

# Daily Digest

## HIGHLIGHTS

The House passed H.R. 5384, Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2007.

## Senate

### Chamber Action

*Routine Proceedings, pages S4923–S5043*

**Measures Introduced:** Sixty-nine bills and three resolutions were introduced, as follows: S. 2925–2993, S. Res. 489–490, and S. Con. Res. 96.

**Pages S4965–67**

#### Measures Reported:

S. Res. 359, concerning the Government of Romania's ban on intercountry adoptions and the welfare of orphaned or abandoned children in Romania.

S. Res. 456, expressing the sense of the Senate on the discussion by the North Atlantic Council of secure, sustainable, and reliable sources of energy.

S. Res. 469, condemning the April 25, 2006, beating and intimidation of Cuban dissident Martha Beatriz Roque.

S. 633, to require the Secretary of the Treasury to mint coins in commemoration of veterans who became disabled for life while serving in the Armed Forces of the United States.

S. 2125, to promote relief, security, and democracy in the Democratic Republic of the Congo.

S. 2784, to award a congressional gold medal to Tenzin Gyatso, the Fourteenth Dalai Lama, in recognition of his many enduring and outstanding contributions to peace, non-violence, human rights, and religious understanding.

S. 2803, to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining, with an amendment in the nature of a substitute.

**Page S4963**

#### Measures Passed:

*National Safety Month:* Committee on the Judiciary was discharged from further consideration of S. Res. 450, designating June 2006 as National Safety Month, and the resolution was then agreed to.

**Page S5027**

*Relative to Death of Former Senator Lloyd Bentsen:* Senate agreed to S. Res. 489, relative to the death of Lloyd Bentsen, distinguished member of the United States Senate.

**Page S5027–29**

*Senate Legal Representation:* Senate agreed to S. Res. 490, to authorize representation by the Senate Legal Counsel in the case of Lannak v. Biden, et al.

**Pages S5029**

**Comprehensive Immigration Reform Act:** Senate continued consideration of S. 2611, to provide for comprehensive immigration reform, taking action on the following amendments proposed thereto:

**Pages S4924–60**

#### Adopted:

By 58 yeas to 40 nays (Vote No. 140), Grassley Amendment No. 4177, to provide a substitute to title III, Unlawful Employment of Aliens.

**Pages S4943–46, S4952–54**

#### Rejected:

By 37 yeas to 61 nays (Vote No. 138), Feinstein/Harkin Modified Amendment No. 4087, to modify the conditions under which aliens who are unlawfully present in the United States are granted legal status.

**Pages S4924–36**

Leahy Amendment No. 4117, to amend section 212 of the Immigration and Nationality Act regarding restrictions on the admission of aliens. (By 79 yeas to 19 nays (Vote No. 139), Senate tabled the amendment.)

**Pages S4938–43, S4951–52**

Kennedy Amendment No. 4106, to enhance the enforcement of labor protections for United States workers and guest workers. (By 56 yeas to 41 nays (Vote No. 141), Senate tabled the amendment.)

**Pages S4947–48, S4954**

Durbin Amendment No. 4142, to authorize the waiver of certain grounds of inadmissibility or removal where denial of admission or removal would result in hardship for a spouse, parent, or child who is a citizen or permanent resident alien. (By 63 yeas

to 34 nays (Vote No. 142), Senate tabled the amendment.)

**Pages S4948–50, S4954–55**

A unanimous-consent agreement was reached providing for consideration of certain first-degree amendments; provided further, that if cloture is invoked on the bill, and if any of the amendments have not been offered prior to the expiration of time under rule XXII, then it be in order to call up any such amendment prior to third reading of the bill; and that it be in order to consider a manager's amendment, which has been cleared by both managers.

**Pages S5029–30**

A unanimous-consent agreement was reached providing for further consideration of the bill at 8:30 a.m., on Wednesday, May 24, 2006, that Senator McConnell be recognized to offer amendment No. 4085, with the time until 9:30 a.m., equally divided between Senators McConnell and Reid or his designee, followed by a vote in relation to the amendment, with no second-degree amendments in order prior to the vote; that following that vote, Senate proceed to vote on the motion to invoke cloture on the bill; provided further, that following the vote on the motion to invoke cloture on the bill, the next first degree amendment in order be Lieberman Amendment No. 4036.

**Pages S5029–30**

A unanimous-consent agreement was reached providing that second-degree amendments be filed no later than 10 a.m., on Wednesday, May 24, 2006, under rule XXII.

**Pages S5029–30**

**Legislative Transparency and Accountability:** Senate disagreed to the amendments of the House to S. 2349, to provide greater transparency in the legislative process, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Lott, Stevens, McConnell, Dodd, and Inouye.

**Page S5027**

**Escort Committee—Agreement:** A unanimous-consent agreement was reached providing that the President of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort His Excellency, Ehud Olmert, Prime Minister of Israel, to the House Chamber for the joint meeting on Wednesday, May 24, 2006.

**Page S5029**

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

Richard E. Hoagland, of the District of Columbia, to be Ambassador to the Republic of Armenia.

Clifford M. Sobel, of New Jersey, to be Ambassador to the Federative Republic of Brazil.

Routine lists in the Army, Coast Guard, Marine Corps, Navy.

