

# Daily Digest

## HIGHLIGHTS

House Committee ordered reported the following appropriations for Fiscal Year 2006: Defense; and Science, The Departments of State, Justice, and Commerce, and Related Agencies.

## Senate

### Chamber Action

*Routine Proceedings, pages S6115–S6173*

**Measures Introduced:** Twenty-one bills and two resolutions were introduced, as follows: S. 1173–1193, and S. Res. 161–162. **Page S6154**

#### Measures Reported:

S. 714, to amend section 227 of the Communications Act of 1934 (47 U.S.C. 227) relating to the prohibition on junk fax transmissions, with amendments. (S. Rept. No. 109–76) **Page S6153**

**Nomination Considered:** Senate continued consideration of the nomination of Janice R. Brown, of California, to be United States Circuit Judge for the District of Columbia Circuit. **Pages S6116–46**

By 65 yeas to 32 nays (Vote No. 130), 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 nomination. **Page S6129**

A unanimous-consent-time agreement was reached providing for further consideration of the nomination on Wednesday, June 8, 2005, with a vote on confirmation of the nomination to occur at 5 p.m. **Page S6129**

#### Appointments:

**Mexico-U.S. Interparliamentary Group:** The Chair, on behalf of the Vice President, pursuant to 22 U.S.C., 276h–276k, as amended, appointed the following Senator as a member of the Senate Delegation to the Mexico-U.S. Interparliamentary Group during the First Session of the 109th Congress: Senator Reed. **Page S6172**

**Mexico-U.S. Interparliamentary Group:** The Chair, on behalf of the Vice President, pursuant to 22 U.S.C., 276h–276k, as amended, appointed the following Senators as members of the Senate Delegation to the Mexico-U.S. Interparliamentary Group during the First Session of the 109th Congress: Senators Sessions and Crapo. **Page S6172**

**Executive Communications:** **Page S6153**

**Additional Cosponsors:** **Pages S6154–56**

**Statements on Introduced Bills/Resolutions:** **Pages S6156–71**

**Additional Statements:** **Pages S6152–53**

**Authority for Committees to Meet:** **Pages S6171–72**

**Privilege of the Floor:** **Page S6172**

**Record Votes:** One record vote was taken today. (Total—130) **Page S6129**

**Adjournment:** Senate convened at 9:45 a.m. and adjourned at 5:20 p.m. until 9:30 a.m., on Wednesday, June 8, 2005. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S6172.)

**Committee Meetings**

(Committees not listed did not meet)

### Committee Meetings

(Committees not listed did not meet)

#### CAFTA–DR

**Committee on Agriculture, Nutrition, and Forestry:** Committee concluded a hearing to examine the United States-Central America-Dominican Republic Free Trade Agreement (CAFTA), focusing on potential impacts on the agriculture and food sectors, after receiving testimony from Mike Johanns, Secretary of Agriculture; Allen F. Johnson, Chief Agricultural Negotiator, Office of the United States Trade Representative; Bob Stallman, Columbus, Texas, on behalf of the American Farm Bureau Federation; Cal Dooley, Food Products Association, Tom Buis, National Farmers Union, and Augustine Tantillo, American Manufacturing Trade Action Coalition, all

of Washington, D.C.; Robert E. McLendon, Leary Georgia, National Cotton Council; and Jack Roney, American Sugar Alliance, Arlington, Virginia.

#### **APPROPRIATIONS: DEPARTMENT OF THE INTERIOR**

*Committee on Appropriations:* Subcommittee on Interior and Related Agencies approved for full Committee consideration H.R. 2361, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2006, with an amendment in the nature of a substitute.

#### **TANKER PROGRAM**

*Committee on Armed Services:* Committee concluded open and closed hearings to examine the Department of Defense Inspector General's Management Accountability Review of the Boeing KC-767A Tanker Program, after receiving testimony from Gordon R. England, Acting Deputy Secretary, Michael W. Wynne, Under Secretary for Acquisition, Technology, and Logistics, Joseph E. Schmitz, Inspector General, and Thomas F. Gimble, Deputy Inspector General, all of the Department of Defense; and Michael L. Dominguez, Acting Secretary, and General John P. Jumper, USAF, Chief of Staff, both of the U.S. Air Force.

