

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S8211–S8328*

**Measures Introduced:** Fourteen bills were introduced, as follows: S. 3731–3744. **Pages S8269–70**

#### Measures Reported:

H.R. 5576, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, with an amendment in the nature of a substitute. (S. Rept. No. 109–293)

S. 3526, to amend the Indian Land Consolidation Act to modify certain requirements under that Act. (S. Rept. No. 109–294)

Report to accompany S. 2703, to amend the Voting Rights Act of 1965. (S. Rept. No. 109–295)

**Page S8269**

#### Measures Passed:

**Temporary Assistance Program:** Senate passed H.R. 5865, to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries, after agreeing to the following amendment proposed thereto:

**Pages S8216–17**

Martinez (for Grassley/Baucus) Amendment No. 4695, in the nature of a substitute. **Page S8217**

**Burmese Import Restriction Renewal:** Senate passed H.J. Res. 86, Approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, clearing the measure for the President.

**Pages S8217–22**

**Foreign Investment and National Security Act:** Senate passed S. 3549, to amend the Defense Production Act of 1950 to strengthen Government review and oversight of foreign investment in the United States, to provide for enhanced Congressional Oversight with respect thereto, after agreeing to the following amendment proposed thereto:

**Pages S8317–21**

Shelby Amendment No. 4703, to make certain revisions to the bill. **Pages S8318–21**

**Lebanon Evacuation Funding Authority:** Senate passed S. 3741, to provide funding authority to facilitate the evacuation of persons from Lebanon.

**Page S8321**

**Carl D. Perkins Career and Technical Education Improvement Act—Conference Report:** Senate agreed to the conference report to accompany S. 250, to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act.

**Pages S8321–28**

**Gulf of Mexico Energy Security Act:** Senate resumed consideration of the motion to proceed to consideration of S. 3711, to enhance the energy independence and security of the United States by providing for exploration, development, and production activities for mineral resources in the Gulf of Mexico.

**Pages S8211–16, S8222–55**

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

By 86 yeas to 12 nays (Vote No. 217), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to close further debate on the motion to proceed to consideration of the bill.

**Pages S8215–16**

A unanimous-consent agreement was reached providing that following the opening remarks of the Majority and Democratic Leaders on Thursday, July 27, 2006, the motion to proceed be agreed to and the Senate begin consideration of the bill. **Page S8328**

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

James Lambright, of Missouri, to be President of the Export-Import Bank of the United States for a term expiring January 20, 2009.

Ronald S. Cooper, of Virginia, to be General Counsel of the Equal Employment Opportunity Commission for a term of four years.

Lawrence A. Warder, of Texas, to be Chief Financial Officer, Department of Education.

Troy R. Justesen, of Utah, to be Assistant Secretary for Vocational and Adult Education, Department of Education.

R. Hunter Biden, of Delaware, to be a Member of the Reform Board (Amtrak) for a term of five years.

Donna R. McLean, of the District of Columbia, to be a Member of the Reform Board (Amtrak) for a term of five years.

Geoffrey S. Bacino, of Illinois, to be a Director of the Federal Housing Finance Board for a term expiring February 27, 2013.

Linda Mysliwy Conlin, of New Jersey, to be First Vice President of the Export-Import Bank of the United States for a term expiring January 20, 2009.

J. Joseph Grandmaison, of New Hampshire, to be a Member of the Board of Directors of the Export-Import Bank of the United States for a term expiring January 20, 2009.

Frederic S. Mishkin, of New York, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 2000.

Edmund C. Moy, of Wisconsin, to be Director of the Mint for a term of five years.

3 Coast Guard nominations in the rank of admiral.

**Page S8328**

**Messages From the House:** **Page S8266**

**Measures Referred:** **Pages S8266–67**

**Enrolled Bills Presented:** **Page S8267**

**Petitions and Memorials:** **Pages S8267–69**

**Additional Cosponsors:** **Pages S8270–71**

**Statements on Introduced Bills/Resolutions:**  
**Pages S8271–82**

**Additional Statements:** **Pages S8262–66**

**Amendments Submitted:** **Pages S8282–S8317**

**Authorities for Committees to Meet:** **Page S8317**

**Privileges of the Floor:** **Page S8317**

**Record Votes:** One record vote was taken today. (Total—217) **Pages S8215–16**

**Recess:** Senate convened at 9 a.m., and recessed at 7:23 p.m., until 9:30 a.m., on Thursday, July 27, 2006. (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)

### NOMINATIONS

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded a hearing to examine the nominations of Michael V. Dunn, of Iowa, to be a Commissioner of the Commodity Futures Trading Commission, who was introduced by Senator Harkin; Nancy Montanez-Johner, of Nebraska, to be Under Secretary of Agriculture for Food, Nutrition, and Con-

sumer Services, and to be a Member of the Board of Directors of the Commodity Credit Corporation, who was introduced by Senator Nelson (NE); Margo M. McKay, of Virginia, to be an Assistant Secretary of Agriculture for Civil Rights, who was introduced by Senator Allen; and Bruce I. Knight, of South Dakota, to be Under Secretary of Agriculture for Marketing and Regulatory Programs, and to be a Member of the Board of Directors of the Commodity Credit Corporation, who was introduced by Senator Thune, after the nominees testified and answered questions in their own behalf.