**Pages S5042–43**

**Messages From the House:** **Page S4962**

**Measures Referred:** **Page S4962**

**Executive Communications:** **Pages S4962–63**

**Executive Reports of Committees:** **Pages S4963–65**

**Additional Cosponsors:** **Pages S4967–68**

**Statements on Introduced Bills/Resolutions:**  
**Pages S4968–72**

**Amendments Submitted:** **Pages S4972–S5026**

**Notices of Hearings/Meetings:** **Page S5026**

**Authorities for Committees to Meet:** **Page S5026**

**Privileges of the Floor:** **Pages S5026–27**

**Record Votes:** Five record votes were taken today. (Total—142) **Pages S4936, S4952, S4953–54, S4954, S4955**

**Adjournment:** Senate convened at 9:45 a.m., and as a further mark of respect to the memory of the late Lloyd Bentsen, former United States Senator from the State of Texas, in accordance with S. Res. 489, adjourned at 8:38 p.m., until 8:30 a.m., on Wednesday, May 24, 2006. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S5030.)

## Committee Meetings

*(Committees not listed did not meet)*

### BIODEFENSE AND PANDEMIC INFLUENZA

*Committee on Appropriations:* Subcommittee on Homeland Security concluded a hearing to examine bio-defense and pandemic influenza preparedness issues, after receiving testimony from John M. Clerici, McKenna Long, and Aldridge, LLP, and Frank J. Cilluffo, George Washington University Homeland Security Policy Institute, both of Washington, D.C.; Scott R. Lillibridge, University of Texas Health Science Center at Houston School of Public Health; and Paul Offit, Children's Hospital of Philadelphia, Philadelphia, Pennsylvania.

### FINANCIAL LITERACY

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine the status of financial literacy and financial education in the United States, focusing on the importance of financial literacy, both as a source of better decision-making by consumers and as a means of improving the functioning of financial markets, including initiatives to promote financial education and address opportunities and challenges that policymakers and financial educators face as they seek to improve financial literacy, after receiving testimony from Senator Akaka; Ben S. Bernanke, Chairman, Board of

Governors of the Federal Reserve System; Christopher Cox, Chairman, U.S. Securities and Exchange Commission; M. Cindy Hounsell, Women's Institute for a Secure Retirement, and Stephen Brobeck, Consumer Federation of America, both of Washington, D.C.; and Sarah Teslik, Certified Financial Planner Board of Standards, Inc., Denver, Colorado.

#### NOMINATION

*Committee on the Budget:* Committee ordered favorably reported the nomination of Robert J. Portman, of Ohio, to be Director of the Office of Management and Budget.

#### GASOLINE PRICE GOUGING

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine if the price of gasoline is being artificially manipulated by reducing refinery capacity or by any other form of market manipulation or price gouging practices, including recommendations for Congress's consideration in its ongoing efforts to protect consumers in petroleum markets, after receiving testimony from Deborah Platt Majoras, Chairman, Federal Trade Commission; Nariman Behravesh, Global Insight, Lexington, Massachusetts; and Bob Slaughter, National Petrochemical and Refiners Association, and Mark Cooper, Consumer Federation of America, both of Washington, D.C.

#### BUREAU OF RECLAMATION

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the National Research Council report, Managing Construction and Infrastructure in the 21st Century Bureau of Reclamation and the U.S. Bureau of Reclamation Report, Managing for Excellence: An Action Plan for the 21st Century, after receiving testimony from William E. Rinne, Acting Commissioner, Bureau of Reclamation, Department of the Interior; New Mexico State Senator H. Diane Snyder, Albuquerque, on behalf of the American Council of Engineering Companies; Lloyd A. Duscha, Reston, Virginia, on behalf of the National Research Council; Dan Keppen, Family Farm Alliance, Klamath Falls, Oregon; and Thomas F. Donnelly, National Water Resources Association, and Scott Yates, Trout Unlimited, both of Arlington, Virginia.

#### BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported the following business items:

S. 2781, to amend the Federal Water Pollution Control Act to enhance the security of wastewater treatment works, with an amendment;

S. 2023, to amend the Oil Pollution Act of 1990 to improve that Act, with an amendment in the nature of a substitute;

S. 2735, to amend the National Dam Safety Program Act to reauthorize the national dam safety program, with an amendment in the nature of a substitute;

S. 2430, to amend the Great Lakes Fish and Wildlife Restoration Act of 1990 to provide for implementation of recommendations of the United States Fish and Wildlife Service contained in the Great Lakes Fishery Resources Restoration Study, with an amendment;

S. 2912, to establish the Great Lakes Interagency Task Force, to establish the Great Lakes Regional Collaboration, with an amendment;

S. Res. 301, commemorating the 100th anniversary of the National Audubon Society, with an amendment;

S. 2832, to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965;

S. 1509, to amend the Lacey Act Amendments of 1981 to add non-human primates to the definition of prohibited wildlife species;

S. 2041, to provide for the conveyance of a United States Fish and Wildlife Service administrative site to the city of Las Vegas, Nevada;

S. 2127, to redesignate the Mason Neck National Wildlife Refuge in the State of Virginia as the "Elizabeth Hartwell Mason Neck National Wildlife Refuge";

S. 2650, to designate the Federal courthouse to be constructed in Greenville, South Carolina, as the "Carroll A. Campbell, Jr. Federal Courthouse.";

S. 801, to designate the United States courthouse located at 300 North Hogan Street, Jacksonville, Florida, as the "John Milton Bryan Simpson United States Courthouse"; and The nominations of Molly A. O'Neill, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, and Dale Klein, of Texas, Gregory B. Jaczko, of the District of Columbia, and Peter B. Lyons, of Virginia, each to be a Member of the Nuclear Regulatory Commission.

