

# Daily Digest

## HIGHLIGHTS

Senate passed H.R. 6, Energy Policy Act.

The House passed H.R. 3057, Foreign Operations, Export Financing, and Related Programs Appropriations Act for FY 2006.

## Senate

### Chamber Action

*Routine Proceedings, pages S7451–S7541*

**Measures Introduced:** Nine bills and two resolutions were introduced, as follows: S. 1318–1326, and S. Res. 182–183. **Page S7520**

#### Measures Passed:

**Energy Policy Act:** By 85 yeas to 12 nays (Vote No. 158), Senate passed H.R. 6, to ensure jobs for our future with secure, affordable, and reliable energy, as amended. **Pages S7451–77**

**Migratory Bird Commission:** Senate agreed to S. Res. 183, recognizing the achievements and contributions of the Migratory Bird Commission on the occasion of its 72nd anniversary and the first day of sale of the 2005–2006 Migratory Bird Hunting and Conservation Stamp. **Pages S7539–40**

**National Mammography Week:** Committee on the Judiciary was discharged from further consideration of S. Res. 154, designating October 21, 2005, as “National Mammography Day”, and the resolution was then agreed to. **Page S7540**

**National Veterans Awareness Week:** Committee on the Judiciary was discharged from further consideration of S. Res. 155, designating the week of November 6 through November 12, 2005, as “National Veterans Awareness Week” to emphasize the need to develop educational programs regarding the contributions of veterans to the country, and the resolution was then agreed to. **Page S7540**

**Interior Appropriations:** Senate continued consideration of H.R. 2361, making appropriations for the Department of the Interior, Environment, and related agencies for the fiscal year ending September 30, 2006, taking action on the following amendments proposed thereto: **Pages S7477–S7512**

#### Adopted:

Burns (for Frist/Reid) Amendment No. 1022, to provide for Congressional security relating to certain real property. **Pages S7477, S7480**

Burns (for Bond) Modified Amendment No. 1040, to set aside funds for the University of Missouri-Columbia to establish a wetland ecology center of excellence. **Pages S7477, S7480**

Kyl (for Smith) Amendment No. 1048, to require the Secretary of Agriculture to report to Congress on the rehabilitation of the Biscuit Fire area of southern Oregon. **Pages S7478, S7480**

Dorgan (for Byrd) Modified Amendment No. 1044, to set aside funds for the White Sulphur Springs Fish Hatchery. **Pages S7478, S7480**

Dorgan (for Reed) Amendment No. 1036, to modify certain administrative provisions relating to the brownfield site characterization and assessment program. **Pages S7477, S7480**

Dorgan (for Durbin) Amendment No. 1032, to prohibit the use of funds in contravention of the Executive order relating to Federal actions to address environmental justice in minority populations and low-income populations. **Pages S7477, S7480**

Dorgan (for Reed) Amendment No. 1037, to authorize recipients of grants provided under the brownfield site characterization and assessment program to use grant funds for reasonable administrative expenses. **Pages S7477, S7480**

Dorgan (for Conrad) Modified Amendment No. 1045, to set aside funds for a brownfields assessment of the Fortuna Radar Site. **Pages S7478, S7480**

Byrd/Cochran Amendment No. 1053, to provide funds for the Memorial to Martin Luther King, Jr. **Pages S7478–80, S7497**

Kyl Modified Amendment No. 1049, to provide certain earmarks for State and tribal assistance grant funds. **Pages S7478, S7511–12**

Dorgan (for Landrieu) Modified Amendment No. 1060, to make certain funding revisions relating to Historically Black Colleges and Universities, and Department of the Interior administrative expenses.

**Pages S7478, S7511–12**

Dorgan (for Bingaman) Modified Amendment No. 1055, to provide for the consideration of the effect of competitive sourcing on wildland fire management activities.

**Pages S7478, S7511–12**

Dorgan (for Obama) Amendment No. 1061, to provide that none of the funds made available in this Act may be used in contravention of 15 U.S.C. section 2682(c)(3) or to delay the implementation of that section.

**Pages S7478, S7511–12**

Dorgan (for Bingaman) Modified Amendment No. 1030, to modify a provision relating to funds appropriated for Bureau of Indian Affairs postsecondary schools.

**Pages S7477, S7511–12**

Burns (for Coburn) Modified Amendment No. 1020, to express the Sense of the Senate that defense spending should not be underfunded to support increases in non-defense spending.

**Pages S7478, S7511–12**

Dorgan (for Bingaman) Amendment No. 1031, to set aside additional amounts for Youth Conservation Corps projects.

**Pages S7477, S7511–12**

Dorgan (for Bingaman) Amendment No. 1058, to provide a substitute for title V, Facility Realignment and Enhancement Act of 2005.

**Pages S7478, S7511–12**

Rejected:

By 33 yeas to 59 nays (Vote No. 160), Burns (for Coburn) Amendment No. 1003, to require conference report inclusion of limitations, directives, and earmarks.

