

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S9439–S9557

Measures Introduced: Twenty-eight bills and one resolution were introduced, as follows: S. 3576–3603, and S. Res. 685. **Pages S9492–93**

Measures Reported:

H.R. 2963, to transfer certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, with amendments. (S. Rept. No. 110–503)

H.R. 5680, to amend certain laws relating to Native Americans, with amendments. (S. Rept. No. 110–504)

S. 160, to provide for compensation to the Lower Brule and Crow Creek Sioux Tribes of South Dakota for damage to tribal land caused by Pick-Sloan projects along the Missouri River. (S. Rept. No. 110–505)

S. 2489, to enhance and provide to the Oglala Sioux Tribe and Angostura Irrigation Project certain benefits of the Pick-Sloan Missouri River basin program. (S. Rept. No. 110–506)

Report to accompany S. 2041, to amend the False Claims Act. (S. Rept. No. 110–507)

S. 3160, to reauthorize and amend the National Sea Grant College Program Act. (S. Rept. No. 110–508)

H.R. 1943, to provide for an effective HIV AIDS program in Federal prisons.

H.R. 2631, to strengthen efforts in the Department of Homeland Security to develop nuclear forensics capabilities to permit attribution of the source of nuclear material, with an amendment in the nature of a substitute.

H.R. 3971, to encourage States to report to the Attorney General certain information regarding the deaths of individuals in the custody of law enforcement agencies, with an amendment in the nature of a substitute.

S. Res. 659, designating September 27, 2008, as Alcohol and Drug Addiction Recovery Day.

S. 3477, to amend title 44, United States Code, to authorize grants for Presidential Centers of Historical Excellence, with amendments.

S. 3501, to ensure that Congress is notified when the Department of Justice determines that the Executive Branch is not bound by a statute. **Pages S9491–92**

Measures Passed:

United States Supreme Court Police: Senate passed S. 3296, to extend the authority of the United States Supreme Court Police to protect court officials off the Supreme Court Grounds and change the title of the Administrative Assistant to the Chief Justice, after agreeing to the following amendment proposed thereto: **Page S9459**

Reid (for Kyl) Amendment No. 5645, to provide for a limitation on acceptance of honorary memberships by justices and judges. **Page S9459**

Michelle's Law: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of H.R. 2851, to amend the Employee Retirement Income Security Act of 1974, the Public Health Service Act, and the Internal Revenue Code of 1986 to ensure that dependent students who take a medically necessary leave of absence do not lose health insurance coverage, and the bill was then passed, clearing the measure for the President. **Page S9459**

Social Security Act: Committee on Finance was discharged from further consideration of S. 3560, to amend title XIX of the Social Security Act to provide additional funds for the qualifying individual (QI) program, and the bill was then passed. **Pages S9459–61**

Debbie Smith Reauthorization Act: Committee on the Judiciary was discharged from further consideration of H.R. 5057, to reauthorize the Debbie Smith DNA Backlog Grant Program, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page S9461**

Reid (for Biden) Amendment No. 5646, in the nature of a substitute. **Page S9461**

Methamphetamine Production Prevention Act: Senate passed S. 1276, to facilitate the creation of

methamphetamine precursor electronic logbook systems, after agreeing to the committee amendment in the nature of a substitute. **Pages S9461–63**

National Aeronautics and Space Administration Authorization Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 6063, to authorize the programs of the National Aeronautics and Space Administration, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S9471–73**

Nelson (FL)/Vitter Amendment No. 5648, in the nature of a substitute. **Page S9471**

Great Lakes Legacy Reauthorization Act: Senate passed H.R. 6460, to amend the Federal Water Pollution Control Act to provide for the remediation of sediment contamination in areas of concern, after agreeing to the following amendment proposed thereto: **Pages S9473–74**

Nelson (FL) (for Levin/Voinovich) Amendment No. 5649, to limit the duration of reauthorization. **Pages S9373–74**

Native American Housing Assistance and Self-Determination Reauthorization Act: Committee on Indian Affairs was discharged from further consideration of H.R. 2786, to reauthorize the programs for housing assistance for Native Americans, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page S9474**

Nelson (FL) (for Dorgan) Amendment No. 5647, in the nature of a substitute. **Page S9474**

Combating Child Exploitation Act: Senate passed S. 1738, to require the Department of Justice to develop and implement a National Strategy Child Exploitation Prevention and Interdiction, to improve the Internet Crimes Against Children Task Force, to increase resources for regional computer forensic labs, and to make other improvements to increase the ability of law enforcement agencies to investigate and prosecute child predators, after withdrawing the committee amendment in the nature of a substitute, and agreeing to the following amendments proposed thereto: **Pages S9544–48**

Durbin (for Biden) Amendment No. 5650, in the nature of a substitute. **Pages S9544–48**

Durbin (for Biden) Amendment No. 5651, to amend the title. **Page S9548**

Runaway and Homeless Youth Protection Act: Senate passed S. 2982, to amend the Runaway and Homeless Youth Act to authorize appropriations, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S9548–51**