#### TRIBAL ECONOMIC DEVELOPMENT

*Committee on Finance:* Subcommittee on Long-Term Growth and Debt Reduction held a hearing to examine the ability of tribal governments to implement long-term, self-sustaining economic development, focusing on Tribal tax-exempt bond issues, receiving testimony from Raymond C. Etcitty, Navajo Nation Office of Legislative Counsel, Window Rock, Arizona; Lenor A. Scheffler, Best and Flanagan LLP, Minneapolis, Minnesota; Gavin Clarkson, University

of Michigan School of Information, School of Law, and Native American Studies, Ann Arbor; Scott Schickli, Orrick, Herrington and Sutcliffe LLP, Portland, Oregon; and Wayne A. Shammel, Cow Creek Band of Umpqua Tribe of Indians, Roseburg, Oregon.

Hearing recessed subject to the call.

## BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following business items:

S. Res. 312, expressing the sense of the Senate regarding the need for the United States to address global climate change through the negotiation of fair and effective international commitments, with amendments;

S. Res. 359, concerning the Government of Romania's ban on intercountry adoptions and the welfare of orphaned or abandoned children in Romania;

S. Res. 456, expressing the sense of the Senate on the discussion by the North Atlantic Council of secure, sustainable, and reliable sources of energy;

S. Res. 469, condemning the April 25, 2006, beating and intimidation of Cuban dissident Martha Beatriz Roque;

S. 559, to make the protection of vulnerable populations, especially women and children, who are affected by a humanitarian emergency a priority of the United States Government, with amendments;

S. 1950, to promote global energy security through increased cooperation between the United States and India in diversifying sources of energy, stimulating development of alternative fuels, developing and deploying technologies that promote the clean and efficient use of coal, and improving energy efficiency, with amendments;

S. 2125, to promote relief, security, and democracy in the Democratic Republic of the Congo;

S. 2200, to establish a United States-Poland parliamentary youth exchange program, with amendments;

S. 2566, to provide for coordination of proliferation interdiction activities and conventional arms disarmament, with an amendment in the nature of a substitute;

S. 2697, to establish the position of the United States Ambassador for ASEAN, with amendments;

The Convention on Supplementary Compensation for Nuclear Damage, with a declaration, done at Vienna on September 12, 1997, Convention Adopted by a Diplomatic Conference convened by the International Atomic Energy Agency (IAEA) and opened for signature at Vienna, September 29, 1997, during the IAEA General Conference (Treaty Doc. 107-21), with one declaration and one condition; and

The nominations of Rajkumar Chellaraj, of Texas, to be an Assistant Secretary of State for Administration, Patricia P. Brister, of Louisiana, for the rank of Ambassador during her tenure of service as the U.S. Representative on the Commission on the Status of Women of the Economic and Social Council of the United Nations, Warren W. Tichenor, of Texas, to be U.S. Representative to the Office of the United Nations and Other International Organizations in Geneva, with the rank of Ambassador, Mark C. Minton, of Florida, to be Ambassador to Mongolia, Robert F. Godec, of Virginia, to be Ambassador to the Republic of Tunisia, Robert S. Ford, of Maryland, to be Ambassador to the People's Democratic Republic of Algeria, David M. Robinson, of Connecticut, to be Ambassador to the Co-operative Republic of Guyana, Lisa Bobbie Schreiber Hughes, of Pennsylvania, to be Ambassador to the Republic of Suriname, Anne E. Derse, of Maryland, to be Ambassador to the Republic of Azerbaijan, William B. Taylor, Jr., of Virginia, to be Ambassador to Ukraine, Daniel S. Sullivan, of Alaska, to be an Assistant Secretary of State for Economic and Business Affairs, Goli Ameri, of Oregon, to be a U.S. Representative to the Sixtieth Session of the General Assembly of the United Nations, Duane Acklie, of Nebraska, to be an Alternate U.S. Representative to the Sixtieth Session of the General Assembly of the United Nations, Robert C. O'Brien, of California, to be an Alternate U.S. Representative to the Sixtieth Session of the General Assembly of the United Nations, Michael D. Kirby, of Virginia, to be Ambassador to the Republic of Moldova, John A. Cloud, Jr., of Virginia, to be Ambassador to the Republic of Lithuania, April H. Foley, of New York, to be Ambassador to the Republic of Hungary, Tracey Ann Jacobson, of the District of Columbia, to be Ambassador to the Republic of Tajikistan, Michael Wood, of the District of Columbia, to be Ambassador to Sweden, Robert Anthony Bradtke, of Maryland, to be Ambassador to the Republic of Croatia, and certain Foreign Service Officer promotion lists.

## PATENT REFORM

*Committee on the Judiciary:* Subcommittee on Intellectual Property concluded a hearing to examine post-grant review procedures and other litigation reforms relating to patents, after receiving testimony from Mark Chandler, Cisco Systems, San Jose, California; Philip S. Johnson, Johnson and Johnson, New Brunswick, New Jersey; Nathan P. Myhrvold, Intellectual Ventures, Bellevue, Washington; John R. Thomas, Georgetown University Law Center, Washington, D.C.; and Andrew Cadell, JP Morgan Chase, New York, New York, on behalf of the Financial Services Roundtable.

**BUSINESS MEETING**

*Select Committee on Intelligence:* Committee met in closed session and ordered favorably reported the following business items:

An original bill to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the In-

telligence Community Management Account, and the Central Intelligence Agency Retirement and Disability System; and

The nomination of General Michael V. Hayden, United States Air Force, to be Director of the Central Intelligence Agency.

Committee recessed subject to the call.