#### **INTERNATIONAL MONETARY FUND REFORM**

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on International Trade and Finance concluded a hearing to examine progress on reform of the International Monetary Fund, focusing on the growing role of international debt securities, the increase in volume of private capital flows, and the increasing interconnection between financial markets, after receiving testimony from Randal Quarles, Acting Under Secretary of the Treasury for International Affairs; Allan H. Meltzer, Carnegie Mellon University, Pittsburgh, Pennsylvania; and C. Fred Bergsten, Institute for International Economics, Washington, D.C.

#### **PRIVATE PENSIONS**

*Committee on Finance:* Committee held a hearing to current problems and future challenges of defined-benefit pension plans, relating to the United Airlines case, receiving testimony from David M. Walker, Comptroller General of the United States, Government Accountability Office; Bradley D. Belt, Executive Director, Pension Benefit Guaranty Corporation; Douglas Holtz-Eakin, Director, Congressional Budget Office; Patricia A. Friend, Association of Flight Attendants—CWA, AFL—CIO, and Duane E. Woerth, Air Line Pilots Association, International,

both of Washington, D.C.; Robert Roach, Jr., International Association of Machinists and Aerospace Workers, Upper Marlboro, Maryland; Glenn F. Tilton, United Airlines, Chicago, Illinois; Douglas M. Steenland, Northwest Airlines, Minneapolis, Minnesota; and Gerald Grinstein, Delta Air Lines, Atlanta, Georgia.

Hearing recessed subject to the call.

#### **NOMINATION**

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nomination of Zalmai Khalilzad, of Maryland, to be Ambassador to Iraq, after the nominee, who was introduced by Senator Hagel, testified and answered questions in his own behalf.

#### **CHINA**

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs concluded a hearing to examine the emergence of China throughout Asia relating to security and economic consequences for the U.S., focusing on China's growth in the East Asia region, what growth means for the United States, and policy decisions to maintain U.S. presence politically, economically, and militarily in the region, after receiving testimony from Christopher R. Hill, Assistant Secretary of State for East Asian and Pacific Affairs; Minxin Pei, Carnegie Endowment for International Peace, and Catharin E. Dalpino, Georgetown University and The George Washington University, both of Washington, D.C.; and Mikkal E. Herberg, The National Bureau of Asian Research, Seattle, Washington.

#### **PENSION PLAN REFORM**

*Committee on Health, Education, Labor, and Pensions:* Subcommittee on Retirement Security and Aging concluded a hearing to examine reforming hybrid and multi-employer pension plans, focusing on the causes of uncertainty for hybrids and multiemployer plans, including funding problems and proposals to restore stability and solvency, after receiving testimony from Randy G. DeFrehn, National Coordinating Committee for Multiemployer Plans, Timothy P. Lynch, Motor Freight Carriers Association, William F. Sweetnam, Jr., The Groom Law Group, on behalf of the American Benefits Council, and David Certner, AARP, all of Washington, D.C.; Jeffrey Noddle, SUPERVALU, INC., Minneapolis, Minnesota, on behalf of the Food Marketing Institute; John Ward, Standard Forwarding Co., East Moline, Illinois, on behalf of the Multiemployer Pension Plan Alliance; and Ellen Collier, Eaton Corporation, Cleveland, Ohio, on behalf of the Coalition to Preserve the Defined Benefit System.

**BORDER SECURITY**

*Committee on the Judiciary:* Subcommittee on Immigration, Border Security and Citizenship and the Subcommittee on Terrorism, Technology and Homeland Security concluded joint hearings to examine the successes and challenges of border security, focusing on resources and strategies to improve national security, after receiving testimony from David Aguilar, Chief, Office of Border Patrol, U.S. Customs and Border Protection, and Wesley Lee, Acting Director, Detention and Removal Operations, U.S. Immigration and Customs Enforcement, both of the Department of Homeland Security; and C. Stewart Verdery, Jr., Mehlman Vogel Castagnetti, Inc., and

Center for Strategic and International Studies, Washington, D.C.

**BUSINESS MEETING**

*Select Committee on Intelligence:* Committee met in closed session and ordered favorably reported an original bill to reauthorize certain provisions of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism (USA PATRIOT) Act of 2001 and the Intelligence Reform and Terrorism Prevention Act of 2004, to clarify certain definitions in the Foreign Intelligence Surveillance Act of 1978, to provide additional investigative tools necessary to protect the national security.