Durbin (for Leahy) Amendment No. 5652, in the nature of a substitute. **Pages S9548–51**

Extend Waiver Authority: Senate passed H.R. 6890, to extend the waiver authority for the Secretary of Education under section 105 of subtitle A of title IV of division B of Public Law 109–148, relating to elementary and secondary education hurricane recovery relief, clearing the measure for the President. **Page S9551**

Defense Production Act Extension and Reauthorization: Senate passed H.R. 6894, to extend and reauthorize the Defense Production Act of 1950, clearing the measure for the President. **Pages S9551–52**

Need-Based Educational Aid Act: Committee on the Judiciary was discharged from further consideration of H.R. 1777, to amend the Improving America's Schools Act of 1994 to make permanent the favorable treatment of need-based educational aid under the antitrust laws, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Page S9552**

Durbin (for Leahy/Hatch) Amendment No. 5653, to amend the Improving America's Schools Act of 1994 to extend the favorable treatment of need-based educational aid under the antitrust laws. **Page S9552**

White Mountain Apache Tribe Rural Water System Loan Authorization Act: Senate passed S. 3128, to direct the Secretary of the Interior to provide a loan to the White Mountain Apache Tribe for use in planning, engineering, and designing a certain water system project, after agreeing to the committee amendment in the nature of a substitute. **Pages S9552–53**

Community Food Projects: Senate passed S. 3597, to provide that funds allocated for community food projects for fiscal year 2008 shall remain available until September 30, 2009. **Page S9553**

Submersible Vessels and Semi-Submersible Vessels: Senate passed S. 3598, to amend titles 46 and 18, United States Code, with respect to the operation of submersible vessels and semi-submersible vessels without nationality. **Pages S9553–54**

Appointments:

Commission on the Abolition of the Transatlantic Slave Trade: The Presiding Officer announced that the Minority Leader, pursuant to Public Law 110–183, appointed the following individual as a member of the Commission on the Abolition of the Transatlantic Slave Trade: Mark Rodgers, of Virginia. **Page S9557**

Federal Protective Service Guard Contracting Reform Act—Agreement: A unanimous-consent agreement was reached providing that the Secretary of the Senate be authorized to request the return of the papers on H.R. 3068, to prohibit the award of contracts to provide guard services under the contract security guard program of the Federal Protective Service to a business concern that is owned, controlled, or operated by an individual who has been convicted of a felony, from the House of Representatives. **Page S9474**

Department of Homeland Security Appropriations Act—Agreement: A unanimous consent agreement was reached providing that with respect to the message from the House of Representatives to accompany H.R. 2638, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, that if the motion to invoke cloture is filed on the motion to concur in the House amendment with a technical amendment on Friday, September 26, 2008, it be as though the cloture motion was filed on Thursday, September 25, 2008; provided further, that the mandatory cloture vote under Rule XXII be waived and the vote occur on Saturday, September 27, 2008, at a time to be determined. **Page S9557**

Treaties Approved: The following treaties having passed through their various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present having voted in the affirmative, the resolutions of ratification were agreed to:

Land-Based Sources Protocol to Cartagena Convention (Treaty Doc. 110–1) with 2 declarations;

International Convention for Suppression of Acts of Nuclear Terrorism (Treaty Doc. 110–4) with 1 reservation, 4 understandings, and 1 declaration;

Amendment to Convention on Physical Protection of Nuclear Material (Treaty Doc. 110–6) with 1 reservation, 3 understandings, and 1 declaration;

Protocols of 2005 to the Convention concerning Safety of Maritime Navigation and to the Protocol concerning Safety of Fixed Platforms on the Continental Shelf (Treaty Doc. 110–8) with reservations, understandings, and declarations;

The Hague Convention (Treaty Doc. 106–1(A)) with 4 understandings and 1 declaration;

Protocols to the North Atlantic Treaty of 1949 on Accession of Albania and Croatia (Treaty Doc. 110–20) with 1 declaration and 1 condition for each Protocol;

Amendments to Constitution and Convention of International Telecommunication Union (ITU) (Geneva 1992) (Treaty Doc. 108–5) with declarations and reservations;

2002 Amendments to the ITU Constitution and Convention (Treaty Doc. 109–11) with declarations and reservations; and

Amendments to the Constitution and Convention of the International Telecommunication Union (Geneva, 1992) (Treaty Doc. 110–16) with declarations and reservations. **Pages S9554–57**

Nominations Discharged: The following nominations were discharged from further committee consideration and placed on the Executive Calendar:

Gracia M. Hillman, of the District of Columbia, to be a Member of the Election Assistance Commission for a term expiring December 12, 2009, which was sent to the Senate on June 13, 2007, from the Senate Committee on Rules and Administration.

Donetta Davidson, of Colorado, to be a Member of the Election Assistance Commission for a term expiring December 12, 2011, which was sent to the Senate on May 8, 2008, from the Senate Committee on Rules and Administration.