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## House of Representatives

*Chamber Action*

**Public Bills and Resolutions Introduced:** 12 public bills, H.R. 5452–5463; and 4 resolutions, H. Con. Res. 413–414; and H. Res. 833–834, were introduced. **Page H3137**

**Additional Cosponsors:** **Pages H3137–38**

**Reports Filed:** Report was filed today as follows:

H. Res. 832, providing for consideration of H.R. 5427, making appropriations for energy and water development for the fiscal year ending September 30, 2007 (H. Rept. 109–479). **Page H3137**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Chocoma to act as Speaker pro tempore for today. **Page H3019**

**Recess:** The House recessed at 9:18 a.m. and reconvened at 10 a.m. **Page H3021**

**Discharge Petition:** Representative Costello moved to discharge the Committee on Rules from the consideration of H. Res. 814, providing for the consideration of H.R. 4755, to amend title 49, United States Code, to modify the mediation and implementation requirements of section 40122 regarding changes in the Federal Aviation Administration personnel management system (Discharge Petition No. 13).

**Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006:** The House disagreed to the Senate amendment to H.R. 4939, making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and agreed to a conference. **Page H3030**

Appointed as conferees: Representatives Lewis of California, Young of Florida, Regula, Rogers of Kentucky, Wolf, Kolbe, Walsh, Taylor of North Carolina, Hobson, Bonilla, Knollenberg, Obey, Murtha, Sabo, Mollohan, Olver, Visclosky, Lowey, and Edwards. **Page H3030**

**Suspensions—Proceedings Resumed:** The House agreed to suspend the rules and pass the following measure which was debated on Monday, May 22nd:

**Palestinian Anti-Terrorism Act of 2006:** H.R. 4681, amended, to promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, by a 2/3 ye-a-and-nay vote of 361 yeas to 37 nays with nine voting “present”, Roll No. 181. **Page H3032**

**Legislative Transparency and Accountability Act of 2006:** The House passed by unanimous consent S. 2349, amended, to provide greater transparency in the legislative process. **Pages H3032–39**

Agreed to strike all after the enacting clause of S. 2349 and insert in lieu thereof the provisions of H.R. 4975, as engrossed by the House. **Page H3038**

Agreed to amend the title so as to read: “To provide greater transparency with respect to lobbying activities, to amend the Federal Election Campaign Act of 1971 to clarify when organizations described in section 527 of the Internal Revenue Code of 1986 must register as political committees, and for other purposes.”. **Page H3038**

**Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2007:** The House passed H.R. 5384, to make appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, by a ye-a-and-nay vote of 378 yeas to 46 nays, Roll No. 193, after agreeing to order the previous question. **Pages H3039–79, H3080–H3118**

Later, agreed to limit the number of amendments made in order for debate and the time limit for debate on each amendment. **Page H3079**

Agreed to:

Butterfield amendment to increase funding (by offset) for Rural Community Advancement Program account by \$5 million; **Page H3058**

Holt amendment (No. 18 printed in the Congressional Record of May 22nd) would increase the funding for Organic Transitions Program from \$1.855 million to \$5 million; **Pages H3059–61**

Baca amendment that increases funding (by offset) for minority education and farming programs under the USDA; **Pages H3064–65**

Faleomavaega amendment to increase funding (by transfer) for resident instruction grants for insular areas by \$200,000; **Pages H3065–66**

Ryan of Ohio amendment prohibit funds made available by this Act made available that closure of any local or county office of the Farm Service Agency; **Pages H3069–70**

Lucas amendment strikes the \$810,000 appropriation for salaries and expenses for the Office of the Under Secretary for Natural Resources and Environment; **Pages H3070–71**

Sanders amendment directs attention to funding levels for Rural Community Advancement Programs; **Page H3071**

Bonilla amendment adds a new section at the end of the bill which states that the limitation in section 721 shall not apply below a program level of \$1,127,000,000; **Page H3080**

Boren admendment prohibits the use of funds from being made available for the Agricultural Research Service to reprogram programs and resources currently operating at Lane, Oklahoma; **Page H3082**

Gordon amendment prohibits the use of funds from being available in contravention of the Federal buildings performance and reporting requirements of Executive Order 13123, the National Energy Conservation Policy Act, and the Energy Policy Act of 2005; **Page H3087**

Carter amendment prohibits not more than \$3,600,000 of the funds made available in the Act under section 522(e) of the Federal Crop Insurance Act for program compliance integrity under section 515 of such Act; **Page H3087**

Engel amendment, as modified, prohibits the use of funds from being made available to acquire a motor vehicle other than an alternative fueled vehicle; **Page H3088**

Slaughter amendment to redirect \$1 million in section 753 to the Center for Veterinary Medicine for application review activities to assure the safety of animal drugs with respect to antimicrobial resistance, pursuant to section 512 of the Federal Food, Drug and Cosmetic Act, in addition to all other allocations for such purpose made from such total amount; **Page H3093**

Weiner amendment to increase (by offset) the funding for Animal and Plant Health Inspection

Service by \$23 million (by a recorded vote of 234 ayes to 184 noes, Roll No. 182);

**Pages H3055–58, H3095**

Kennedy of Minnesota amendment (No. 17 printed in the Congressional Record of May 22nd) increases funding (by offset) for the Animal and Plant Health Inspection Services account by \$500,000 (by a recorded vote of 345 ayes to 76 noes, Roll No. 183); **Pages H3061–63, H3095–96**

Garrett amendment to prohibit any of the funds made available in the Act from being used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States and that of the funds made available in the Act to any Federal department or agency, not more than \$8,167,978, may be obligated or expended by such department or agency for the purpose of sending or otherwise paying for employees from such department or agency to attend conferences occurring outside the United States; **Pages H3101–02**