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## House of Representatives

**Chamber Action**

**Measures Introduced:** 44 public bills, H.R. 2745–2788; 2 private bills, H.R. 2789–2790; and 2 resolutions, H. Res. 305–306 were introduced.

**Pages H4186–87**

**Additional Cosponsors:**

**Pages H4187–88**

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

Filed on June 2: H.R. 2475, to authorize appropriations for fiscal year 2006 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, amended (H. Rept. 109–101);

Filed on June 2: H.R. 2744, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2006 (H. Rept. 109–102);

H. Res. 169, recognizing the importance of sun safety, amended, (H. Rept. 109–103);

H.R. 1812, to amend the Public Health Service Act to authorize a demonstration grant program to provide patient navigator services to reduce barriers and improve health care outcomes (H. Rept. 109–104);

H. Res. 303, providing for consideration of H.R. 2744, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2006 (H. Rept. 109–105); and

H. Res. 304, providing for the consideration of H.J. Res. 27, withdrawing the approval of the United States from the Agreement establishing the World Trade Organization (H. Rept. 109–106).

**Pages H4185–86**

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

**Page H4145**

**Board of Directors of the Office of Compliance—Reappointment:** The Chair announced on behalf of the Speaker and Minority Leader of the House and the Majority and Minority Leaders of the Senate, the joint reappointment of Ms. Barbara L. Camens of Washington D.C. and Ms. Roberta L. Holzwarth of Rockford, Illinois to a five year term to the Board of Directors of the Office of Compliance; and in addition, the joint redesignation of Ms. Susan S. Robfogel of Rochester, New York as Chairman.

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

*Amending United States Code to authorize the National Defense University to award the degree of Master of Science in Joint Campaign Planning and Strategy:* H.R. 1490, amended, to amend title 10, United States Code, to authorize the National Defense University to award the degree of Master of Science in Joint Campaign Planning and Strategy:

**Pages H4147–48**

*Recognizing the importance of sun safety:* H. Res. 169, amended, recognizing the importance of sun safety;

**Pages H4148–50**

*Recognizing the historic significance of the Cinco de Mayo holiday:* H. Con. Res. 44, recognizing the historic significance of the Mexican holiday of Cinco de Mayo, by a  $\frac{2}{3}$  yeas-and-nays vote of 405 yeas with none voting “nay”, Roll No. 228; and

**Pages H4150–52, H4157–58**

*Sense of the House regarding manifestations of anti-Semitism by United Nations member states:* H. Res. 282, expressing the sense of the House of

Representatives regarding manifestations of anti-Semitism by United Nations member states and urging action against anti-Semitism by United Nations officials, United Nations member states, and the Government of the United States, by a  $\frac{2}{3}$  yeas-and-nay vote of 409 yeas to 2 nays, Roll No. 229.

Pages H4152–59

**Recess:** The House recessed at 3:17 p.m. and reconvened at 6:30 p.m.

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**Quorum Calls—Votes:** Two yeas-and-nay voted developed during the proceedings of today and appear on pages H4158 and H4158–59. There were no quorum calls.

**Adjournment:** The House met at 2 p.m. and adjourned at 11:13 p.m.

## Committee Meetings

### DEFENSE AND SCIENCE, THE DEPARTMENTS OF STATE, JUSTICE, AND COMMERCE, AND RELATED AGENCIES APPROPRIATIONS FISCAL YEAR 2006

*Committee on Appropriations:* Ordered reported the following appropriations for Fiscal Year 2006: Defense; and Science, The Departments of State, Justice, and Commerce, and Related Agencies.

### DOD EXCESS PROPERTY SYSTEMS

*Committee on Government Reform:* Subcommittee on National Security, Emerging Threats and International Relations held a hearing entitled “DOD Excess Property Systems: Throwing Away Millions.” Testimony was heard from Gregory D. Kutz, Managing Director, Forensic Audits and Special Investigations, GAO; and the following officials of the Department of Defense: Alan F. Estevez, Assistant Deputy Under Secretary, (Supply Chain Integration); MG Daniel Mongeon, USA, Director, Logistics Operations; and COL Patrick E. O’Donnell, USA, Commander, Defense Reutilization and Marketing Service.