### TAX GAP

*Committee on Finance:* Subcommittee on Taxation and IRS (Internal Revenue Service) Oversight held a hearing to examine the size and sources of the tax gap, which is the difference between the amount of tax imposed on taxpayers for a given year and the amount that is paid voluntarily and timely, receiving testimony from Mark J. Mazur, Director, Research, Analysis, and Statistics, IRS, J. Russell George, Inspector General for Tax Administration, and Raymond T. Wagner, Jr., Chairman, IRS Oversight Board, all of the Department of the Treasury; Nina E. Olson, National Taxpayer Advocate Service; and Michael Brostek, Director, Tax Issues, Strategic Issues Team, Government Accounting Office.

Hearing recessed subject to the call.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nomination of Philip S. Goldberg, of Massachusetts, to be Ambassador to the Republic of Bolivia, after the nominee testified and answered questions in his own behalf.

### INTELLECTUAL PROPERTY RIGHTS

*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 a progress report on protecting and enforcing intellectual property rights here and abroad, focusing on the Administration's Strategy Targeting Organized Piracy (STOP!) and the extent to which it has been effective in educating businesses about the issues related to conducting business in the global economy, the progress made since the appointment of the IP Coordinator last July, and explore if the STOP! initiative has identified effective human capital and strategic plans to build on the existing program, and if it has the necessary resources required to complete its mission, after receiving testimony from Chris Israel, Coordinator for International Intellectual Property Enforcement, and Stephen M. Pinkos, Deputy Under Secretary for Intellectual Property, and

Deputy Director, U.S. Patent and Trademark Office, both of the Department of Commerce; Arif Alikhan, Vice Chairman, Taskforce on Intellectual Property, and Deputy Director, National Intellectual Property Law Enforcement Coordination Council, Department of Justice; Loren Yager, Director, International Affairs and Trade, Government Accountability Office; and Anthony C. LaPlaca, Bendix Commercial Vehicle Systems, LLC, Elyria, Ohio.

### FISA FOR THE 21ST CENTURY

*Committee on the Judiciary:* Committee concluded a hearing to examine the current and future status of the Foreign Intelligence Surveillance Act which prescribes procedures for requesting judicial authorization for electronic surveillance and physical search of persons engaged in espionage or international terrorism against the United States on behalf of a foreign power, and related measures S. 2453, to establish procedures for the review of electronic surveillance programs, and S. 2455, to provide in statute for the conduct of electronic surveillance of suspected terrorists for the purposes of protecting the Amer-

ican people, the Nation, and its interests from terrorist attack while ensuring that the civil liberties of United States citizens are safeguarded, after receiving testimony from General Michael V. Hayden, Director, Central Intelligence Agency; Lieutenant General Keith B. Alexander, Director, National Security Agency, Chief, Central Security Service; Steven G. Bradbury, Acting Assistant Attorney General, Office of Legal Counsel, Department of Justice; H. Bryan Cunningham, Morgan and Cunningham, LLC, Denver, Colorado; James X. Dempsey, Center for Democracy and Technology, and Mary B. DeRosa, Johns Hopkins Center for Strategic and International Studies Technology and Public Policy Program, both of Washington, D.C.; and John Schmidt, Mayer, Brown, Rowe, and Maw, LLP, Chicago, Illinois.

### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

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## House of Representatives

### *Chamber Action*

**Public Bills and Resolutions Introduced:** 26 public bills, H.R. 5889–5914; and 9 resolutions, H. Con. Res. 454–456; and H.Res. 949–950, 953–956 were introduced. **Pages H5952–54**

**Additional Cosponsors:** **Page H5954**

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

H.R. 5830, to amend section 29 of the International Air Transportation Competition Act of 1979 relating to air transportation to and from Love Field, Texas (H. Rept. 109–600, Pt. 1);

H.R. 4157, to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology, with amendments (H. Rept. 109–601, Pt. 1); and

H.R. 4157, to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology, with an amendment (H. Rept. 109–601, Pt. 2);

H. Res. 951, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 109–602); and

H. Res. 952, providing for consideration of H.R. 4157, to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology (H. Rept. 109–603). **Page H5952**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Price of Georgia to act as Speaker pro tempore for today. **Page H5857**

**Chaplain:** The prayer was offered by the guest Chaplain, Rev. Richard K. Barnard, Rector, The Chapel of the Cross, Dallas, Texas. **Page H5857**

**Recess:** The House recessed at 10:06 a.m. for the purpose of receiving His Excellency Nouri Al-Maliki, Prime Minister of the Republic of Iraq. The House reconvened at 12:15 p.m., and agreed that the proceedings had during the Joint Meeting be printed in the Record. **Page H5858**

**Joint Meeting to receive His Excellency Nouri Al-Maliki, Prime Minister of the Republic of Iraq:** The House and Senate met in a joint session to receive His Excellency Nouri Al-Maliki, Prime Minister of the Republic of Iraq. He was escorted into the Chamber by a committee comprised of Representatives Blunt, Pryce of Ohio, Hunter, Ros-Lehtinen, Hoekstra, Pelosi, Hoyer, Clyburn, Larson

of Connecticut, and Lantos; and Senators Frist, McConnell, Stevens, Santorum, Hutchison, Kyl, Dole, Burns, Reid, and Durbin. **Pages H5858–60**

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

**Reform of National Security Reviews of Foreign Direct Investments Act:** H.R. 5337, amended, to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, by a (2/3) yeas-and-nay vote of 424 yeas with none voting “nay”, Roll No. 404; **Pages H5863–73, H5899–H5900**

**United States-Israel Energy Cooperation Act:** H.R. 2730, amended, to establish a grant program to fund eligible joint ventures between United States and Israeli businesses and academic persons, to establish the International Energy Advisory Board; **Pages H5874–78**