Garrett amendment to prohibit any of the funds provided in Act from being expended in contravention of section 213a of the Immigration and Nationality Act (8 U.S.C. 1183a) (by a recorded vote of 266 ayes to 153 noes, Roll No. 189);

**Pages H3103, H3115–16**

Rejected:

Paul amendment (No. 4 printed in the Congressional Record of May 16th) that sought to prohibit funds made available in this Act may be used to implement or administer the National Animal Identification System (by a recorded vote of 34 ayes to 389 noes, Roll No. 184); **Pages H3080–83, H3096–97**

Chabot amendment (No. 12 printed in the Congressional Record of May 16th) that sought to eliminate the Market Access Program (MAP) which subsidizes the overseas marketing and promotion of agricultural products (by a recorded vote of 79 ayes to 342 noes, Roll No. 185); **Pages H3086–87, H3097–98**

Hefley amendment (No. 8 printed in the Congressional Record of May 16th) that sought to reduce the bill's total discretionary spending by 1 percent (by a recorded vote of 99 ayes to 322 noes, Roll No. 186); **Pages H3088–89, H3098–99**

Blumenauer amendment (No. 6 printed in the Congressional Record of May 16th) which sought to prohibit the use of funds from being made available to pay the salaries and expenses of personnel who make loans available under section 156 of the Federal Agriculture Improvement and Reform Act of 1996 to processors of domestically grown sugarcane at a rate in excess of 17 cents per pound for raw cane sugar or to processors of domestically grown sugar beets at a rate in excess of 21.6 cents per

pound for refined beet sugar (by a recorded vote of 135 ayes to 281 noes, Roll No. 187);

**Pages H3090–93, H3099**

Gutknecht amendment (No. 13, printed in the Congressional Record of May 16th) that sought to prohibit any of the funds made available in the Act from being used to implement the limitation in section 720 of the Act (by a recorded vote of 185 ayes to 235 noes, Roll No. 188);

**Pages H3093–95, H3099–H3100**

Flake admendment that sought to prohibit any of the funds made available by the Act from being used from funding the Fruit and Vegetable Market Analysis, Arizona and Missouri grant from funding the Fruit and Vegetable Market Analysis, Arizona and Missouri grant;

**Pages H3105–06**

Flake admendment that sought to prohibit use of funds in the bill for the Food Marketing Policy Center, Connecticut grant;

**Pages H3106–08**

Flake admendment that sought to prohibit use of funds in the bill for research and education activities for greenhouse nurseries in Ohio;

**Pages H3108–09**

Flake admendment that sought to prohibit use of funds in the bill for aquaculture in Ohio;

**Pages H3109–10**

Flake admendment that sought to prohibit use of funds in the bill for the Wood Utilization grant;

**Pages H3112–14**

Flake admendment that sought to prohibit use of funds in the bill to fund dairy education in Iowa (by a recorded vote of 92 ayes to 325 noes, Roll No. 190);

**Pages H3104–05, H3117**

Flake admendment that sought to prohibit use of funds in the bill for the Hydroponic Tomato Production, Ohio grant (by a recorded vote of 90 ayes to 328 noes, Roll No. 191); and

**Pages H3110–12, H3116–17**

Flake admendment that sought to prohibit use of funds in the bill for the National Grape and Wine Initiative (by a recorded vote of 87 ayes to 328 noes, Roll No. 192).

**Pages H3114–15, H3117–18**

Withdrawn:

Kucinich amendment that was offered and subsequently withdrawn which sought to reduce the appropriation for expenses of the office of the Secretary by \$1;

**Pages H3054–55**

Kennedy of Minnesota amendment (No. 3 printed in the Congressional Record of May 16th) that was offered and subsequently withdrawn which sought to provide \$500,000 in loan repayments for new veterinarians who choose to work in rural and other underserved areas, the same amount that was passed into law last year. The funds would be transferred from the Agriculture Buildings and Facilities and Rental Payments Account;

**Pages H3058–59**

Kucinich amendment that was offered and subsequently withdrawn which sought to direct attention to the funding levels provided for BSE (mad-cow disease) under the enhanced surveillance program;

**Pages H3066–69**

Tiaht amendment that was offered and subsequently withdrawn which sought to prohibit the use of funds from being made available to promulgate regulations without consideration of the effect of such regulations on the competitiveness of American businesses;

**Page H3083**

King of Iowa amendment that was offered and subsequently withdrawn which sought to add a new section cited as the “Livestock Identification and Marketing Opportunities Act.”;

**Pages H3083–86**

Latham amendment was offered and subsequently withdrawn which sought to add a new section to prohibit the use of funds from being made available to pay salaries and expenses of personnel who implement or administer section 741 or section 508(e)(3) of the Federal Crop Insurance Act or any regulation, bulletin, policy, or agency guidance issued pursuant to such section for the 2007 and the 2008 reinsurance years, except that funds are available to administer such section for policies for those producers who, before the date of the enactment of this Act, had in effect a crop year 2006 crop insurance policy from a company eligible for the opportunity to offer a premium reduction under such section for the 2006 reinsurance year;

**Pages H3089–90**

Reichert amendment was offered and subsequently withdrawn which sought to prohibit any of the funds appropriated or otherwise made available by the Act from being used to apply part 1124 of title 7, Code of Federal Regulations, to any producer-handler that produces less than 9 million pounds of milk per month;

**Page H3100**

Jackson-Lee of Texas amendment was offered and subsequently withdrawn which sought to prohibit any of the funds appropriated in the Act from being used to deny compensation to eligible individuals filing claims to be satisfied out of the settlement fund approved by the court April 14, 1999 in *Pigford v. Glickman*, 185 F.R.D. 82 (D.D.C 1999); and

**Pages H3100–01**

Baca amendment was offered and subsequently withdrawn which sought to prohibit funds appropriated by the Act from being expended to reimburse a State agency for expenses under section 16(a) of the Food Stamp Act of 1977 if the State has implemented certain operational changes.

