION—COMMENDING THE DEPARTMENT OF HOMELAND SECURITY AND EMPLOYEES FOR DEDICATED SERVICE IN WAR AGAINST TERRORISM

*Committee on Homeland Security:* Ordered reported H. Res. 398, Expressing the sense of the House of Representatives that the employees of the Department of Homeland Security, their partners at all levels of government, and the millions of law enforcement agents and emergency response providers nationwide should be commended for their dedicated service on the Nation's front lines in the war against terrorism.

### AVIATION SCREENING WORKFORCE— IMPROVING MANAGEMENT

*Committee on Homeland Security:* Subcommittee on Economic Security, Infrastructure Protection, and Cybersecurity held a hearing entitled “Improving Management of the Aviation Screening Workforce.” Testimony was heard from Thomas Blank, Acting Deputy Administrator, Transportation Security Administration, Department of Homeland Security; James Bennett, President and Chief Executive Officer, Metropolitan Washington Airports Authority; John Martin, Director, San Francisco International Airport; William DeCota, Director, Aviation, New York-New Jersey Port Authority; and public witnesses.

### NATIONAL BIODEFENSE STRATEGY

*Committee on Homeland Security:* Subcommittee on Prevention of Nuclear and Biological Attack, hearing entitled “Implementing the National Biodefense Strategy. Testimony was heard from the following officials of the Department of Health and Human Services: Julie Gerberding, M.D., Director, Centers for Disease Control and Prevention; and Anthony Fauci, M.D., Director, National Institutes of Allergy and Infectious Diseases, NIH; BG Eric B. Schoomaker, USA, Commanding General, U.S. Army Medical Research and Materiel Command, Department of Defense; and John Vitko, Jr., Director, Biological Countermeasure Portfolio, Science and Technology Directorate, Department of Homeland Security.

### ASSESSING HANDICAP ACCESS TO HOUSE COMPLEX

*Committee on House Administration:* Held a hearing on Accessibility of the House Complex for Persons with Special Needs. Testimony was heard from Representative Langevin; Chief Terrence Gainer, U.S. Capitol Police; James M. Eagen, III, Chief Administrative Officer, House of Representatives; Alan Hantman, Architect of the Capitol; and public witnesses.

### LEBANON DEMOCRACY

*Committee on International Relations:* Held a hearing on Lebanon Reborn? Defining National Priorities and Prospects for Democratic Renewal in the Wake of March 14, 2005. Testimony was heard from the following officials of the Department of State: C. David Welch, Assistant Secretary, Bureau of Near Eastern Affairs; and James R. Kunder, Assistant Administrator, Bureau for Asia and the Near East, U.S. Agency for International Development; and public witnesses.

### CHINA’S INFLUENCE ON AFRICA

*Committee on International Relations:* Subcommittee on Africa, Global Human Rights and International Operations, hearing on China’s Influence in Africa. Testimony was heard from Michael Ranneberger, Deputy Assistant Secretary, Bureau of African Affairs, Department of State; Carolyn Bartholomew, Commissioner, U.S.-China Economic and Security Review Commission; and public witnesses.

### OVERSIGHT—DEVELOPMENT OPPORTUNITIES IN MINING COMMUNITIES

*Committee on Resources:* Subcommittee on Energy and Minerals held an oversight hearing on Sustainable Development Opportunities in Mining Communities, Part II. Testimony was heard from public witnesses.

### OVERSIGHT—WESTSIDE REGIONAL DRAINAGE PLAN

*Committee on Resources:* Subcommittee on Water and Power held an oversight hearing on Implementation of the Westside Regional Drainage Plan as a Way to Improve San Joaquin River Water Quality. Testimony was heard from John Keyes, III, Commissioner, U.S. Bureau of Reclamation, Department of the Interior; and public witnesses.

### CONFERENCE REPORT—TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS

*Committee on Rules:* Granted by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 3, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes, and against its consideration. The rule provides that the conference report be considered as read. Testimony was heard from Chairman Young of Alaska Representatives Petri and Oberstar.