Agreed to amend the title so as to read: “To authorize funding for eligible joint ventures between United States and Israeli businesses and academic persons, to establish the International Energy Advisory Board, and for other purposes.” **Page H5878**

**Fuel Consumption Education Act:** H.R. 5611, amended, to provide for the establishment of a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign; **Pages H5878–83**

Agreed to amend the title so as to read: “To authorize a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign, and for other purposes.” **Page H5883**

**Deleting Online Predators Act of 2006:** H.R. 5319, amended, to amend the Communications Act of 1934 to require recipients of universal service support for schools and libraries to protect minors from commercial social networking websites and chat rooms, by a (2/3) yeas-and-nay vote of 410 yeas to 15 nays, Roll No. 405; **Pages H5883–89, H5900**

**Expressing the sense of the House of Representatives that a National Historically Black Colleges and Universities Week should be established:** H. Res. 928, to express the sense of the House of Representatives that a National Historically Black Colleges and Universities Week should be established; **Pages H5889–94**

**Providing for a correction to the enrollment of S. 203:** H. Con. Res. 456, to provide for a correction to the enrollment of S. 203; **Pages H5901–02**

**Expressing the sense of Congress that the Government of Venezuela should actively support strategies for ensuring secure airport facilities that meet international certifications to prevent trafficking of controlled substances, narcotics, and laundered money:** H. Con. Res. 400, amended, to express the sense of Congress that the Government of Venezuela should actively support strategies for ensuring secure airport facilities that meet international certifications to prevent trafficking of controlled substances, narcotics, and laundered money; and **Pages H5930–36**

**Amending the Iran and Libya Sanctions Act of 1996 to extend the authorities provided in such Act until September 29, 2006:** H.R. 5877, to amend the Iran and Libya Sanctions Act of 1996 to extend the authorities provided in such Act until September 29, 2006. **Pages H5936–37**

**Suspensions—Proceedings Postponed:** The House completed debate on the following measure under suspension of the rules. Further consideration of the measure is expected to resume tomorrow, Thursday, July 27th:

**Congratulating the International AIDS Vaccine Initiative on ten years of significant achievement in the search for an HIV/AIDS vaccine:** H. Res. 844, amended, to congratulate the International AIDS Vaccine Initiative on ten years of significant achievement in the search for an HIV/AIDS vaccine. **Pages H5937–39**

**Amending section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries:** The House agreed by unanimous consent to agree with the Senate amendment and pass H.R. 5865, to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries—clearing the measure for the President. **Page H5902**

**United States and India Nuclear Cooperation Promotion Act of 2006:** The House passed H.R. 5682, to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India, by a yeas and nays vote of 359 yeas to 68 nays, Roll No. 411. **Pages H5894–99, H5902–30**

Rejected the Markey motion to recommit the bill to the Committee on International Relations with instructions to report the same back to the House forthwith with an amendment, by a recorded vote of

192 ayes to 235 noes, Roll No. 410, after ordering the previous question without objection.

**Pages H5928–30**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on International Relations now printed in the bill, modified by the amendment printed in part A of the report, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment and shall be considered as read.

**Page H5915**

Rejected the Obey motion that the Committee rise and strike the enacting clause by voice vote.

**Pages H5917–18**

Agreed to:

Royce amendment (No. 1 printed in part B of H. Rept. 109–599) modified, to make technical and conforming changes to the text and also removes an amendment adopted during the full committee markup relating to subsection 4(b)(7); **Pages H5981–19**

Jackson-Lee of Texas amendment (No. 3 printed in part B of H. Rept. 109–599) expresses the sense of Congress declaring the importance of the South Asia region and urging the continuation of the United States' policy of engagement, collaboration, and exchanges with and between India and Pakistan;

**Pages H5920–22**

Fortenberry amendment (No. 6 printed in part B of H. Rept. 109–599) modified, to provide Congress with the ability to assess, to the extent possible, whether annual levels of India's nuclear fissile production may imply a possible violation of Article I of the Nuclear Nonproliferation Treaty; and

**Pages H5924–25**

Stearns amendment (No. 2 printed in part B of H. Rept. 109–599) to reinforce the intent of Congress that the nuclear cooperation into which the governments of the United States and India would enter is for peaceful, productive purposes, not military (by a recorded vote of 414 ayes with none voting "noe", Roll No. 407).

**Pages H5919–20, H5926**

Rejected:

Sherman amendment (No. 4 printed in part B of H. Rept. 109–599) which sought to require that, before any nuclear cooperation with India can go forward, and every year thereafter, the President must certify that during the preceding year India has not increased the level of domestic uranium it sends through its weapons program. Baseline for the determination under the amendment is the 365 day period preceding the July 18, 2005 Bush-Singh declaration on nuclear cooperation (by a recorded vote of 155 ayes to 268 noes, Roll No. 408); and

**Pages H5922–23, H5926–27**

Berman amendment (No. 5 printed in part B of H. Rept. 109–599) that sought to restrict exports of uranium and other types of nuclear reactor fuel (defined as "source material" and "special nuclear material" in the Atomic Energy Act of 1954) to India until the President determines that India has halted the production of fissile material (i.e. plutonium and highly enriched uranium) for use in nuclear weapons (by a recorded vote of 184 ayes to 241 noes, Roll No. 409).

**Pages H5923–24, H5927**

H. Res. 947, the rule providing for consideration of the bill was agreed to by a yea-and-nay vote of 311 yeas to 112 nays, Roll No. 406, after agreeing to order the previous question.