Rosemary E. Rodriguez, of Colorado, to be a Member of the Election Assistance Commission for a term expiring December 12, 2011, which was sent to the Senate on May 8, 2008, from the Senate Committee on Rules and Administration.

Gineen Bresso Beach, of New York, to be a Member of the Election Assistance Commission for the remainder of the term expiring December 12, 2009, which was sent to the Senate on July 31, 2008, from the Senate Committee on Rules and Administration.

Mark Everett Keenum, of Mississippi, to be a Member of the Farm Credit Administration Board, Farm Credit Administration for a term expiring May 21, 2014, which was sent to the Senate on June 26, 2008, from the Senate Committee on Agriculture, Nutrition, and Forestry. **Page S9557**

Messages From the House: **Pages S9487–88**

Measures Referred: **Page S9488**

Enrolled Bills Presented: **Page S9488**

Executive Communications: **Pages S9488–91**

Executive Reports of Committees: **Page S9492**

Additional Cosponsors: **Pages S9493–94**

Statements on Introduced Bills/Resolutions: **Pages S9494–S9519**

Additional Statements: **Pages S9483–87**

Amendments Submitted: **Pages S9519–43**

Authorities for Committees to Meet: **Pages S9543–44**

Privileges of the Floor: **Page S9544**

Recess: Senate convened at 9:30 a.m. and recessed at 9:22 p.m., until 9:30 a.m. on Friday, September 26, 2008. (For Senate's program, see the remarks of

the Acting Majority Leader in today's Record on page S9557.)

Committee Meetings

(Committees not listed did not meet)

SERE TECHNIQUES

Committee on Armed Services: Committee concluded a hearing to examine the authorization of Survival Evasion Resistance and Escape (SERE) techniques for interrogations in Iraq, focusing on the Committee's inquiry into the treatment of detainees in United States custody, after receiving testimony from Colonel Steven M. Kleinman, USAFR, former Director of Intelligence, Personnel Recovery Academy, and Colonel John R. Moulton II, USAF (Ret.), former Commander, both of the Joint Personnel Recovery Agency, United States Joint Forces Command, Department of Defense.

CONSUMER PRIVACY

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine broadband internet service providers and consumer privacy, focusing on online advertising, after receiving testimony from Dorothy Attwood, AT&T, Inc., San Antonio, Texas; Peter Stern, Time Warner Cable, Stamford, Connecticut; and Thomas J. Tauke, Verizon Communications, and Gigi B. Sohn, Public Knowledge, both of Washington, D.C.

SUPERFUND SITE

Committee on Environment and Public Works: Committee concluded an oversight hearing to examine the Environmental Protection Agency's (EPA) clean-up of the Superfund site in Libby, Montana, after receiving testimony from Stephen J. Nesbitt, Assistant Inspector General for Investigations, Office of Inspector General, Environmental Protection Agency; and Brad Black, Center for Asbestos Related Disease, and Marianne Roose, Board of Commissioners, both of Libby, Montana.

MIDDLE EAST PEACE PROCESS

Committee on Foreign Relations: Subcommittee on Near Eastern and South and Central Asian Affairs concluded a hearing to examine the Middle East peace process, focusing on progress and prospects, after receiving testimony from David Welch, Assistant Secretary of State for Near Eastern Affairs.

PREVENTING NUCLEAR TERRORISM

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine ways to prevent nuclear terrorism, focusing on radiation detection portal monitors as key elements in

the national defenses against the threats of nuclear smuggling, after receiving testimony from Gene Aloise, Director, Natural Resources and Environment, Government Accountability Office; Vayl S. Oxford, Director, Domestic Nuclear Detection Office, and Thomas S. Winkowski, Assistant Commissioner, Office of Field Operations, U.S. Customs and Border Protection, both of the Department of Homeland Security; Thomas B. Cochran, Natural Resources Defense Council, Inc., Washington, D.C.; and Richard L. Wagner, Jr., Center for the Study of the Presidency, McLean, Virginia.

WEAPONS SYSTEMS

Committee on Homeland Security and Governmental Affairs: Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security concluded a hearing to examine the cost growth of major Department of Defense (DOD) weapons systems, focusing on fundamental changes that are needed to improve weapon program outcomes, after receiving testimony from James I. Finley, Deputy Under Secretary of Defense for Acquisition and Technology; Michael J. Sullivan, Director, Acquisition and Sourcing Management, Government Accountability Office; and Steven L. Schooner, George Washington University Law School Government Procurement Law Program, and Clark Murdock, Center for Strategic and International Studies, both of Washington, D.C.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported S. 3355, to authorize the Crow Tribe of Indians water rights settlement.