### OVERSIGHT—MUTUAL FUND TRADING ABUSES

*Committee on the Judiciary:* Subcommittee on Commercial and Administrative Law held an oversight hearing on “Mutual Fund Trading Abuses.” Testimony was heard from Richard J. Hillman, Director, Financial Markets and Community Investment, GAO; Lori A. Richards, Director, Office of Compliance Inspections and Examinations, SEC; William Francis Galvin, Secretary, State of Massachusetts; and a public witness.

### CHILD PROTECTION MEASURES

*Committee on the Judiciary:* Subcommittee on Crime, Terrorism, and Homeland Security held a hearing on the following bills: H.R. 2318, Protection Against Sexual Exploitation of Children Act of 2005; and H.R. 2388, Prevention and Deterrence of Crimes Against Children Act of 2005. Testimony was heard

from Laura Parsky, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Charlie Crist, Attorney General, State of Florida; and public witnesses.

### INTELLIGENCE AUTHORIZATION ACT FISCAL YEAR 2006

*Committee on Rules:* Heard testimony from Chairman Hoekstra and Representative Shays, Harman, Markey and Maloney, but action was deferred on H.R. 2475, Intelligence Authorization Act for Fiscal Year 2006.

### AGRICULTURE, RURAL DEVELOPMENT, FDA, AND RELATED AGENCIES APPROPRIATIONS FISCAL YEAR 2006

*Committee on Rules:* Granted, by voice vote, an open rule on H.R. 2744, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations for the fiscal year ending September 30, 2006, providing one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. Under the rules of the House the bill shall be read for amendment by paragraph. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of the rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Bonilla, King of Iowa and DeLauro.

### WTO WITHDRAWAL

*Committee on Rules:* Granted, by voice vote, a closed rule on H.J. Res. 27, withdrawing the approval of the United States from the Agreement establishing the World Trade Organizations, providing two hours of debate equally divided among and controlled by the chairman and ranking member of the Committee on Ways and Means, Representative Paul of Texas, and Representative Sanders of Vermont. Section 2 of the resolution provides that during consideration of H.J. Res. 27 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

## Joint Meetings

### HUMAN TRAFFICKING

*Commission on Security and Cooperation in Europe (Helsinki Commission):* Commission concluded a hearing to examine the problem of human trafficking of American citizens in the United States, and related provisions of H.R. 972, to authorize appropriations for fiscal years 2006 and 2007 for the Trafficking

Victims Protection Act of 2000, after receiving testimony from Susan Orr, Associate Commissioner, Administration on Children, Youth, and Families, Department of Health and Human Service; Frank Barnaba, Paul and Lisa Program, Inc., Hartford, Connecticut; Norma Hotaling, Standing Against Global Exploitation (SAGE) Project, San Francisco, California; and a protected witness.

## COMMITTEE MEETINGS FOR WEDNESDAY, JUNE 8, 2005

(Committee meetings are open unless otherwise indicated)

### Senate

*Committee on Commerce, Science, and Transportation:* Subcommittee on Technology, Innovation, and Competitiveness, to hold hearings to examine manufacturing competitiveness in a high-tech era, focusing on current challenges that confront American manufacturers, how manufacturers have responded to these challenges, discuss how recent technological innovations have impacted the manufacturing industry, and explore what government should do to help American manufacturers remain competitive in today's global economy, 9:30 a.m., SR-253.

*Subcommittee on Disaster Prevention and Prediction,* to hold hearings to examine research and development to protect America's communities from disaster, focusing on National Institute of Standards and Technology recent World Trade Center report, as well as computer security, and chemical, biological, radiological detection standards, National Science Foundation scientific research in areas such as computer security and data mining, and NOAA's work developing atmospheric models to aid in prediction of the transport and dispersion of chemical and biological releases, including the hazards alert system, 2:30 p.m., SR-253.

*Committee on Environment and Public Works:* business meeting to consider H.R. 483, to designate a United States courthouse in Brownsville, Texas, as the "Reynaldo G. Garza and Filemon B. Vela United States Courthouse", S. 260, to authorize the Secretary of the Interior to provide technical and financial assistance to private landowners to restore, enhance, and manage private land to improve fish and wildlife habitats through the Partners for Fish and Wildlife Program, S. 864, to amend the Atomic Energy Act of 1954 to modify provisions relating to nuclear safety and security, S. 865, to amend the Atomic Energy Act of 1954 to reauthorize the Price-Anderson provisions, S. 858, to reauthorize Nuclear Regulatory Commission user fees, and or other purposes, S. 1017, to reauthorize grants from the water resources research and technology institutes established under the Water Resources Research Act of 1984, and S. 1140, to designate the State Route 1 Bridge in the State of Delaware as the "Senator William V. Roth, Jr. Bridge", 9:15 a.m., SD-406.