### HIGHWAY, HIGHWAY SAFETY, MOTOR CARRIER SAFETY, TRANSIT, AND OTHER PROGRAMS EXTENSION

*Committee on Rules:* Granted, by voice vote, a closed rule providing ten minutes of debate in the House on H.R. 3514, to provide an extension of administrative expenses for highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century, equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. The rule waives all points of order against the bill and against its consideration. The rule provides one motion to recommit.



### SAME DAY CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED BY THE RULES COMMITTEE

*Committee on Rules:* Granted, by voice vote, a rule waiving clause 6(a) of rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to any special rule reported on the legislative day of July 29, 2005, providing for consideration or disposition of any measure related to funding for transportation programs.

### CONFERENCE REPORT—TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS

*Committee on Rules:* Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 3 and against its consideration. The rule provides that the conference report shall be considered as read. The rule provides that the Clerk shall not transmit to the Senate a message that it has adopted the conference report to accompany H.R. 3 until the House has received a message that the Senate has agreed to House Concurrent Resolution 226 as adopted by the House.

### TAX REFORM/MEMBERS PROPOSALS

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on Member Proposals for Tax Reform. Testimony was heard from Representatives Neal, English of Pennsylvania, Linder, Emanuel, Kucinich, Bishop of New York, and Burgess.

### BRIEFING—GLOBAL UPDATES

*Permanent Select Committee on Intelligence:* Met in executive session to receive a Briefing on Global Updates. The Committee was briefed by departmental witnesses.

### DNA STATUS

*Permanent Select Committee on Intelligence:* Subcommittee on Oversight held a hearing on DNI Status. Testimony was heard from MG Michael V. Hay-

den, USA, Director, National Security Agency/Contract Security Services, Department of Defense.

## Joint Meetings

### ALTERNATIVE AUTOMOTIVE TECHNOLOGIES AND ENERGY EFFICIENCY

*Joint Economic Committee:* Committee concluded a hearing to examine alternative automotive technologies to develop energy efficient vehicles, after receiving testimony from David K. Garman, Secretary of Energy; Mark Chernoby, DaimlerChrysler Corporation, Auburn Hills, Michigan; Mary Ann Wright, Ford Motor Company, Dearborn, Michigan; Tom Stricker, Toyota Motor North America, Inc., Torrance, California; and Joe Loper, Alliance to Save Energy, Washington, DC.

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### NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 846)

H.J. Res. 52, approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003. Signed on July 27, 2005. (Public Law 109-39)

H.R. 3453, to provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century. Signed on July 28, 2005. (Public Law 109-40)

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### COMMITTEE MEETINGS FOR FRIDAY, JULY 29, 2005

(Committee meetings are open unless otherwise indicated)

#### Senate

No meetings/hearings scheduled.

#### House

No committee meetings are scheduled.

*Next Meeting of the SENATE*

9 a.m., Friday, July 29

## Senate Chamber

**Program for Friday:** Senate will begin consideration of the conference report to accompany H.R. 2361, Department of the Interior Appropriations with a vote on adoption of the conference report; following which, Senate will begin consideration of the conference report to accompany H.R. 2985, Legislative Branch Appropriations, with a vote on adoption of the conference report; following which, Senate will continue consideration of the conference report to accompany H.R. 6, Energy Policy Act, and vote on a motion to waive a point of order relative to the Congressional Budget Act, and if the point of order is waived, Senate will vote on adoption of the conference report. Also, Senate will continue consideration of S. 397, Protection of Lawful Commerce in Arms Act and vote on certain amendments; following which, Senate will vote on final passage of the bill. Additionally, Senate expects to consider the conference report to accompany H.R. 3, Transportation Equity Act.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Friday, July 29

## House Chamber

**Program for Friday:** Consideration of the conference report to accompany H.R. 3, Transportation Equity Act: A Legacy for Users (closed rule).

*(Senate and House proceedings for today will be continued in the next issue of the Record.)*



## Congressional Record

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