RECOGNITION BILLS

Committee on Indian Affairs: Committee concluded a hearing to examine S. 724, to extend the Federal recognition to the Little Shell Tribe of Chippewa Indians of Montana, S. 514, to extend Federal recognition to the Muscogee Nation of Florida, S. 1058, to expedite review of the Grand River Bands of Ottawa Indians of Michigan to secure a timely and just determination of whether the Bands are entitled to recognition as a Federal Indian tribe so that the Bands may receive eligible funds before the funds are no longer available, and H.R. 1294, to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe-Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe, after receiving testimony from Senator Webb; Representative Moran; Virginia Governor Timothy M. Kaine, Richmond; R. Lee Fleming, Director, Office of Federal Acknowledgment, Department of the Interior; John Sinclair, Little

Shell Tribe of Chippewa Indians of Montana, Great Falls; Ann Denson Tucker, Muscogee Nation of Florida, Bruce; Ron Yob, Grand River Bands of Ottawa Indians, Grand Rapids, Michigan; and Helen C. Rountree, Old Dominion University, Norfolk, Virginia.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following:

H.R. 3971, to encourage States to report to the Attorney General certain information regarding the deaths of individuals in the custody of law enforcement agencies, with an amendment in the nature of a substitute;

S. 3501, to ensure that Congress is notified when the Department of Justice determines that the Executive Branch is not bound by a statute;

H.R. 1943, to provide for an effective HIV/AIDS program in Federal prisons;

S. Res. 659, A resolution designating September 27, 2008, as Alcohol and Drug Addiction Recovery Day; and

The nominations of Clark Waddoups, to be United States District Judge for the District of Utah, Michael M. Anello, to be United States District Judge for the Southern District of California, Mary Stenson Scriven, to be United States District Judge for the Middle District of Florida, Christine M. Arguello, to be United States District Judge for the District of Colorado, Philip A. Brimmer, to be United States District Judge for the District of Colorado, Gregory G. Garre, of Maryland, to be Solicitor General of the United States, George W. Venables,

to be United States Marshal for the Southern District of California, A. Brian Albritton, to be United States Attorney for the Middle District of Florida, C. Darnell Jones II, to be United States District Judge for the Eastern District of Pennsylvania, Mitchell S. Goldberg, to be United States District Judge for the Eastern District of Pennsylvania, Joel H. Slomsky, to be United States District Judge for the Eastern District of Pennsylvania, Eric F. Melgren, to be United States District Judge for the District of Kansas, and Anthony John Trenga, to be United States District Judge for the Eastern District of Virginia, all of the Department of Justice.

Also, Committee approved the authorization for subpoenas relating to the Department of Justice Office of Legal Counsel.

NOMINATIONS

Committee on Rules and Administration: Committee concluded a hearing to examine the nominations of Gracia M. Hillman, of the District of Columbia, Donetta Davidson, of Colorado, Rosemary E. Rodriguez, of Colorado, and Gineen Bresso Beach, of New York, each to be a Member of the Election Assistance Commission, after the nominees, who were introduced by Senator Feinstein, testified and answered questions in their own behalf.

NOMINATION

Select Committee on Intelligence: Committee concluded a hearing to examine the nomination of J. Patrick Rowan, of Maryland, to be an Assistant Attorney General, after the nominee testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 50 public bills, H.R. 7060–7109; and 9 resolutions, H. Con. Res. 429–433; and H. Res. 1499, 1504–1506, were introduced. **Pages H9972–74**

Additional Cosponsors: **Pages H9974–75**

Reports Filed: Reports were filed today as follows:

H. Res. 1500, providing for consideration of motions to suspend the rules (H. Rept. 110–883);

H. Res. 1501, providing for consideration of the bill (H.R. 7060) to amend the Internal Revenue Code of 1986 to provide incentives for energy production and conservation, to extend certain expiring

provisions, and to provide individual income tax relief (H. Rept. 110–884);

Report of the Select Committee to Investigate the Voting Irregularities of August 2, 2007 (H. Rept. 110–885);

H.R. 6339, to amend title 5, United States Code, to provide additional leave for Federal employees to serve as poll workers, and to direct the Election Assistance Commission to make grants to States for poll worker recruitment and training, with an amendment (H. Rept. 110–886, Pt. 1);

H. Res. 1502, providing for consideration of the bill (H.R. 7060) to amend the Internal Revenue Code of 1986 to provide incentives for energy production and conservation, to extend certain expiring

provisions, and to provide individual income tax relief (H. Rept. 110–887);

H. Res. 1503, 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. 110–888);

H.R. 1157, to amend the Public Health Service Act to authorize the Director of the National Institute of Environmental Health Sciences to make grants for the development and operation of research centers regarding environmental factors that may be related to the etiology of breast cancer, with an amendment (H. Rept. 110–889); and

H.R. 6474, to authorize the Chief Administrative Officer of the House of Representatives to carry out a series of demonstration projects to promote the use of innovative technologies in reducing energy consumption and promoting energy efficiency and cost savings in the House of Representatives (H. Rept. 110–890). **Pages H9971–72**

Speaker: Read a letter from the Speaker wherein she appointed Representative Tauscher to act as Speaker pro tempore for today. **Page H9871**