**Pages H5900–01**

**Late Report:** Agreed that the Committee on Financial Services have until 5 p.m. on Friday, August 11, 2006 to file a report on H.R. 5637, to streamline the regulation of nonadmitted insurance and reinsurance.

**Page H5930**

**Summer District Work Period:** The House completed debate on H. Con. Res. 454, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate. Further consideration is expected to resume tomorrow, Thursday, July 27th.

**Pages H5873–74**

**Senate Messages:** Messages received from the Senate today appear on pages H5860, H5902.

**Senate Referrals:** S. 3549 was referred to the Committees on Financial Services, International Relations, and Energy and Commerce.

**Page H5950**

**Quorum Calls—Votes:** Three yea-and-nay votes and five recorded votes developed during the proceedings of today and appear on pages H5899–H5900, H5900, H5900–01, H5926, H5926–27, H5927, H5929–30, H5930. There were no quorum calls.

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

## *Committee Meetings*

### MILITARY COMMISSIONS AND TRIBUNALS STANDARDS

*Committee on Armed Services:* Held a hearing on standards of military commissions and tribunals. Testimony was heard from Jennifer Elsea, Legislative Attorney, American Law Division, CRS, Congressional Research Service, Library of Congress; and public witnesses

### NUCLEAR MATERIAL DISPOSITION

*Committee on Armed Services:* Subcommittee on Strategic Forces held a hearing on plutonium disposition and the U.S. Mixed Oxide Fuel Facility. Testimony

was heard from the following officials of the Department of Energy: Ambassador Linton F. Brooks, Administrator, National Nuclear Security Administration; and Charles Anderson, Principle Deputy Assistant Secretary, Office of Environmental Management; Ambassador Michael Guhin, Fissile Materials Negotiator, Department of State; and a public witness.

#### ENGLISH AS THE OFFICIAL LANGUAGE— EXAMINING VIEWS

*Committee on Education and the Workforce:* Subcommittee on Education Reform held a hearing on Examining Views on English as the Official Language. Testimony was heard from Senator Paul McKinley, General Assembly, State of Iowa; and public witnesses.

#### MISCELLANEOUS MEASURES

*Committee on Energy and Commerce:* Ordered reported the following bills: H.R. 4583, amended, Wool Suit Fabric Labeling Fairness and International Standards Conforming Act; H.R. 1078, amended, Social Security Number Protection Act of 2005; and H.R. 5863, To authorize temporary emergency extensions to certain exemptions to the requirements with respect to polychlorinated biphenyls under the Toxic Substances Control Act.

#### SILICOSIS STORY

*Committee on Energy and Commerce,* Subcommittee on Oversight and Investigations held a hearing on the Silicosis Story: Mass Tort Screening and the Public Health. Testimony was heard from public witnesses.

#### MISCELLANEOUS MEASURES

*Committee on Financial Services:* Ordered reported the following bills: H.R. 5503, FHA Multifamily Loan Limit Adjustment Act of 2006; H.R. 5851, Hawaiian Ownership Opportunity Act; and H.R. 5637, amended, Nonadmitted and Reinsurance Reform Act of 2006.

#### PRESCRIPTION DRUG ABUSE

*Committee on Government Reform:* Subcommittee on Criminal Justice, Drug Policy and Human Resources held a hearing entitled “Prescription Drug Abuse: What is Being Done to Address this New Drug Epidemic.” Testimony was heard from Bertha Madras, Deputy Director, Demand Reduction, Office of National Drug Policy; the following officials of the Department of Health and Human Services: Nora D. Volkow, M.D., Director, National Institute on Drug Abuse, NIH; and Sandra Kweder, M.D., Deputy Director, Office of New Drugs, Center for Drug Evaluation and Research, FDA; Joe Rannazzisi, Deputy Assistant Administrator, Office of Diversion Control,

DEA, Department of the Judiciary; and public witnesses.

#### FOIA IMPLEMENTATION

*Committee on Government Reform:* Subcommittee on Government Management, Finance, and Accountability held a hearing entitled “Implementing FOIA—Does the Administration’s Executive Order Improve Processing?” Testimony was heard from Senators Cornyn and Leahy; Representative Sherman; Dan Metcalfe, Director, Office of Information and Privacy, Department of Justice; Linda Koontz, Director, Information Management Issues, GAO; and public witnesses.

#### PUBLIC HEALTH DISASTERS PREPAREDNESS

*Committee on Homeland Security:* Subcommittee on Emergency Preparedness, Science and Technology held a hearing entitled “Emergency Care Crisis: A Nation Unprepared for Public Health Disasters.” Testimony was heard from public witnesses.

#### REGIONAL IMMIGRATION CRISIS

*Committee on International Relations:* Subcommittee on Western Hemisphere held a hearing on Immigration: Responding to a Regional Crisis. Testimony was heard from Crescenio Arcos, Assistant Secretary, Office of International Affairs, Office of Policy, Department of Homeland Security; the following officials of the Department of State: Elizabeth A. Whitaker, Deputy Assistant Secretary, Bureau of Western Hemisphere Affairs; and Mark Silverman, Principal Deputy Assistant Administrator, Bureau for Latin America and the Caribbean, U.S. Agency for International Development; and public witnesses.

#### MISCELLANEOUS MEASURES; COMMITTEE BUSINESS; ISSUANCE OF A SUBPOENA

*Committee on the Judiciary:* to continue mark up of H.R. 1704, Second Chance Act of 2005; and to mark up the following bills: H.R. 2679, Public Expression of Religion Act of 2005; H.R. 5092, Bureau of Alcohol, Tobacco, Firearms, and Explosives (BATFE) Modernization and Reform Act of 2006; H.R. 5005, Firearms Corrections and Improvements Act; H.R. 1384, Firearm Commerce Modernization Act; and H.R. 1415, NICS Improvement Act of 2005.