**Pages S7477, S7497–98, S7500–01**

Withdrawn:

Burns (for Voinovich) Amendment No. 1010, to prohibit the use of funds to take certain land into trust without the consent of the Governor of the State in which the land is located.

**Pages S7477, S7488–89**

Dorgan (for Kerry) Amendment No. 1029, making emergency supplemental appropriations for the fiscal year ending September 30, 2005, for the Veterans Health Administration.

**Pages S7477, S7489**

Burns (for Coburn) Amendment No. 1015, to transfer funding to Wildland Fire Management from the National Endowment for the Arts and the National Endowment for the Humanities.

**Pages S7477, S7491**

Burns (for Coburn) Amendment No. 1002, to reduce total appropriations in the bill by 1.7 percent for the purpose of fully funding the Department of Defense.

**Pages S7477, S7491, S7498**

Salazar Amendment No. 1038, to provide additional funds for the payment in lieu of taxes program, with an offset.

**Pages S7471, S7511**

Salazar Amendment No. 1039, to provide that certain user fees collected under the Land and Water Conservation Act of 1965 be paid to the States.

**Pages S7477, S7512**

Burns (for Warner) Amendment No. 1042, to set aside funds for the replacement of the main gate facility at the Wolf Trap National Park for the Performing Arts, Virginia.

**Pages S7477, S7512**

Burns (for Ensign) Amendment No. 1012, to provide for the conveyance of certain Bureau of Land Management land in the State of Nevada to the Las Vegas Motor Speedway.

**Pages S7477, S7512**

Dorgan (for Feingold) Amendment No. 1043, to require the Government Accountability Office to conduct an audit of the competitive sourcing program of the Forest Service.

**Pages S7478, S7512**

Kyl (for Inhofe) Amendment No. 1051, to encourage competition in assistance agreements awarded by the Environmental Protection Agency.

**Pages S7478, S7512**

Dorgan (for Bingaman) Amendment No. 1054, to set aside additional amounts for Youth Conservation Corps projects.

**Pages S7478, S7512**

Dorgan (for Bingaman) Amendment No. 1056, to strike the title providing for the disposition of Forest Service land and the realignment of Forest Service facilities.

**Pages S7478, S7512**

Dorgan (for Bingaman) Amendment No. 1057, to extend the Forest Service conveyances pilot program.

**Pages S7478, S7512**

Dorgan (for Obama) Amendment No. 1062, to provide that of the funds made available under the heading "Environmental Programs and Management," not less than \$100,000 shall be made available to issue the proposed rule required under 15 U.S.C. section 2682(c)(3) by November 1, 2005, and promulgate the final rule required under 15 U.S.C. section 2682(c)(3) by September 30, 2006.

**Pages S7478, S7512**

Pending:

Dorgan (for Boxer) Amendment No. 1023, to prohibit the use of funds by the Administrator of the Environmental Protection Agency to accept, consider, or rely on third-party intentional dosing human studies for pesticides or to conduct intentional dosing human studies for pesticides.

**Page S7477**

Dorgan Amendment No. 1025, to require Federal reserve banks to transfer certain surplus funds to the general fund of the Treasury, to be used for the provision of Indian health care services.

**Page S7477**

Sununu/Bingaman Amendment No. 1026, to prohibit the use of funds to plan, design, study or construct certain forest development roads in the Tongass National Forest.

**Pages S7477, S7501–09**

Dorgan (for Sarbanes) Amendment No. 1046, to provide for a study of the feasibility of designating the Captain John Smith Chesapeake National Historic Watertrail as a national historic trail.

**Page S7478**

Kyl Amendment No. 1050, to modify the formula for the allotment of grants to States for the establishment of State water pollution control revolving funds.

**Page S7478**

Byrd (for Murray) Amendment No. 1052, making emergency supplemental appropriations for the fiscal year ending September 30, 2005, for the Veterans Health Administration.

**Pages S7478, S7486–87, S7489–91, S7498–S7500, S7509–11**

Dorgan Amendment No. 1059, to facilitate family travel to Cuba in humanitarian circumstance.

**Page S7478**

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

By 17 yeas to 75 nays (Vote No. 159), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Burns (for Coburn) Amendment No. 1019, to transfer funding to the Special Diabetes Program for Indians and the Alcohol and Substance Abuse Program within the Indian Health Service from funding for federal land acquisition. Subsequently, the point of order that the amendment would provide spending in excess of the subcommittee's 302(b) allocation was sustained, and the amendment thus fell.

**Pages S7477–78, S7491, S7495–97, S7500**

A unanimous-consent time agreement was reached providing for consideration of certain amendments, with votes to occur in relation to the amendments, with no second-degree amendments in order to the amendments prior to the votes; provided further, that following disposition of the amendments, the bill be read a third time and the Senate then vote on final passage of the bill.

**Page S7512**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 10:30 a.m. on Wednesday, June 29, 2005.

**Page S7540**

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

Phillip Jackson Bell, of Georgia, to be Deputy Under Secretary of Defense for Logistics and Materiel Readiness.

Ronald M. Segal, of Colorado, to be Under Secretary of the Air Force.