Providing for consideration of motions to suspend the rules: The House agreed to H. Res. 1491, to provide for consideration of motions to suspend the rules, by voice vote. **Pages H9874–77**

Recess: The House recessed at 11:34 a.m. and reconvened at 12:05 p.m. **Page H9886**

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

Breast Cancer and Environmental Research Act of 2008: H.R. 1157, amended, to amend the Public Health Service Act to authorize the Director of the National Institute of Environmental Health Sciences to make grants for the development and operation of research centers regarding environmental factors that may be related to the etiology of breast cancer; **Pages H9912–13**

Tom Lantos Pulmonary Hypertension Research and Education Act of 2008: H.R. 6568, amended, to direct the Secretary of Health and Human Services to encourage research and carry out an educational campaign with respect to pulmonary hypertension; **Pages H9914–16**

Prenatally and Postnatally Diagnosed Conditions Awareness Act: S. 1810, to amend the Public Health Service Act to increase the provision of scientifically sound information and support services to patients receiving a positive test diagnosis for Down syndrome or other prenatally and postnatally diagnosed conditions—clearing the measure for the President; **Pages H9918–20**

Supporting the goals and ideals of Tay-Sachs Awareness Month: H. Res. 1333, amended, to support the goals and ideals of Tay-Sachs Awareness Month; **Pages H9922–23**

Health Centers Renewal Act of 2008: Agreed to the Senate amendment to H.R. 1343, to amend the Public Health Service Act to provide additional authorizations of appropriations for the health centers program under section 330 of such Act—clearing the measure for the President; **Pages H9923–26**

Travel Promotion Act of 2008: H.R. 3232, amended, to establish a non-profit corporation to communicate United States entry policies and otherwise promote tourist, business, and scholarly travel to the United States; and **Pages H9929–34**

Calling Card Consumer Protection Act: H.R. 3402, amended, to require accurate and reasonable disclosure of the terms and conditions of prepaid telephone calling cards and services. **Pages H9935–38**

Suspensions—Proceedings Postponed: The House debated the following measures under suspension of the rules. Further proceedings were postponed:

Improving Government Accountability Act: Agree to the Senate amendment to H.R. 928, to amend the Inspector General Act of 1978 to enhance the independence of the Inspectors General and to create a Council of the Inspectors General on Integrity and Efficiency; **Pages H9877–82**

Senior Professional Performance Act of 2008: S. 1046, to modify pay provisions relating to certain senior-level positions in the Federal Government; **Pages H9882–84**

Bulletproof Vest Partnership Grant Act of 2008: H.R. 6045, to amend title I of the Omnibus Crime Control and Safe Streets Act of 1968 to extend the authorization of the Bulletproof Vest Partnership Grant Program through fiscal year 2012; **Pages H9884–86**

Expressing the sense of Congress that the President should grant a posthumous pardon to John Arthur “Jack” Johnson: H. Con. Res. 214, to express the sense of Congress that the President should grant a posthumous pardon to John Arthur “Jack” Johnson for the 1913 racially motivated conviction of Johnson, which diminished his athletic, cultural, and historic significance, and tarnished his reputation; **Pages H9886–87**

Effective Child Pornography Prosecution Act: Agree to the Senate amendment to H.R. 4120, to amend title 18, United States Code, to provide for more effective prosecution of cases involving child pornography; **Pages H9887–89**

ALS Registry Act: S. 1382, to amend the Public Health Service Act to provide for the establishment of an Amyotrophic Lateral Sclerosis Registry; and

Pages H9916–17

Poison Center Support, Enhancement, and Awareness Act of 2008: S. 2932, to amend the Public Health Service Act to reauthorize the poison center national toll-free number, national media campaign, and grant program to provide assistance for poison prevention, sustain the funding of poison centers, and enhance the public health of people of the United States.

Pages H9920–22

Waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules: The House agreed to H. Res. 1490, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules, by a recorded vote of 222 ayes to 198 noes, Roll No. 638, after agreeing to order the previous question by a yea-and-nay vote of 227 yeas to 198 nays, Roll No. 637.

Pages H9889–96

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and pass the following measures which were debated on Tuesday, September 23rd:

Code Talkers Recognition Act of 2008: H.R. 4544, amended, to require the issuance of medals to recognize the dedication and valor of Native American code talkers;

Page H9889

Breast Cancer Patient Protection Act of 2008: H.R. 758, amended, to require that health plans provide coverage for a minimum hospital stay for mastectomies, lumpectomies, and lymph node dissection for the treatment of breast cancer and coverage for secondary consultations, by a $\frac{2}{3}$ yea-and-nay vote of 421 yeas to 2 nays, Roll No. 639;

Page H9896

Expressing the sense of Congress regarding the United States commitment to preservation of religious and cultural sites and condemning instances where sites are desecrated: H. Con. Res. 255, amended, to express the sense of Congress regarding the United States commitment to preservation of religious and cultural sites and condemning instances where sites are desecrated, by a $\frac{2}{3}$ yea-and-nay vote of 414 yeas with 1 voting “nay”, Roll No. 641;