**Pages H3103–04**

Point of Order sustained against:

DeLauro amendment that sought to increase funding (by offset and reduction in tax cuts) for various programs;

**Pages H3063–64**

The proviso beginning on page 80, line 19, and ending on page 81 line 7 sought to change existing law and constituted legislation in an appropriations bill;

Page H3077

The proviso beginning on page 81, line 16, and ending on page 82 line 5 sought to change existing law and constituted legislation in an appropriations bill; and

Page H3077

The proviso beginning on page 82, line 6, and ending on page 82 line 17 sought to change existing law and constituted legislation in an appropriations bill; and

Page H3077

Weiner amendment that sought to use funds that would otherwise be paid during fiscal year 2007 as direct payments and counter-cyclical payments with regard to cotton and rice production, the Secretary of Agriculture shall make grants to the several States in an amount, for each State, equal to at least 0.75 percent of such funds, to be distributed to active agricultural producers in the State in a manner approved by the Secretary.

Pages H3102-03

Agreed that the Clerk be authorized to make technical and conforming changes to reflect the actions of the House.

Page H3119

H. Res. 830, the rule providing for consideration of the bill was agreed to by a recorded vote of 214 ayes to 192 noes with 1 voting "present", Roll No. 180, after agreeing to order the previous question by a yea-and-nay vote of 213 yeas to 194 nays, Roll No. 179.

Pages H3025-30, H3030-32

Began consideration of H. Res. 832, rule providing for consideration of H.R. 5427, making appropriations for energy and water development for the fiscal year ending September 30, 2007. Further consideration is expected to resume tomorrow, Wednesday, May 24th.

Pages H3119-23

**Senate Message:** Message received from the Senate today appears on page H3119.

**Amendments:** Amendments ordered printed pursuant to the rule appear on pages H3138-40.

**Quorum Calls—Votes:** Three yea-and-nay votes and twelve recorded votes developed during the proceedings of the House today and appear on pages H3030-31, H3031-32, H3032, H3095, H3095-96, H3096-97, H3097-98, H3098-99, H3099, H3099-H3100, H3115-16, H3116, H3116-17, H3117, and H3118. There were no quorum calls.

**Adjournment:** The House met at 9 a.m. and adjourned at 12 midnight.

## Committee Meetings

### PAYING FOR COLLEGE

*Committee on Education and the Workforce:* Subcommittee on 21st Century Competitiveness held a

hearing on Paying for College: Innovative Private-Sector Proposals to Complement Record Federal Investment in Student Aid. Testimony was heard from public witnesses.

### ANTIFREEZE BITTERING ACT

*Committee on Energy and Commerce:* Subcommittee on Environment and Hazardous held a hearing on H.R. 2567, Antifreeze Bittering Act of 2005. Testimony was heard from Representative Ackerman; Stephen L. Johnson, Administrator, EPA; and public witnesses.

### GOVERNMENT'S PARTNERSHIP WITH PHARMACISTS

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled "Examining the Federal Government's Partnership with America's Pharmacists." Testimony was heard from Leslie Norwalk, Deputy Administrator, Centers for Medicare and Medicaid Services, Department of Health and Human Services; and public witnesses.

### SAVING RURAL AMERICA'S RURAL HOUSING ACT OF 2006

*Committee on Financial Services:* Subcommittee on Housing and Community Opportunity approved for full Committee action, as amended, H.R. 5039, Saving America's Rural Housing Act of 2006.

### FEDERAL-LOCAL DRUG ENFORCEMENT COOPERATION

*Committee on Government Reform:* Subcommittee on Criminal Justice, Drug Policy, and Human Resources held a hearing entitled "FY 2007 Drug Control Budget and the Byrne Grant, HIDTA, and other law enforcement programs: Are we jeopardizing federal, state and local cooperation?" Testimony was heard from the following officials of the Department of Justice: Regina Schofield, Assistant Attorney General, Office of Justice Programs; and Stuart Nash, Associate Deputy Attorney General and Director, Organized Crime Drug Enforcement Task Force; Scott Burns, Deputy Director, State and Local Affairs, Office of National Drug Control Policy; and public witnesses.

### PUBLIC HOUSING AND THE PRIVATE MARKET

*Committee on Government Reform:* Subcommittee on Federalism and the Census held a hearing entitled "Public Housing in the Competitive Market Place: Do Affordable and Public Housing Developments Benefit from Private Market and Other Financing Tools?" Testimony was heard from public witnesses.



## OFFICE OF GOVERNMENT ETHICS REAUTHORIZATION

*Committee on Government Reform:* Subcommittee on Federal Workforce and Agency Organization held a hearing entitled "Office of Government Ethics Reauthorization." Testimony was heard from Marilyn Glynn, Acting Director, Office of Government Ethics.

## BRIEFING—SHARING CLASSIFIED INFORMATION AMONG FEDERAL INTELLIGENCE PARTNERS

*Committee on Homeland Security:* Subcommittee on Intelligence, Information Sharing and Terrorism Risk Assessment met in executive session to receive a briefing on sharing classified information among Federal intelligence Partners: DHS access and information controls. The Subcommittee was briefed by departmental witnesses.