David H. McCormick, of Pennsylvania, to be Under Secretary of Commerce for Export Administration.

Darryl W. Jackson, of the District of Columbia, to be an Assistant Secretary of Commerce.

Susan P. Bodine, of Maryland, to be Assistant Administrator, Office of Solid Waste, Environmental Protection Agency.

John Hillen, of Virginia, to be an Assistant Secretary of State (Political-Military Affairs).

Josette Sheeran Shiner, of Virginia, to be an Under Secretary of State (Economic, Business, and Agricultural Affairs).

Gillian Arlette Milovanovic, of Pennsylvania, to be Ambassador to the Republic of Macedonia.

Michael Retzer, of Mississippi, to be Ambassador to the United Republic of Tanzania.

Eric M. Thorson, of Virginia, to be Inspector General, Small Business Administration.

2 Air Force nominations in the rank of general.

Navy nomination in the rank of admiral.

**Page S7541**

**Messages From the House:**

**Page S7519**

**Measures Referred:**

**Page S7519**

**Executive Communications:**

**Pages S7519–20**

**Additional Cosponsors:**

**Pages S7520–23**

**Statements on Introduced Bills/Resolutions:**

**Pages S7523–39**

**Additional Statements:**

**Pages S7517–19**

**Amendments Submitted:**

**Page S7539**

**Authority for Committees to Meet:**

**Page S7539**

**Privilege of the Floor:**

**Page S7539**

**Record Votes:** Three record votes were taken today. (Total—160)

**Page S7477, S7500–01**

**Adjournment:** Senate convened at 9:45 a.m., and adjourned at 9:02 p.m. until 9:30 a.m., on Wednesday, June 29, 2005. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages S7540–41.)

## *Committee Meetings*

*(Committees not listed did not meet)*

### **FEDERAL CROP INSURANCE**

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded a hearing to examine the implementation of the Agricultural Risk Protection Act of 2000 and related crop insurance issues, after receiving testimony from Keith Collins, Chief Economist, and Ross J. Davidson, Jr., Administrator, Risk Management Agency, both of the Department of Agriculture; Ron Brichler, Great American Insurance Company, Cincinnati, Ohio, on behalf of the American Association of Crop Insurers; Norman A.

Nielsen, Associated Insurance Counselors, Inc., Preston, Iowa, on behalf of the Independent Insurance Agents and Brokers of America; Billy Rose, Crop 1 Insurance, Urbandale, Iowa; Bert Little, Tarleton State University Center for Agribusiness Excellence, Stevenville, Texas; Bruce A. Babcock, Iowa State University Center for Agricultural and Rural Development, Ames; Mike Clemens, Wimbledon, North Dakota, on behalf of the National Sunflower Association, U.S. Canola Association, and the American Soybean Association; and Ray Buttars, Weston, Idaho, on behalf of the National Association of Wheat Growers.

#### OVERSEAS BASING COMMISSION REPORT

*Committee on Appropriations:* Subcommittee on Military Construction and Veterans' Affairs concluded a hearing to examine the Commission on the Review of Overseas Military Facility Structure of the United States (Overseas Basing Commission) Report on the U.S. overseas military basing posture, after receiving testimony from Al Cornella, Chairman, Major General Lewis E. Curtis III, USAF (Ret.), Vice Chairman, and Vice Admiral Anthony A. Less, USN (Ret.), Brigadier General Keith Martin, Pennsylvania ARNG (Ret.), and Lieutenant General H.G. Taylor, USA (Ret.), each a Commissioner, all of the overseas Basing Commission; Philip W. Grone, Deputy Under Secretary for Installations and Environment, and Ryan Henry, Principal Deputy Under Secretary for Policy, both of the Department of Defense; and Rose Likins, Acting Assistant Secretary of State, Bureau of Political-Military Affairs.

#### LAND BILLS

*Committee on Energy and Natural Resources:* Subcommittee on National Parks concluded a hearing to examine S. 206, to designate the Ice Age Floods National Geologic Trail, S. 556, to direct the Secretary of the Interior and the Secretary of Agriculture to jointly conduct a study of certain land adjacent to the Walnut Canyon National Monument in the State of Arizona, S. 588, to amend the National Trails System Act to direct the Secretary of the Interior and the Secretary of Agriculture to jointly conduct a study on the feasibility of designating the Arizona Trail as a national scenic trail or a national historic trail, and S. 955, to direct the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of including in the National Park System certain sites in Williamson County, Tennessee, relating to the Battle of Franklin, after receiving testimony from Donald W. Murphy, Deputy Director, National Park Service, Department of the Interior; Mayor Tom Miller, Franklin, Tennessee; Elizabeth Archuleta, Coconino County Board of Supervisors, Flagstaff, Arizona; Gary

Kleinknecht, Ice Age Floods Institute, Kennewick, Washington; and Larry Snead, Arizona Trail Association, Phoenix.

#### BUSINESS MEETING

*Committee on Finance:* Committee met to begin markup of S. 1307, to implement the Dominican Republic-Central America-United States Free Trade Agreement, and S.J. Res. 18, approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, but did not complete action thereon, and will meet again on Wednesday, June 29, 2005.