Pages H9911–12

Organ Transplant Authorization Act of 2008: H.R. 6469, amended, to amend the Public Health Service Act to authorize increased Federal funding for the Organ Procurement and Transplantation Network;

Page H9913

Meth Free Families and Communities Act: H.R. 6901, amended, to amend the Public Health Service Act to provide for the establishment of a drug-free workplace information clearinghouse, to support residential methamphetamine treatment programs for pregnant and parenting women, and to improve the prevention and treatment of methamphetamine addiction;

Page H9913

Heart Disease Education, Analysis Research, and Treatment for Women Act: H.R. 1014, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women, by a $\frac{2}{3}$ recorded vote of 418 ayes to 4 noes, Roll No. 642; and

Page H9927

Stephanie Tubbs Jones Gift of Life Medal Act of 2008: H.R. 6950, to establish the Stephanie Tubbs Jones Gift of Life Medal for organ donors and the family of organ donors, by a $\frac{2}{3}$ yea-and-nay vote of 420 yeas to 1 nay, Roll No. 643.

Pages H9927–28

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and pass the following measures which were debated on Wednesday, September 24th:

First Lieutenant Noah Harris Ellijay Post Office Building Designation Act: H.R. 6847, to designate the facility of the United States Postal Service located at 801 Industrial Boulevard in Ellijay, Georgia, as the “First Lieutenant Noah Harris Ellijay Post Office Building” and

Page H9913

Solemnly commemorating the 25th anniversary of the tragic October 1983 terrorist bombing of the United States Marine Corps Barracks in Beirut, Lebanon and remembering those who lost their lives and those who were injured: H. Res. 1421, amended, to solemnly commemorate the 25th anniversary of the tragic October 1983 terrorist bombing of the United States Marine Corps Barracks in Beirut, Lebanon and to remember those who lost their lives and those who were injured, by a $\frac{2}{3}$ yea-and-nay vote of 414 yeas with none voting “nay”, Roll No. 644.

Pages H9928–29

Making a technical correction in the NET 911 Improvement Act of 2008: The House agreed to discharge from committee and pass H.R. 6946, to make a technical correction in the NET 911 Improvement Act of 2008.

Page H9926

Order of Procedure: The House agreed by unanimous consent that the motions to suspend the rules relating to the following measures be considered as adopted in the form considered by the House on Tuesday, September 23rd:

Recognizing the 10th anniversary of the terrorist bombings of the United States embassies in Nairobi, Kenya, and Dar es Salaam, Tanzania, and the memorializing of the citizens and families of the United States, the Republic of Kenya, and the United Republic of Tanzania whose lives were lost and injured as a result of these attacks: H. Res. 1461, amended, to recognize the 10th anniversary of the terrorist bombings of the United States embassies in Nairobi, Kenya, and Dar es Salaam, Tanzania, and the memorializing of the citizens and families of the United States, the Republic of Kenya, and the United Republic of Tanzania whose lives were lost and injured as a result of these attacks;

Page H9938

Agreed to amend the title so as to read: "Recognizing the 10th anniversary of the terrorist bombings of the United States embassies in Nairobi, Kenya and Dar es Salaam, Tanzania, and memorializing the citizens and families of the United States, the Republic of Kenya, and the United Republic of Tanzania whose lives were lost or suffered injury as a result of these attacks."

Page H9938

Supporting the goals and ideals of "National Sudden Cardiac Arrest Awareness Month": H. Con. Res. 393, to support the goals and ideals of "National Sudden Cardiac Arrest Awareness Month";

Page H9938

Designating the month of March 2008 as "MRSA Awareness Month": H. Res. 988, amended, to designate the month of March 2008 as "MRSA Awareness Month"; and

Page H9938

Family Self-Sufficiency Act: H.R. 3018, to provide for payment of an administrative fee to public housing agencies to cover the costs of administering family self-sufficiency programs in connection with the housing choice voucher program of the Department of Housing and Urban Development.

Page H9938

Recess: The House recessed at 6:29 p.m. and reconvened at 6:58.

Page H9938

Renewable Energy and Job Creation Tax Act of 2008—Rule for Consideration: The House began consideration of the rule that is providing for consideration of H.R. 7060, to amend the Internal Revenue Code of 1986 to provide incentives for energy production and conservation, to extend certain expiring provisions, and to provide individual income tax relief. Further proceedings on the rule were postponed.

Pages H9938–47

Earlier, it was agreed by unanimous consent to vacate the proceedings on both ordering the previous question and on adoption of H. Res. 1501, providing for consideration of the bill (H.R. 7060) to

amend the Internal Revenue Code of 1986 to provide incentives for energy production and conservation, to extend certain expiring provisions, and to provide individual income tax relief. Subsequently, H. Res. 1501 was withdrawn. **Pages H9896–H9911**

Senate Messages: Messages received from the Senate today appear on pages H9871, H9934–35, and H9961.