*Committee on Finance:* to hold hearings to examine proposals to reform the tax code relating to land conservation, 10 a.m., SD-628.

*Committee on Foreign Relations:* to hold hearings to examine the nominations of Pamela E. Bridgewater, of Vir-

ginia, to be Ambassador to Republic of Ghana, Donald E. Booth, of Virginia, to be Ambassador to Republic of Liberia, Terence Patrick McCulley, of Oregon, to be Ambassador to Republic of Mali, and Roger Dwayne Pierce, of Virginia, to be Ambassador to Republic of Cape Verde, 2:30 p.m., SD-419.

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

*Special Committee on Aging:* to hold hearings to examine exploring the promise of embryonic stem cell research, 2 p.m., SD-G50.

### House

*Committee on Energy and Commerce,* Subcommittee on Environment and Hazardous Materials, to mark up H.R. 2491, International Solid Waste Importation and Management Act of 2005, 2 p.m., 2123 Rayburn.

*Committee on Financial Services,* Subcommittee on Domestic and International Monetary Policy, Trade, and Technology, hearing entitled "Debt and Development: How to Provide Efficient, Effective Assistance to the World's Poorest Countries?" 2 p.m., 2128 Rayburn.

*Committee on Government Reform,* Subcommittee on Energy and Resources, hearing entitled "Ensuring the Reliability of the Nation's Electricity System," 1 p.m., 2154 Rayburn.

Subcommittee on Government Management, Finance, and Accountability, hearing entitled "Business Systems Modernization at the Department of Defense," 2 p.m., 2247 Rayburn.

*Committee on Homeland Security,* Subcommittee on Economic Security, Infrastructure Protection, and Cybersecurity, hearing entitled "The Homeland Security Missions of the Post-9/11 Coast Guard," 2 p.m., 2212 Rayburn.

*Committee on House Administration,* to mark up H.R. 1316, 527 Fairness Act of 2005, 4 p.m., 1310 Longworth.

*Committee on International Relations,* to mark up the following measures: H.R. 2745, United Nations Reform Act of 2005; H.R. 2601, Foreign Relations Authorization Act, Fiscal Years 2006 and 2007; and H. Res. 199, Expressing the sense of the House of Representatives regarding the massacre at Srebrenica in July 1995, 10:30 a.m., 2172 Rayburn.

*Committee on the Judiciary,* oversight hearing on Reauthorization of the USA PATRIOT Act, 10 a.m., 2141 Rayburn.

*Committee on Resources,* Subcommittee on Fisheries and Oceans, oversight hearing on the Scientific Review of Ocean Systems, 10 a.m., 1324 Longworth.

*Committee on Science,* hearing on Business Actions Reducing Greenhouse Gas Emissions, 10 a.m., 2318 Rayburn.

*Committee on Transportation and Infrastructure,* Subcommittee on Water Resources and Environment, oversight hearing on Financing Water Infrastructure Projects, Part 1, 10 a.m., 2167 Rayburn.

*Committee on Ways and Means,* hearing on Tax Reform, 10 a.m., 1100 Longworth.

*Next Meeting of the SENATE*

9:30 a.m., Wednesday, June 8

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Wednesday, June 8

## Senate Chamber

**Program for Wednesday:** Senate will continue consideration of the nomination of Janice R. Brown, of California, to be United States Circuit Judge for the District of Columbia Circuit, with a vote on confirmation of the nomination to occur at 5 p.m.; following which, Senate will resume consideration of the nomination of William H. Pryor, Jr., of Alabama, to be United States Circuit Judge for the Eleventh Circuit, with a vote on the motion to invoke cloture to occur thereon.

## House Chamber

**Program for Wednesday:** Begin consideration of H.R. 2744, Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act for FY 2006 (open rule, one hour of debate).

## Extensions of Remarks, as inserted in this issue

## HOUSE

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