## EQUAL ACCESS TO JUSTICE REFORM ACT

*Committee on the Judiciary:* Subcommittee on Courts, the Internet, and Intellectual Property held a hearing on H.R. 435, Equal Access to Justice Reform Act of 2005. Testimony was heard from Ryan W. Bounds, Chief of Staff, Office of Legal Policy, Department of Justice; and public witnesses.

## ANIMAL ENTERPRISE TERRORISM ACT

*Committee on the Judiciary:* Subcommittee on Crime, Terrorism, and Homeland Security held a hearing on H.R. 4239, Animal Enterprise Terrorism Act. Testimony was heard from Brent McIntosh, Deputy Assistant Attorney General, Department of Justice; and public witnesses.

## DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, OF 2007

*Committee on Rules:* Testimony was heard from Representatives Rogers of Kentucky and Sabo, but action was deferred on H.R. 5441, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007.

## ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS FISCAL YEAR 2007

*Committee on Rules:* Granted, by voice vote, an open rule providing one hour of general debate on H.R. 5427, making appropriations for energy and water development for the fiscal year ending September 30, 2007, 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 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.

## CONSUMER DATA PROTECTION PRACTICES

*Committee on Small Business:* Subcommittee on Regulatory Reform and Oversight held a hearing entitled "The Liabilities Driving Better Consumer Data Protection Practices." Testimony was heard from public witnesses.

## IMPACTS OF RAILROAD-OWNED WASTE FACILITIES

*Committee on Transportation and Infrastructure:* Subcommittee on Railroads held a hearing on Impacts of Railroad-Owned Waste Facilities. Testimony was heard from W. Douglas Buttrey, Chairman, Surface Transportation Board, Department of Transportation; and public witnesses.

## IMPROVING CHILD PROTECTIVE SERVICES

*Committee on Ways and Means:* Subcommittee on Human Resources held a hearing to review Proposals to Improve Child Protective Services. Testimony was heard from Cornelia Ashby, Director, Education, Workforce, and Income Security, GAO; and public witnesses.

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## COMMITTEE MEETINGS FOR WEDNESDAY, MAY 24, 2006

*(Committee meetings are open unless otherwise indicated)*

### Senate

*Committee on Appropriations:* Subcommittee on Defense, to hold hearings to examine proposed budget estimates for fiscal year 2007 for defense related programs, 9 a.m., SD-192.

Subcommittee on Legislative Branch, to hold hearings to examine progress of the Capitol Visitor Center construction, 10 a.m., SD-138.

*Committee on Armed Services:* business meeting to consider the nomination of General Michael V. Hayden, USAF, for reappointment to the grade of general and to be Director of the Central Intelligence Agency, 9:15 a.m., SR-222.

*Committee on Commerce, Science, and Transportation:* Subcommittee on Aviation, to hold hearings to examine National Transportation Safety Board reauthorization, 9 a.m., SD-562.

Subcommittee on Disaster Prevention and Prediction, to hold hearings to examine 2006 hurricane forecast and at-risk cities, 2:30 p.m., SD-562.

*Committee on Energy and Natural Resources:* business meeting to consider S. 1548, to provide for the conveyance of certain Forest Service land to the city of Coffman Cove, Alaska, S. 1529, to provide for the conveyance of certain Federal land in the city of Yuma, Arizona, S. 997, to direct the Secretary of Agriculture to convey certain land in the Beaverhead-Deerlodge Forest, Montana, to Jefferson County, Montana, for use as a cemetery, S. 2003, to make permanent the authorization for watershed restoration and enhancement agreements, S. 2028, to provide for the reinstatement of a license for a certain Federal Energy Regulatory Commission project, S. 2035, to extend the time required for construction of a hydroelectric project in the State of Idaho, S. 2054, to direct the Secretary of the Interior to conduct a study of water resources in the State of Vermont, S. 2150, to direct the Secretary of the Interior to convey certain Bureau of Land Management Land to the City of Eugene, Oregon, S. 2373, to provide for the sale of approximately 132 acres of public land to the City of Green River, Wyoming, at fair market value, S. 2403, to authorize the Secretary of the Interior to include in the boundaries of the Grand Teton National Park land and interests in land of the GT Park Subdivision, S. 2568, to amend the National Trails System Act to designate the Captain John Smith Chesapeake National Historic Trail, S. Res. 468, supporting the continued administration of Channel Islands National Park, including Santa Rosa Island, in accordance with the laws (including regulations) and policies of the National Park Service, H.R. 394, to direct the Secretary of the Interior to conduct a boundary study to evaluate the significance of the Colonel James Barrett Farm in the Commonwealth of Massachusetts and the suitability and feasibility of its inclusion in the National Park System as part of the Minute Man National Historical Park, H.R. 482, to provide for a land exchange involving Federal lands in the Lincoln National Forest in the State of New Mexico, H.R. 486, to provide for a land exchange involving private land and Bureau of Land Management land in the vicinity of Holloman Air Force Base, New Mexico, for the purpose of removing private land from the required safety zone surrounding munitions storage bunkers at Holloman Air Force Base, H.R. 1492, to provide for the preservation of the historic confinement sites where Japanese Americans were detained during World War II, and H.R. 4000, to authorize the Secretary of the Interior to revise certain repayment contracts with the Bostwick Irrigation District in Nebraska, the Kansas Bostwick Irrigation District No. 2, the Frenchman-Cambridge Irrigation District, and the Webster Irrigation District No. 4, all a part of the Pick-Sloan Missouri Basin Program, 10 a.m., SD-366.