Senate Referrals: S. 2840 was referred to the Committee on the Judiciary; S. 3550 was referred to the Committee on Natural Resources; S. 3560 was referred to the Committee on Energy and Commerce; S. 1276 was referred to the Committee on Energy and Commerce and the Committee on the Judiciary; and S. 3296 was held at the desk. **Page H9969**

Quorum Calls—Votes: Five yea-and-nay votes and two recorded votes developed during the proceedings of today and appear on pages H9895, H9895–96, H9896, H9911–12, H9927, H9927–28, and H9928–29. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 10:22 p.m.

Committee Meetings

ADVANCES IN ANIMAL HEALTH WITHIN THE LIVESTOCK INDUSTRY

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing to review advances in animal health within the livestock industry. Testimony was heard from John Clifford, D.V.M., Deputy Administrator, Animal and Plant Health Inspection Service, USDA; Bernadette Dunham, D.V. M., Director, Center for Veterinary Medicine, FDA, Department of Health and Human Services; and public witnesses.

BUDGET REFORM PROPOSALS FOR THE 111TH CONGRESS

Committee on the Budget: Held a hearing on Budget Reform Proposals for the 111th Congress. Testimony was heard from public witnesses.

SAFEGUARDING RETIREE BENEFITS

Committee on Education and Labor: Held a hearing on Safeguarding Retiree Benefits. Testimony was heard from public witnesses.

CONTINUING SECURITY CONCERNS AT DOE'S NATIONAL LABS

Committee on Energy and Commerce, Subcommittee on Oversight and Investigations held a hearing to Review of Continuing Security Concerns at DOE's National Labs. Testimony was heard from the following officials of the Department of Energy: Glenn S.

Podonsky, Chief Health, Safety and Security Officer, Office of Health, Safety and Security; Gregory H. Friedman, Inspector General; Linda Wilbanks, Chief Information Officer, National Nuclear Security Administration; Thomas N. Pyke, Jr., Chief Information Officer; Bradley A. Peterson, Chief and Associate Administrator, Defense Nuclear Security, National Nuclear Security Administration; and Stanley J. Borgia, Deputy Director, Counterintelligence, Office of Intelligence and Counterintelligence; Gregory C. Wilshusen, Director, Information Security Issues, GAO; and public witnesses.

OVERSIGHT

Committee on Financial Services: Held an oversight hearing to Examine Recent Treasury and FHFA Actions Regarding the Housing GSE's. Testimony was heard from James B. Lockart III, Director Federal Housing Finance Agency, Department of Housing and Urban Development; Herbert M. Allison, Jr., President and CEO; Fannie Mae; and David M. Moffett, CEO, Freddie Mac.

INTERIM AUTHORITY RESOLUTION AND REGULATIONS GOVERNING MASS MAILING AND MASS COMMUNICATIONS

Committee on House Administration: Committee passed an Interim Authority Committee resolution and amendments to Committee Regulations governing Mass Mailing and Mass Communications.

ENSURING THE RIGHT OF COLLEGE STUDENTS TO VOTE

Committee on House Administration: held a hearing on Ensuring the Rights of College Students to Vote. Testimony was heard from Representative Schakowsky; Sheri Iachetta, Registrar, City of Charlottesville, Virginia; Neil Albrecht, Assistant Director, City of Milwaukee Election Commission, State of Wisconsin; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Natural Resources, Subcommittee on Water and Power held a hearing on the following legislation: H.R. 883, Oglala Sioux Tribe Angostura Irrigation Project Modernization and Development Act; H.R. 6754, White Mountain Apache Tribe Rural Water System Loan Authorization Act; H.R. 6768, To authorize the Secretary of the Interior, acting through the Commissioner of Reclamation, to develop water infrastructure in the Rio Grande Basin, and to approve the settlement of the water rights claims of the Pueblos of Nambe, Pojoaque, San Ildefonso, Tesuque, and Taos; and H.R. 6992, Reclamation Title Transfer Act of 2008. Testimony was heard from the following officials of the Department of the Interior: Kris Polly, Deputy Assistant

Secretary, Water and Science; and Michael Bogert, Counselor to the Secretary; and public witness.

TUMORS AND CELL PHONE USE

Committee on Oversight and Government Reform: Subcommittee on Domestic Policy held a hearing on Tumors and Cell Phone use: What the Science says. Testimony was heard from Julius Knapp, Director, Office of Engineering and Technology, FCC; Robert N. Hoover, M.D., Director, Epidemiology and Biostatistics Program, National Cancer Institute, NIH, Department of Health and Human Services; and public witnesses.

RENEWABLE ENERGY AND JOB CREATION TAX ACT

Committee on Rules: Granted, by a non-record vote, a rule providing for consideration of H.R. 7060, the "Renewable Energy and Job Creation Tax Act of 2008." The rule provides 1 hour of debate 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 except those arising under clause 10 of rule XXI. The rule provides that the bill shall be considered as read. The rule waives all points of order against the bill.