The Committee also approved the following motions: Establishing a Special Investigative Task Force of the Committee for the consideration of H. Res. 916, Impeaching Manuel L. Real, judge of the United States District Court for the Central District of California, for high crimes and misdemeanors; and to authorize the issuance of a subpoena to Elaine L. Chao, Secretary of Labor.

**MISCELLANEOUS MEASURES**

*Committee on Resources:* Ordered reported the following bills: H.R. 479, amended, To replace a Coastal Barrier Resources System map relating to Coastal Barrier Resources System Grayton Beach Unit FL-095 in Walton County, Florida; H.R. 4893, amended, To amend section 20 of the Indian Gaming Regulatory Act to restrict off-reservation gaming; H.R. 5861, amended, To amend the National Historic Preservation Act; and S. 1773, Pueblo de San Llidefonso Claims Settlement Act of 2005.

**HEALTH INFORMATION TECHNOLOGY PROMOTION ACT OF 2005**

*Committee on Rules:* Granted, by a vote of 9 to 4, a structured rule providing one hour of general debate on H.R. 4157, to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology, with 35 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce, and 25 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. 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 Ways and Means now printed in the bill, the amendment in the nature of a substitute printed in part A of the Rules Committee report accompanying the resolution, modified by the amendment printed in Part B of the report, shall be considered as adopted in the House and in the Committee of the Whole. The rule provides that the bill, as amended, shall be considered as the original bill for the purpose of further amendment and shall be considered as read. The rule waives all points of order against provisions in the bill as amended. The rule makes in order only those further amendments printed in part C of the Rules Committee report. The rule provides that the amendments printed in part C of the report 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 in the Rules Committee report. The rule provides one motion to recommit with or without instructions. The rule provides that after passage of H.R. 4157, it shall be in order to consider in the House S. 1418. The rule

waives all points of order against the Senate bill and against its consideration. The rule provides that it shall be in order to move to strike all after the enacting clause of the Senate bill and to insert in lieu thereof the provisions of H.R. 4157 as passed by the House. The rule waives all points of order against that motion. The rule provides that if the motion is adopted and the Senate bill, as amended, is passed, then it shall be in order to move that the House insist on its amendments to S. 1418 and request a conference with the Senate thereon. Finally, the rule provides that H. Res. 924 is laid on the table. Testimony was heard from Chairman Barton, Representatives Wilson of South Carolina, Gingrey, McMorris, Price of Georgia, Pallone, Markey, Towns, Wynn, Jackson of Illinois, Kennedy of Rhode Island, and Christensen.

**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 27, 2006, providing for consideration or disposition of any of the following measures: (1) a conference report to accompany the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes; (2) a bill to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of \$5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes.

**GOVERNMENT EFFICIENCY ACT OF 2006**

*Committee on Rules:* Testimony was heard from Chairman Davis (VA), Representatives Boehlert, Tiahrt, and Weiner, but action was deferred on H.R. 5766, Government Efficiency Act of 2006.

**OVERSIGHT—NATIONAL DAM SAFETY PROGRAM ACT**

*Committee on Transportation and Infrastructure:* Subcommittee on Economic Development, Public Buildings and Emergency Management held an oversight hearing on proposed amendments to and reauthorization of the National Dam Safety Program Act. Testimony was heard from David I. Maurstad, Director, Mitigation Division and Federal Insurance Administrator, FEMA, Department of Homeland Security;

Steven L. Stockton, Deputy Director, Civil Works, U.S. Army Corps of Engineers; Ruth A. Moore, Deputy Commissioner, Natural Resources and Water Quality, Department of Environmental Conservation, State of New York; and public witnesses.

### IMPACTS OF BORDER SECURITY AND IMMIGRATION ON WAYS AND MEANS PROGRAMS

*Committee on Ways and Means:* Held a hearing on Impacts of Border Security and Immigration on Ways and Means Programs. Testimony was heard from the following officials of the Department of Health and Human Services: Wade F. Horn, Assistant Secretary, Children and Families; and Thomas A. Gustafson, Deputy Director, Centers for Medicare and Medicaid Services; Julie L. Myers, Assistant Secretary, U.S. Immigration and Customs Reform, Department of Homeland Security; Mark W. Emerson, Commissioner, IRS, Department of the Treasury; Jo Anne B. Barnhart, Commissioner, SSA; and public witnesses.

### INTELLIGENCE COMMUNITY ACQUISITION REFORM

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on Intelligence Community Acquisition Reform. Testimony was heard from departmental witnesses.

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## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 838)

S. 655, to amend the Public Health Service Act with respect to the National Foundation for the Centers for Disease Control and Prevention. Signed on July 26, 2006. (Public Law 109–245)

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## COMMITTEE MEETINGS FOR THURSDAY, JULY 27, 2006

(Committee meetings are open unless otherwise indicated)

### Senate

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Forestry, Conservation, and Rural Revitalization, to hold an oversight hearing to examine the Department of Agriculture's use of technical service providers, 10 a.m., SR–328A.

*Committee on Armed Services:* to hold hearings to examine the nomination of Lieutenant General James T. Conway, USMC, for appointment to the grade of general and to be Commandant of the Marine Corps, 10 a.m., SR–222.

*Committee on Commerce, Science, and Transportation:* to hold a hearing to examine pending nominations, 11 a.m., SR–253.