#### MEDICAID

*Committee on Finance:* Committee held a hearing to examine problems that threaten the long term sustainability of Medicaid, focusing on the incidence of Medicaid waste, fraud and abuse, receiving testimony from Daniel R. Levinson, Inspector General, and George M. Reeb, Assistant Inspector General, Centers for Medicare and Medicaid Services Audits, and Dennis G. Smith, Director, Center for Medicaid and State Operations, Centers for Medicare and Medicaid Services, all of the Department of Health and Human Services; Leslie G. Aronovitz and Kathryn Allen, each a Director, Health Care, both of the Government Accountability Office; Massachusetts Assistant Attorney General Nicholas J. Messuri, Boston, on behalf of the National Association of Medicaid Fraud Control Units; Barbara C. Edwards, Ohio Department of Job and Family Services, Columbus; Timothy W. Westmoreland, Georgetown University, and James W. Moorman, Taxpayers Against Fraud, both of Washington, D.C.; and Charles J. Milligan, Jr., University of Maryland Center for Health Program Development and Management, Baltimore.

Hearing will continue tomorrow.

#### DEPARTMENT OF DEFENSE SECURITY CLEARANCE PROCESS

*Committee on Homeland Security and Governmental Affairs:* Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia concluded a hearing to examine the security clearance process of the Department of Defense (DOD), focusing on the transfer of investigative responsibilities from DOD to the Office of Personnel Management (OPM), including the impact this shift will have on the ability to investigate and adjudicate security clearances in a thorough and expeditious manner, including strategies employed by DOD and OPM to remove the Personnel Security Clearance Program from the high-risk list, after receiving testimony from Derek B. Stewart, Director, Defense Capabilities and Management, Government Accountability Office; Kathy L. Dillaman, Deputy

Associate Director for Human Resource Products and Services, Center for Federal Investigative Services, Office of Personnel Management; and Heather Anderson, Director, Strategic Integration, Office of the Deputy Under Secretary of Defense, Counterintelligence and Security, and Acting Director, Defense Security Service.

### INDIAN GAMING

*Committee on Indian Affairs:* Committee concluded an oversight hearing to examine regulation of Indian gaming, after receiving testimony from Vivian Juan-Sanders, Tohono O'odham Nation, Sells, Arizona; Dallas Massey, Sr., White Mountain Apache Tribe, Whiteriver, Arizona, on behalf of Arizona Indian Gaming Association; Deron Marquez, San Manuel Band of Mission Indians, Patton, California; Joseph A. Pakootas, Colville Business Council, Nespelem, Washington, on behalf of the Confederated Tribes of the Colville Reservation; James "JC" Crawford, Sisseton-Wahpeton Oyate of the Lake Traverse Reservation, Agency Village, South Dakota; James W. Ransom, Saint Regis Mohawk Tribe, Akwesasne, New York; and Doreen Hagen, Prairie Island Indian Community, Welch, Minnesota.

### VA'S MEDICAL CARE BUDGET

*Committee on Veterans' Affairs:* Committee concluded a hearing to examine budget forecasting and finances

of the Veterans Health Administration, focusing on project resource requirements for the health care needs of veterans, current status of resources, and the budget formulation process and current budget status, after receiving testimony from R. James Nicholson, Secretary, and Jonathan Perlin, Under Secretary for Health, both of the Department of Veteran Affairs.

### MEDICAID

*Special Committee on Aging:* Committee held a hearing to examine the structure of the Medicaid program and its use of mandatory and optional populations and benefits, focusing on how Congress can meet its budgetary obligations to find savings in Medicaid and strengthen the program for the long-term, receiving testimony from Pamela S. Hyde, New Mexico Human Services Department, Santa Fe; Diane Rowland, The Henry J. Kaiser Family Foundation, Howard Bedlin, National Council on the Aging, and Jeffrey S. Crowley, Georgetown University, all of Washington, D.C.; and Sister Karin Dufault, Catholic Health Association of the United States, Seattle, Washington.

Hearings recessed subject to call.

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## House of Representatives

### Chamber Action

**Public Bills and Resolutions Introduced:** 19 public bills, H.R. 3081–3099; and 1 resolution, H. Con. Res. 194, were introduced. **Page H5361**

**Additional Cosponsors:** **Page H5362**

**Reports Filed:** No reports were filed today.

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Jindal to act as speaker pro tempore for today. **Page H5255**

**Chaplain:** The prayer was offered today by Dr. Ruffin Snow, Senior Pastor, Tri-City Baptist Church in Conover, North Carolina. **Pages H5257–58**

**Recess:** The House recessed at 9:23 a.m. and reconvened at 10 a.m. **Page H5237**

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

*Junk Fax Prevention Act of 2005:* S. 714, to amend section 227 of the Communications Act of 1934 (47 U.S.C. 227) relating to the prohibition on junk fax transmissions—clearing the measure for the President; and **Pages H5262–65**

*Military Personnel Financial Services Protection Act:* Debated on June 27: H.R. 458, amended, to prevent the sale of abusive insurance and investment products to military personnel, by a 2/3 yeas-and-nays vote of 405 yeas to 2 nays, Roll No. 324. **Pages H5273–74**

Agreed to amend the title so as to read: to prevent the sale of abusive insurance and investment products to military personnel. **Pages H5273–74**

**Foreign Operations, Export Financing, and Related Programs Appropriations Act for FY 2006:** The House passed H.R. 3057, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September

30, 2006, by a yea-and-nay vote of 393 yeas to 32 nays, Roll No. 335. **Pages H5281–H5300, H5302–55**

Agreed to limit further amendments made in order and the time for debate on such amendments.