The rule provides one motion to recommit with or without instructions. Notwithstanding the operation of the previous question, the Chair may postpone further consideration until a time designated by the Speaker. Finally, the rule lays on the table House Resolution 1489. Testimony was heard from Representative Blumenauer.

COMMITTEE MEETINGS THE "RENEWABLE ENERGY AND JOB CREATION TAX ACT OF 2008."

Committee on Rules: Granted, by a record vote of 8 to 3, a rule providing for consideration of H.R. 7060, the "Renewable Energy and Job Creation Tax Act of 2008." The rule provides one hour of debate 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 except those arising under clause 10 of rule XXI. The rule provides that the bill shall be considered as read. The rule waives all points of order against the bill. The rule provides one motion to recommit with or without instructions. Notwithstanding the operation of the previous question, the Chair may postpone further consideration until a time designated by the Speaker. Finally, the rule lays on the table House Resolutions 1489 and 1501.

PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Committee on Rules: Granted, by a non-record vote, a rule authorizing the Speaker to entertain motions that the House suspend the rules at any time through the calendar day of September 28, 2008. The Speaker or her designee shall consult with the Minority Leader or his designee on the designation of any matter for consideration pursuant to this rule.

WAIVING A REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM THE COMMITTEE ON RULES

Committee on Rules: Granted, by a non-record 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 resolution reported on the legislative day of September 26, 2008, providing for consideration or disposition of a measure making supplemental appropriations for job creation and preservation, infrastructure investment, and economic and energy assistance for the fiscal year ending September 30, 2009, and for other purposes.

SMALL BUSINESS COMPETITION POLICY

Committee on Small Business: Held a hearing on Small Business Competition Policy: Are Markets Open for Entrepreneurs? Testimony was heard from William E. Kovacic, Chairman, FTC; and public witnesses.

RUNWAY SAFETY: AN UPDATE

Committee on Transportation and Infrastructure: Subcommittee on Aviation held a hearing on Runway Safety: An Update. Testimony was heard from Hank Krakowshi, Chief Operating Officer, Air Traffic Organization, FAA, Department of Transportation; Gerald Dillingham, Director, Physical Infrastructure Issues, GAO; and public witnesses.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in open and executive sessions to consider pending business.

BRIEFING ON HOT SPOTS

Permanent Select Committee on Intelligence: Subcommittee on Terrorism, Human Intelligence, Analysis and Counterintelligence met in executive session to receive a briefing on Hot Spots. The Subcommittee was briefed by departmental witnesses.

FUTURE OF LIHEAP FUNDING

Select Committee on Energy Independence and Global Warming: Held a hearing on The Future of LIHEAP Funding: Will Families Get The Cold Shoulder this Winter? Testimony was heard from Howard Gruenspecht, Acting Administrator, Energy Information Administration, Department of Energy; Deval Patrick, Governor, State of Massachusetts; and public witnesses.

FINAL REPORT—SELECT COMMITTEE TO INVESTIGATE VOTING IRREGULARITIES OF AUGUST 2, 2007

Select Committee To Investigate the Voting Irregularities of August 2, 2007: The Select Committee approved the Final Report and Summary of Activities of the Select Committee.

Joint Meetings

AMERICAN FAMILIES LIVING IN POVERTY

Joint Economic Committee: Committee concluded a hearing to examine ways to reduce the number of American families living in poverty, after receiving testimony from Mayor David N. Cicilline, Providence, Rhode Island; Rebecca M. Blank, Brookings Institution, and Robert Rector, Heritage Foundation Domestic Policy Studies, both of Washington, D.C.; Angela Glover Blackwell, PolicyLink, Oakland, California; and John W. Edwards, Jr., Community Action Partnership, Inc., Jacksonville, Florida, on behalf of the Northeast Florida Community Action Agency, Inc.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D1132)

S. 2617, to amend title 38, United States Code, to codify increases in 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 that were effective as of December 1, 2007, to provide for an increase in the rates of such compensation effective December 1, 2008. Signed on September 24, 2008. (Public Law 110-324)

S. 3406, to restore the intent and protections of the Americans with Disabilities Act of 1990. Signed on September 25, 2008. (Public Law 110-325)

COMMITTEE MEETINGS FOR FRIDAY,
SEPTEMBER 26, 2008

(Committee meetings are open unless otherwise indicated)

Senate

No meetings/hearings scheduled.

House

Committee on the Judiciary, Subcommittee on Commercial and Administrative Law, hearing on Lehman Brothers, Sharper Image, Bennigan's, and Beyond: Is Chapter 11 Bankruptcy Working? 10 a.m., 2141 Rayburn.

Next Meeting of the SENATE

9:30 a.m., Friday, September 26

Senate Chamber

Program for Friday: Senate will be in a period of morning business.

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Friday, September 26

House Chamber

Program for Friday: To be announced.

Extensions of Remarks, as inserted in this issue

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