*Committee on Energy and Natural Resources:* Subcommittee on Water and Power, to hold hearings to examine S. 3638, to encourage the Secretary of the Interior to participate in projects to plan, design, and construct water

supply projects and to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to encourage the design, planning, and construction of projects to treat impaired surface water, reclaim and reuse impaired groundwater, and provide brine disposal in the State of California, S. 3639, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to provide standards and procedures for the review of water reclamation and reuse projects, H.R. 177, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Prado Basin Natural Treatment System Project, to authorize the Secretary to carry out a program to assist agencies in projects to construct regional brine lines in California, to authorize the Secretary to participate in the Lower Chino Dairy Area desalination demonstration and reclamation project, H.R. 2341, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of a project to reclaim and reuse wastewater within and outside of the service area of the City of Austin Water and Wastewater Utility, Austin, Texas, and H.R. 3418, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Central Texas Water Recycling and Reuse Project, 2:30 p.m., SD–366.

*Committee on Environment and Public Works:* to hold hearings to examine a path forward for the nation's emergency preparedness and response system relating to the Stafford Act, 9:30 a.m., SD–406.

*Committee on Finance:* business meeting to consider proposed legislation implementing the U.S.-Peru Trade Promotion Agreement, and S. 3495, to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Vietnam, 10 a.m., SD–215.

*Committee on Foreign Relations:* to hold hearings to examine the nominations of John Robert Bolton, of Maryland, to be the U.S. Representative to the United Nations, with the rank and status of Ambassador, and the U.S. Representative in the Security Council of the United Nations, to which position he was appointed during the recess of the Senate from July 29, 2005, to September 1, 2005, and to be U.S. Representative to the Sessions of the General Assembly of the United Nations during his tenure of service as U.S. Representative to the United Nations, to which position he was appointed during the recess of the Senate from July 29, 2005, to September 1, 2005, 9:30 a.m., SH–216.

Full Committee, to hold hearings to examine the nominations of Richard W. Graber, of Wisconsin, to be Ambassador to the Czech Republic, and Karen B. Stewart, of Florida, to be Ambassador to the Republic of Belarus, 2:30 p.m., SD–419.

*Committee on Health, Education, Labor, and Pensions:* to hold hearings to examine S. 3128, to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, 10 a.m., SD–430.

*Committee on Homeland Security and Governmental Affairs:* business meeting to consider S. 1838, to provide for the sale, acquisition, conveyance, and exchange of certain real property in the District of Columbia to facilitate the utilization, development, and redevelopment of such property, S. 3721, to amend the Homeland Security Act of



2002 to establish the United States Emergency Management Authority, S. 2590, to require full disclosure of all entities and organizations receiving Federal funds, S. 3613, to designate the facility of the United States Postal Service located at 2951 New York Highway 43 in Averill Park, New York, as the "Major George Quamo Post Office Building", H.R. 4246, to designate the facility of the United States Postal Service located at 8135 Forest Lane in Dallas, Texas, as the "Dr. Robert E. Price Post Office Building", H.R. 4962, to designate the facility of the United States Postal Service located at 100 Pitcher Street in Utica, New York, as the "Captain George A. Wood Post Office Building", H.R. 5104, to designate the facility of the United States Postal Service located at 1750 16th Street South in St. Petersburg, Florida, as the "Morris W. Milton Post Office", H.R. 5169, to designate the facility of the United States Postal Service located at 1310 Highway 64 NW. in Ramsey, Indiana, as the "Wilfred Edward 'Cousin Willie' Sieg, Sr. Post Office", H.R. 5540, to designate the facility of the United States Postal Service located at 217 Southeast 2nd Street in Dimmitt, Texas, as the "Sergeant Jacob Dan Dones Post Office", H.R. 4646, to designate the facility of the United States Postal Service located at 7320 Reseda Boulevard in Reseda, California, as the "Coach John Wooden Post Office Building", S. 2555, to designate the facility of the United States Postal Service located at 2633 11th Street in Rock Island, Illinois, as the "Lane Evans Post Office Building", S. 2719 and H.R. 5107, bills to designate the facility of the United States Postal Service located at 1400 West Jordan Street in Pensacola, Florida, as the "Earl D. Hutto Post Office Building", H.R. 4811, to designate the facility of the United States Postal Service located at 215 West Industrial Park Road in Harrison, Arkansas, as the "John Paul Hammerschmidt Post Office Building", and the nominations of Paul A. Denett, of Virginia, to be Administrator for Federal Procurement Policy, Anna Blackburne-Rigsby, to be Associate Judge of the District of Columbia Court of Appeals, Phyllis D. Thompson, to be Associate Judge of the District of Columbia Court of Appeals, Jennifer M. Anderson, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia, and Mickey D. Barnett, of New Mexico, Katherine C. Tobin, of New York, and Ellen C. Williams, of Kentucky, each to be a Governor of the United States Postal Service, 10 a.m., SD-342.

Subcommittee on Federal Financial Management, Government Information, and International Security, to hold hearings to examine the Health Resources and Services Administration financial management of its budget in carrying out its mission to increase access to and quality of health care, 2:30 p.m., SD-342.