**Pages H5301–02**

Agreed to:

Hooley of Oregon amendment that increases funding for International Narcotics Control and Law Enforcement; **Page H5296**

King of Iowa amendment that reduces, and then increases by the same amount, funding for the Global HIV/AIDs Initiative at the Department of State;

**Pages H5306–07**

Royce amendment (No. 4 printed in the Congressional Record of June 27) that increases funding for Nonproliferation, Anti-Terrorism, Demining, and Related Programs, and reduces it by the same amount;

**Pages H5317–18**

Schiff amendment that increases funding for Democracy Programs; **Page H5323**

Lee amendment that prohibits the use of funds for International Narcotics Control and Law Enforcement to transfer excess property of a U.S. Government agency to the Government of Haiti;

**Pages H5340–41**

Bradley amendment that prohibits the use of funds for Assistance for Eastern Europe and the Baltic States to assist Romania under the Support for Eastern European Democracy Act of 1989;

**Pages H5341–42**

Garrett of New Jersey amendment that prohibits the use of funds to send or otherwise pay for the attendance of more than 50 employees of a Federal department or agency at any single conference outside of the U.S.;

**Page H5343**

Bonilla amendment that limits the funds for the Export-Import Bank while there is a vacancy in the position of the head of the Office of the Inspector General of the Bank;

**Pages H5344–45**

Beauprez amendment that prohibits the use of funds to provide assistance to foreign countries that refuse to extradite to the U.S. individuals accused of killing a law enforcement officer (by a recorded vote of 327 yeas to 98 noes, Roll No. 330 );

**Pages H5331–32, H5351**

Weiner amendment that prohibits the use of funds to finance any assistance to Saudi Arabia (by a recorded vote of 293 yeas to 132 noes, Roll No. 331);

**Pages H5332–35, H5351–52**

Sanders amendment that prohibits the use of funds by the Export-Import Bank to approve an application for a long-term loan or loan guarantee with respect to a nuclear project in the People's Republic of China (by a recorded vote of 313 yeas 114 noes, Roll No. 332); and

**Pages H5335–38, H5352**

Deal of Georgia amendment that prohibits the use of funds to provide assistance to any country with whom the U.S. as an extradition treaty and whose government has notified the State Department of its refusal to extradite certain accused criminals (by a recorded vote of 294 yeas to 132 noes, Roll No. 333).

**Pages H5339–40, H5352–53**

Rejected:

Pitts amendment that sought to increase funding for the U.S. Agency for International Development Child Survival and Health Programs fund (by a recorded vote of 87 yeas to 326 noes, Roll No. 326);

**Pages H5297–H5300**

McGovern amendment (No. 6 printed in the Congressional Record of June 27) that sought to reduce funding for the Andean Counterdrug Initiative (by a recorded vote of 189 yeas to 234 noes, Roll No. 329); and

**Pages H5307–17, H5350**

Hefley amendment that sought to reduce total appropriations in the bill by 1% (by a recorded vote of 117 yeas to 309 noes, Roll No. 334).

**Pages H5347–48, H5353–54**

Withdrawn:

Otter amendment that was offered and subsequently withdrawn that sought to insert a new section regarding limitation on assistance for Palestinian Authority and the Palestinian People;

**Page H5335**

Inslee amendment that was offered and subsequently withdrawn that sought to put a limitation on the use of funds by the Export-Import Bank;

**Page H5345**

Jackson-Lee amendment that was offered and subsequently withdrawn that sought to prohibit the use of funds to return displaced persons from Chad to Sudan;

**Pages H5345–47**

Loretta Sanchez of California amendment that was offered and subsequently withdrawn that sought to prohibit the use of funds for International Military Education and Training to provide assistance for Vietnam; and

**Pages H5348–49**

Jackson-Lee amendment that was offered and subsequently withdrawn that sought to prohibit the use of funds for International Military Education and Training or the Foreign Military Financing Program in contravention of the child soldiers protocol to the Convention on the Rights of the Child.

**Pages H5349–50**

Point of Order sustained against:

Lee amendment that sought to provide emergency funding to the Global Fund to Fight AIDs, Tuberculosis and Malaria;

**Pages H5303–04**

Portion of section 565, beginning with the word "or" on page 113 line 26 through page 114 line 10, regarding Authority to Reduce Debt; **Page H5331**

Waters amendment that sought to express the sense of Congress that national elections should not be held in the Republic of Haiti until conditions have been established to ensure that the elections will be free and fair; and

Pages H5342–43

Capuano amendment that sought to authorize the President to use all necessary means to stop genocide in Darfur, Sudan.