Subcommittee on Public Lands and Forests, to hold hearings to examine S. 2466, to authorize and direct the exchange and conveyance of certain National Forest land and other land in southeast Arizona, S. 2788, to direct the exchange of certain land in Grand, San Juan, and Uintah Counties, Utah, and S. 2567, to maintain the

rural heritage of the Eastern Sierra and enhance the region's tourism economy by designating certain public lands as wilderness and certain rivers as wild scenic rivers in the State of California, 2:30 p.m., SD-366.

*Committee on Foreign Relations:* to hold hearings to examine the nominations of Gaddi H. Vasquez, of California, for the rank of Ambassador during his tenure of service as U.S. Representative to the United Nations Agencies for Food and Agriculture, and John Clint Williamson, of Louisiana, to be Ambassador at Large for War Crimes Issues, Department of State, 3:30 p.m., SD-419.

*Committee on Homeland Security and Governmental Affairs:* to hold hearings to examine the nomination of R. David Paulison, of Florida, to be Under Secretary for Federal Emergency Management, Department of Homeland Security, 9:30 a.m., SD-342.

*Committee on the Judiciary:* to hold hearings to examine the nominations of Andrew J. Guilford, to be United States District Judge for the Central District of California, and Frank D. Whitney, to be United States District Judge for the Western District of North Carolina, 2 p.m., SD-226.

*Select Committee on Intelligence:* closed business meeting to consider intelligence matters, 2:30 p.m., SH-219.

## House

*Committee on Armed Services,* hearing on Border Security—Mission of the National Guard, 9 a.m., 2118 Rayburn.

*Committee on Energy and Commerce,* Subcommittee on Energy and Air Quality, hearing entitled "Vehicle and Fuels Technology: Next Generation," 1 p.m., 2123 Rayburn.

*Committee on Financial Services,* to mark up the following bills: H.R. 5117, To exempt persons with disabilities from the prohibition against providing section 8 rental assistant to college students; H.R. 4127, Data Accountability and Trust Act (DATA); H.R. 5341, Seasoned Customer CTR Exemption Act of 2006; H.R. 4804, FHA Manufactured Housing Loan Modernization Act of 2006; H.R. 3043, Zero Downpayment Pilot Program Act of 2006; H.R. 5347, HOPE VI Reauthorization Act of 2006; H.R. 5121 Expanding American Homeownership Act of 2006; and H.R. 5068, Export-Import Bank Reauthorization Act of 2006, 10 a.m., 2128 Rayburn.

*Committee on Government Reform,* hearing entitled "Getting Ready for the '06 Hurricane Season," 1 p.m., 2154 Rayburn.

*Committee on Homeland Security,* to consider H. Res. 809, Directing the Secretary of the Department of Homeland Security to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the Secretary's possession relating to any existing or previous agreement between the Department of Homeland Security and Shirlington Limousine and Transportation, Incorporated, of Arlington, Virginia; followed by a hearing entitled "The Need for CFIUS Reform to Address Homeland Security Concerns," 1 p.m., 311 Cannon.

Subcommittee on Intelligence, Information Sharing, and Terrorism Risk Assessment, hearing entitled “Examining the Progress of the DHS Chief Intelligence Officer,” 3:30 p.m., 311 Cannon.

*Committee on the Judiciary*, Subcommittee on Courts, the Internet and Intellectual Property, to mark up the following: H.R. 1458, To require any Federal or State court to recognize any notarization made by a notary public licensed by a State other than the State where the court is located when such notarization occurs in or affects interstate commerce; H.R. 5454, To authorize salary adjustments for Justices and judges of the United States for fiscal year 2007; H.R. 5440, Federal Courts Jurisdiction Clarification Act of 2006; and H.R. 5439, Orphan Works Act of 2006, 4 p.m., Rayburn.

*Committee on Rules*, to consider H.R. 5429, To direct the Secretary of the Interior to establish and implement

a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, 4:30 p.m., H-313 Capitol.

*Committee on Science*, Subcommittee on Environment, Technology, and Standards, hearing on the Views of the NIST Nobel Laureates on Science Policy, 9:30 a.m., 2318 Rayburn.

*Committee on Transportation and Infrastructure*, Subcommittee on Highways, Transit and Pipelines, oversight hearing on Understanding Contemporary Public Private Highway Transactions: The Future of Infrastructure Finance? 9:30 a.m., 2167 Rayburn.

*Committee on Ways and Means*, Subcommittee on Health, to mark up H.R. 4157, Health Information Technology Promotion Act of 2005, 4 p.m., 1100 Longworth.

Next Meeting of the SENATE

8:30 a.m., Wednesday, May 24

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, May 24

### Senate Chamber

**Program for Wednesday:** Senate will continue consideration of S. 2611, Comprehensive Immigration Reform Act, with 60 minutes of debate on McConnell Amendment No. 4085, followed by a vote to occur in relation to the amendment; followed by a vote on the motion to invoke cloture on the bill.

*(Senate will meet with the House of Representatives in the House Chamber at 11 a.m. to receive a message from His Excellency, Ehud Olmert, Prime Minister of Israel.)*

### House Chamber

**Program for Wednesday:** Consideration of H.R. 5427—Energy and Water Development, and Related Agencies Appropriations Act for Fiscal Year 2007 (Subject to a Rule) following a Joint Meeting with the Senate for the purpose of receiving the Honorable Ehud Olmert, Prime Minister of Israel.

## Extensions of Remarks, as inserted in this issue

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