*Committee on the Judiciary:* business meeting to consider the nominations of Kimberly Ann Moore, of Virginia, to be United States Circuit Judge for the Federal Circuit, Frances Marie Tydingco-Gatewood, to be Judge for the District Court of Guam, and Steven G. Bradbury, of Maryland, to be Assistant Attorney General for the Office of Legal Counsel, and R. Alexander Acosta, to be United States Attorney for the Southern District of Florida, both of the Department of Justice, S. 2453, to establish procedures for the review of electronic surveillance programs, S. 2455, to provide in statute for the conduct of electronic surveillance of suspected terrorists for the purposes of protecting the American people, the Nation, and its interests from terrorist attack while ensuring that the

civil liberties of United States citizens are safeguarded, S. 2468, to provide standing for civil actions for declaratory and injunctive relief to persons who refrain from electronic communications through fear of being subject to warrantless electronic surveillance for foreign intelligence purposes, S. 3001, to ensure that all electronic surveillance of United States persons for foreign intelligence purposes is conducted pursuant to individualized court-issued orders, to streamline the procedures of the Foreign Intelligence Surveillance Act of 1978, S. 2831, to guarantee the free flow of information to the public through a free and active press while protecting the right of the public to effective law enforcement and the fair administration of justice, S. 155, to increase and enhance law enforcement resources committed to investigation and prosecution of violent gangs, to deter and punish violent gang crime, to protect law-abiding citizens and communities from violent criminals, to revise and enhance criminal penalties for violent crimes, to reform and facilitate prosecution of juvenile gang members who commit violent crimes, to expand and improve gang prevention programs, S. 1845, to amend title 28, United States Code, to provide for the appointment of additional Federal circuit judges, to divide the Ninth Judicial Circuit of the United States into 2 circuits, S. 2679, to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, and other committee matters, 10:45 a.m., SD-226.

Subcommittee on Terrorism, Technology and Homeland Security, to hold hearings to examine detecting smuggled nuclear weapons, 2:30 p.m., SD-226.

*Committee on Small Business and Entrepreneurship:* business meeting to mark up an original bill to reauthorize the Small Business Administration, 10 a.m., SR-428A.

*Committee on Veterans' Affairs:* business meeting to consider the nominations of Patrick W. Dunne, of New York, to be Assistant Secretary for Policy and Planning, and Thomas E. Harvey, of New York, to be Assistant Secretary for Congressional Affairs, both of the Department of Veterans Affairs, Time to be announced, Room to be announced.

Full Committee, to hold hearings to examine the nominations of Patrick W. Dunne, of New York, to be Assistant Secretary of Veterans Affairs for Policy and Planning, and Thomas E. Harvey, of New York, to be Assistant Secretary of Veterans Affairs for Congressional Affairs, 10 a.m., SR-418.

*Select Committee on Intelligence:* to hold closed hearings to examine the nomination of Randall M. Fort, of Virginia, to be an Assistant Secretary of State for Intelligence and Research, 2:30 p.m., SH-219.

*Special Committee on Aging:* to hold hearings to examine at home DNA tests, focusing on whether these should be considered a marketing scam or a medical breakthrough, 10 a.m., SD-106.

## House

*Committee on Agriculture,* hearing and markup of H.R. 503, To amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption; and to consider H.R. 3849, PIC and POPs Conventions and the LRTAP POPs Protocol Implementation Act.

Subcommittee on Conservation, Credit, Rural Development, and Research, hearing to review Conservation Issues, 1 p.m., 1300 Longworth.

*Committee on Appropriations*, Subcommittee on Homeland Security, hearing on Border Security and Immigration Enforcement, 10 a.m., 2359 Rayburn.

Subcommittee on Science, the Departments of State, Justice, and Commerce, and Related Agencies, hearing on the Census, 9:30 a.m., H-309 Capitol.

*Committee on Education and the Workforce*, hearing on No Child Left Behind: Can Growth Models Ensure Improved Education for All Students, 10 a.m., 2175 Rayburn.

*Committee on Energy and Commerce*, Subcommittee on Health to continue hearings on How to Build a Payment System that Provides Quality, Efficient Care for Medicare Beneficiaries. Testimony was heard from

Subcommittee on Energy and Air Quality, hearing on the following: Pipeline Safety Improvement Act Reauthorization; and H.R. 5872, Pipeline Safety Improvement Act of 2006, 11 a.m., 2123 Rayburn.

Subcommittee on Oversight and Investigations, to continue hearings entitled "Questions Surrounding the 'Hockey Stick' Temperature Studies: Implications for Climate Change Assessments," 2 p.m., 2322 Rayburn.

*Committee on Financial Services*, Subcommittee on Domestic and International Monetary Policy, Trade, and Technology, hearing entitled "Review of the Repatriation of Holocaust Art Assets in the United States," 10 a.m., 2128 Rayburn.

*Committee on Government Reform*, hearing entitled "Code Yellow: Is The DHS Acquisition Bureaucracy a Formula for Disaster?" 10 a.m., 2154 Rayburn.

Subcommittee on Energy and Resources, hearing entitled "Royalty Relief and Price Thresholds III," 2 p.m., 2154 Rayburn.

*Committee on Homeland Security*, to mark up H.R. 5695, Chemical Facility Anti-Terrorism Act of 2006, 10 a.m., 210 Cannon.

*Committee on House Administration*, to mark up H.R. 2134, Commission to Study the Potential Creation of a National Museum of the American Latino Community Act of 2005; followed by an oversight hearing on the Library of Congress.

*Committee on International Relations*, Subcommittee on Africa, Human Rights and International Operations, hearing to Review the Progress and Charting the Path Ahead: the Microenterprise Results and Accountability Act of 2004, 2 p.m., 2200 Rayburn.

Subcommittee on Western Hemisphere, hearing on the Report of the Commission for Assistance to a Free Cuba, 2 p.m., 2172 Rayburn.