Pages H5343–44

H. Res. 341, the rule providing for consideration of the bill was agreed to by voice vote, after agreeing to order the previous question by a recorded vote of 217 ayes to 189 noes, Roll No. 325.

Pages H5265–73, H5274

**Departments of Transportation, Treasury, and Housing and Urban Development, The Judiciary, District of Columbia, and Independent Agencies Appropriations Act for FY 2006—Rule for Consideration:** The House agreed to H. Res. 342, the rule providing for consideration of H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, by a recorded vote of 219 ayes to 193 noes, Roll No. 328, after agreeing to order the previous question by a yea-and-nay vote of 263 yeas to 152 noes, Roll No. 327.

Pages H5275–81, H5300–01

**National Council on the Arts—Appointments:** The Chair announced the Speaker's appointment of the following Members to the National Council on the Arts: Representatives McKeon and Tiberi.

Page H5355

Read a letter from the Minority Leader wherein she appointed Representative McCollum to the National Council on the Arts.

Page H5355

**Board of Trustees of the John F. Kennedy Center for the Performing Arts—Appointment:** The Chair announced the Speaker's appointment of Representative Kennedy of Rhode Island to the Board of Trustees of the John F. Kennedy Center for the Performing Arts.

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**Private Calendar:** Agreed that the call of the Private Calendar be in order tomorrow, June 29.

Page H5355

**Senate Message:** Message received from the Senate today appears on page H5258.

**Senate Referrals:** S. 260 was referred to the Committee on Resources; and S. 1316 was held at the desk.

Page H5360

**Quorum Calls—Votes:** Three yea-and-nay votes and nine recorded votes developed during the proceedings of today and appear on pages H5273, H5274, H5299–H5300, H5300–01, H5301,

H5350, H5351, H5351–52, H5352, H5353, H5353–54, and H5354–55. There were no quorum calls.

**Adjournment:** The House met at 9 a.m. and adjourned at 11:10 p.m.

## Committee Meetings

### VETERANS AFFAIRS

*Committee on Appropriations:* Subcommittee on Military Quality of Life, and Veterans Affairs, and Related Agencies held a hearing on Veterans Affairs. Testimony was heard from the following officials of the Department of Veterans Affairs: R. James Nicholson, Secretary; Jonathan B. Perline, M.D., Under Secretary, Health; and Tim S. McClain, General Counsel; and Stephen L. Jones, Principal Deputy Assistant Secretary, Health Affairs, Department of Defense.

### AIR FORCE ACADEMY—RELIGIOUS CLIMATE

*Committee on Armed Services:* Subcommittee on Military Personnel held a hearing on the religious climate at the U.S. Air Force Academy. Testimony was heard from LTG Roger A. Brady, USAF, Deputy Chief of Staff, Personnel, Department of the Air Force; and public witnesses.

### PRIVATE SECTOR AID TO HIGH SCHOOLS

*Committee on Education and the Workforce:* Subcommittee on Education Reform held a hearing entitled "How the Private Sector is Helping States and Communities Improve High School Education." Testimony was heard from public witnesses.

### HEALTH CARE CHOICE ACT OF 1995

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing on H.R. 2355, Health Care Choice Act of 2005. Testimony was heard from public witnesses.

### D.C. GUN BAN

*Committee on Government Reform:* Held a hearing entitled "Under Fire: Does the District of Columbia's Gun Ban Help or Hurt the Fight Against Crime?" Testimony was heard from the following officials of the District of Columbia: Anthony Williams, Mayor; and Charles H. Ramsey, Chief of Police, Metropolitan Police Department; and public witnesses.

### MANUFACTURING REGULATION IMPACT

*Committee on Government Reform:* Subcommittee on Regulatory Affairs held a hearing entitled "The Impact of Regulation on U.S. Manufacturing: Spotlight on Department of Labor and Department of Transportation." Testimony was heard from Veronica

Stidvent, Assistant Secretary, Policy, Department of Labor; Jeffrey A. Rosen, General Counsel, Department of Transportation; and public witnesses.

#### FISSILE MATERIALS SECURITY ABROAD

*Committee on Homeland Security:* Subcommittee on Prevention of Nuclear and Biological Attack held a hearing entitled "Pathways to the Bomb: Security of Fissile Materials Abroad." Testimony was heard from public witnesses.

#### LEGAL SERVICES CORPORATION: LEASING CHOICES AND LANDLORD RELATIONS

*Committee on the Judiciary:* Subcommittee on Commercial and Administrative Law held a hearing on the Legal Services Corporation: A Review of Leasing Choices and Landlord Relations. Testimony was heard from the following officials of the Legal Services Corporation: Frank B. Strickland, Chairman, Board of Directors; and R. Kirk West, Inspector General; and a public witness.