*Committee on the Judiciary*, Subcommittee on Courts, the Internet, and Intellectual Property, hearing on H.R. 5055, To amend title 17, United States Code, to provide

protection for fashion design, 9 a.m., and to mark up H.R. 5418, To establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges, 10:30 a.m., 2141 Rayburn.

Subcommittee on Immigration, Border Security and Claims, oversight hearing on Whether Attempted Implementation of the Senate Immigration Bill Will Result in an Administrative and National Security Nightmare, 11:30 a.m., 2141 Rayburn.

*Committee on Resources*, Subcommittee on Fisheries and Oceans, oversight hearing to Examine Atlantic Striped Bass Conservation and Management, 10 a.m., 1324 Longworth.

Subcommittee on Forests and Forest Health, hearing on the following bills: H.R. 5760, Giant Sequoia National Monument Transition Act of 2006; H.R. 5149, Eastern Sierra Rural Heritage and Economic Enhancement Act; H.R. 4784, Eugene Land Conveyance Act; H.R. 4235, Browns Canyon Wilderness Act; H.R. 2718, Idaho Land Enhancement Act; H.R. 2039, and S. 225, Federal Land Recreational Visitor Protection Act of 2005, 1334 Longworth.

Subcommittee on Water and Power, hearing on the following bills: H.R. 630, To authorize the Secretary of the Interior to convey certain Federal lands to the City of Yuma, Arizona, in exchange for certain lands owned by the City of Yuma, Arizona; H.R. 5666, Southern Idaho Bureau of Reclamation Act of 2006; H.R. 5796, To direct the Secretary of the Interior to exclude and defer from the pooled reimbursable costs of the Central Valley Project the reimbursable capital costs of the unused capacity of the Folsom South Canal, Auburn-Folsom South Unit, Central Valley Project, and S. 895, Rural Water Supply Act of 2005, 10 a.m., 1334 Longworth.

*Committee on Science*, Subcommittee on Environment, Technology and Standards, hearing on Undersea Research and Ocean Exploration: H.R. 3835, National Ocean Exploration Program Act, 2 p.m., 2318 Rayburn.

*Committee on Ways and Means*, Subcommittee on Health, hearing on Emergency Care, 10 a.m., 1100 Longworth.

*Permanent Select Committee on Intelligence*, executive, briefing on Global Updates/Hotspots, 9 a.m., H-405 Capitol.

Hearing on FISA legislation, 1 p.m., 2212 Rayburn.

Subcommittee on Intelligence Policy, executive, hearing on U.S.-Russian Strategic Considerations, 4 p.m., H-405 Capitol.

### Joint Meetings

*Commission on Security and Cooperation in Europe*: to hold hearings to examine how the United States Government can live up to its commitment to promote human rights and democratic governance in Russia while preserving a relationship with Moscow, 1 p.m., SD-562.

Next Meeting of the SENATE

9:30 a.m., Thursday, July 27

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Thursday, July 27

Senate Chamber

**Program for Thursday:** Senate will begin consideration of S. 3711, Gulf of Mexico Energy Security Act.

House Chamber

**Program for Thursday:** Consideration of H.R. 4157—Health Information Technology Promotion Act of 2005 (Subject to a Rule); and H.R. 5766—Government Efficiency Act of 2006 (Subject to a Rule). Rolled Vote on George Miller Motion to Instruct Conferees on H.R. 2830—Pension Protection Act of 2005.

Extensions of Remarks, as inserted in this issue

HOUSE

Baca, Joe, Calif., E1536  
 Berry, Marion, Ark., E1533, E1538  
 Bonner, Jo, Ala., E1534  
 Boucher, Rick, Va., E1537  
 Brown-Waite, Ginny, Fla., E1543  
 Burgess, Michael C., Tex., E1536  
 Burton, Dan, Ind., E1534  
 Capuano, Michael E., Mass., E1533, E1541  
 Carson, Julia, Ind., E1533  
 Cooper, Jim, Tenn., E1536  
 Engel, Eliot L., N.Y., E1541  
 Farr, Sam, Calif., E1540  
 Fortuño, Luis, Puerto Rico, E1536

Gallegly, Elton, Calif., E1545  
 Gordon, Bart, Tenn., E1533, E1538  
 Green, Al, Tex., E1546  
 Green, Mark, Wisc., E1540  
 Holt, Rush D., N.J., E1537, E1547  
 Jackson-Lee, Sheila, Tex., E1548  
 Johnson, Timothy V., Ill., E1539  
 Kennedy, Mark R., Minn., E1534  
 Lipinski, Daniel, Ill., E1537  
 McCaul, Michael T., Tex., E1533  
 McNulty, Michael R., N.Y., E1539  
 Maloney, Carolyn B., N.Y., E1535  
 Meek, Kendrick B., Fla., E1535  
 Melancon, Charlie, La., E1542  
 Miller, Jeff, Fla., E1544

Moran, Jerry, Kans., E1538  
 Ney, Robert W., Ohio, E1545  
 Paul, Ron, Tex., E1540  
 Porter, Jon C., Nev., E1543, E1543, E1544, E1544, E1545,  
 E1545, E1546, E1546, E1547, E1547  
 Radanovich, George, Calif., E1539  
 Reyes, Silvestre, Tex., E1542  
 Scott, David, Ga., E1536  
 Sherwood, Don, Pa., E1543  
 Tanner, John S., Tenn., E1545  
 Thompson, Bennie G., Miss., E1537  
 Towns, Edolphus, N.Y., E1541  
 Van Hollen, Chris, Md., E1535, E1546  
 Wilson, Joe, S.C., E1534



# Congressional Record

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