#### PATENT AND TRADEMARK FEE MODERNIZATION ACT; INTELLECTUAL PROPERTY JURISDICTION CLARIFICATION ACT

*Committee on the Judiciary:* Subcommittee on Courts, the Internet and Intellectual Property approved for full Committee action the following bills: H.R. 2791, United States Patent and Trademark Fee Modernization Act of 2005; and H.R. 2955, Intellectual Property Jurisdiction Clarification Act of 2005.

#### ALIEN GANG REMOVAL ACT

*Committee on the Judiciary:* Subcommittee on Immigration, Border Security, and Claims held a hearing on H.R. 2933, Alien Gang Removal Act of 2005. Testimony was heard from Representative Forbes; and public witnesses.

#### FUTURE OF NASA

*Committee on Science:* Held a hearing on The Future of NASA. Testimony was heard from Michael D. Griffin, Administrator, NASA.

#### SMALL BUSINESS INNOVATION AND RESEARCH

*Committee on Science:* Subcommittee on Environment, Technology, and Standard held a hearing on Small Business Innovation and Research: What is the Optimal role of Venture Capital?" Testimony was heard from Representative Graves; and public witnesses.

#### CLEAN AIR ACT/AUTO REPAIR

*Committee on Small Business:* Subcommittee on Workforce, Empowerment and Government Programs held a hearing entitled "How the Clean Air Act Affects Auto Repair," focusing on H.R. 2048, Motor Vehi-

cle Owners' Right to Repair Act of 2005. Testimony was heard from Representative Barton of Texas; and public witnesses.

#### MULTI-EMPLOYER PENSION PLAN RULES

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on Funding Rules for Multiemployer Defined Benefit Plans in H.R. 2830, Pension Protection Act of 2005. Testimony was heard from Douglas Holtz-Eakin, Director, CBO; and public witnesses.

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### COMMITTEE MEETINGS FOR WEDNESDAY, JUNE 29, 2005

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Committee on Appropriations:* Subcommittee on State, Foreign Operations, and Related Programs, business meeting to mark up proposed legislation making appropriations for fiscal year 2006 for the Department of State and foreign operations, 10:30 a.m., SD-116.

*Committee on Armed Services:* to hold hearings to examine the nominations of General Peter Pace, USMC, for reappointment to the grade of general and to be Chairman, Joint Chiefs of Staff, Admiral Edmund P. Giambastiani, Jr., USN, for reappointment to the grade of admiral and to be Vice Chairman, Joint Chiefs of Staff, General T. Michael Moseley, USAF, for reappointment to the grade of general and to be Chief of Staff of the Air Force, Eric S. Edelman, of Virginia, to be Under Secretary of Defense for Policy, Daniel R. Stanley, of Kansas, to be Assistant Secretary of Defense for Legislative Affairs, and James A. Rispoli, of Virginia, to be Assistant Secretary of Energy for Environmental Management, 9:30 a.m., SD-106.

Full Committee, to hold a closed briefing regarding detention operations and interrogation procedures at Guantanamo Bay, 3:30 p.m., SR-222.

*Committee on Commerce, Science, and Transportation:* Subcommittee on Disaster Prevention and Prediction, to hold hearings to examine national weather service-severe weather, 2:30 p.m., SR-253.

*Committee on Finance:* business meeting to continue markup of S. 1307, to implement the Dominican Republic-Central America-United States Free Trade Agreement, and S.J. Res. 18, approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, 9 a.m., SH-216.

Full Committee, to continue hearings to examine threatening the health care safety net regarding Medicaid waste, fraud and abuse, 10 a.m., SH-216.

*Committee on Foreign Relations:* to hold hearings to examine the nominations of John Ross Beyrle, of Michigan, to be Ambassador to the Republic of Bulgaria, Marie L. Yovanovitch, of Connecticut, to be Ambassador to the Kyrgyz Republic, Robert H. Tuttle, of California, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland, and Ronald Spogli, of California, to be Ambassador to the Italian Republic, 2:30 p.m., SD-419.



*Committee on Health, Education, Labor, and Pensions:* business meeting to consider S. 1317, to provide for the collection and maintenance of cord blood units for the treatment of patients and research, and to amend the Public Health Service Act to authorize the Bone Marrow and Cord Blood Cell Transplantation Program to increase the number of transplants for recipients suitable matched to donors of bone marrow and cord blood, and the nomination of Tom Luce, of Texas, to be Assistant Secretary of Education for Planning, Evaluation, and Policy Development, 9:50 a.m., SD-430.

*Committee on Homeland Security and Governmental Affairs:* to hold hearings to examine vulnerabilities in the United States passport system, 9:30 a.m., SD-562.

*Committee on Indian Affairs:* business meeting to consider S. 374, to provide 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.J. Res. 15, to acknowledge a long history of official depredations and ill-conceived policies by the United States Government regarding Indian tribes and offer an apology to all Native Peoples on behalf of the United States, S. 113, to modify the date as of which certain tribal land of the Lytton Rancheria of California is deemed to be held in trust, S. 881, to provide for equitable compensation to the Spokane Tribe of Indians of the Spokane Reservation for the use of tribal land for the production of hydropower by the Grand Coulee Dam, S. 449, to facilitate shareholder consideration of proposals to make Settlement Common Stock under the Alaska Native Claims Settlement Act available to missed enrollees, eligible elders, and eligible persons born after December 18, 1971, H.R. 797, to amend the Native American Housing Assistance and Self-Determination Act of 1996 and other Acts to improve housing programs for Indians, S. 623, to direct the Secretary of Interior to convey certain land held in trust for the Paiute Indian Tribe of Utah to the City of Richfield, Utah, S. 598, to reauthorize provisions in the Native American Housing Assistance and Self-Determination Act of 1996 relating to Native Hawaiian low-income housing and Federal loan guarantees for Native Hawaiian housing, S. 1239, to amend the Indian Health Care Improvement Act to permit the Indian Health Service, an Indian tribe, a tribal organization, or an urban Indian organization to pay the monthly part D premium of eligible Medicare beneficiaries, S. 1231, to amend the Indian Self-Determination and Education Assistance Act to modify provisions relating to the National Fund for Excellence in American Indian Education, an S. 1312, to amend a provision relating to employees of the United States assigned to, or employed by, an Indian tribe, 9:30 a.m., SR-485.

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

### House

*Committee on Armed Services,* hearing on detainee operations at Guantanamo Bay, 9 a.m., 2118 Rayburn.

Subcommittee on Tactical Air and Land Forces and the Subcommittee on Projection Forces, joint hearing on Small Business Technologies, 2 p.m., 2118 Rayburn.

*Committee on Education and the Workforce,* to mark up H.R. 2830, Pension Protection Act of 2005, 10:30 a.m., 2175 Rayburn.

*Committee on Energy and Commerce,* to mark up the following: H.R. 2491, International Solid Waste Importation and Management Act of 2005; H.R. 1065, United States Boxing Commission Act; and the Drug Free Sports Act, 10 a.m., 2123 Rayburn.

*Committee on Financial Services,* Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises, hearing entitled "Legislative Solutions for the Rating Agency Duopoly," 10 a.m., 2128 Rayburn.

*Committee on Government Reform,* hearing entitled "To Lead or To Follow: The Next Generation Internet and the Transition to IPv6," 2 p.m., 2154 Rayburn.

Subcommittee on Criminal Justice, Drug Policy and Human Resources, hearing entitled "Interrupting Narcoterrorist Threats on the High Seas: Do We Have Enough Wind in Our Sails?" 2 p.m., 2247 Rayburn.

Subcommittee on Energy and Resources, hearing entitled "The Next Generation of Nuclear Power," 2 p.m., 2203 Rayburn.

Subcommittee on Federal Workforce and Agency Organization, hearing entitled "Yucca Mountain Project: Digging for the Truth," 10 a.m., 2154 Rayburn.

*Committee on Homeland Security,* Subcommittee on Economic Security, Infrastructure Protection, and Cybersecurity, hearing entitled "Improving Pre-Screening of Aviation Passengers against Terrorist and Other Watch Lists," 10 a.m., 210 Cannon.

Subcommittee on Management, Integration, and Oversight, hearing entitled "Transforming the Department of Homeland Security Through Mission-based Budgeting," 3 p.m., 210 Cannon.

*Committee on House Administration,* to mark up H.R. 513, 527 Reform Act of 2005, 1 p.m., 1310 Longworth.

*Committee on International Relations,* briefing and hearing on The Global Water Crisis: Evaluating U.S. Strategies to Enhance Access to Safe Water and Sanitation, 10:30 a.m., 2172 Rayburn.

Subcommittee on the Middle East and Central Asia, hearing on Iraq's Transition to Democracy, 2 p.m., 2172 Rayburn.

Subcommittee on the Western Hemisphere, to mark up the following measures: H.R. 611, Haiti Economic and Infrastructure Reconstruction Act; H.R. 953, Social Investment and Economic Development Fund for the Americas Act of 2005; H.R. 1213, Caribbean Basin Trade Enhancement Act of 2005; and H. Con. Res. 175, Acknowledging African descendants of the transatlantic slave trade in all of the Americas with an emphasis on descendants in Latin America and the Caribbean, recognizing the injustices suffered by these African descendants, and recommending that the United States and the international community work to improve the situation of Afro-descendant communities in Latin American and the Caribbean, 2 p.m., 2200 Rayburn.

*Committee on the Judiciary*, to mark up the following bills: H.R. 184, Controlled Substances Export Reform Act of 2005; H.R. 869, to amend the Controlled Substances Act to lift the patient limitation on prescribing drug addiction treatments by medical practitioners in group practices; H.R. 3020, United States Parole Commission Extension and Sentencing Commission Authority Act of 2005; and H.R. 1442, To complete the codification of title 46, United States Code "Shipping," as positive law, 10 a.m., 2141 Rayburn.

*Committee on Rules*, to consider H.R. 2864, Water Resources and Development Act of 2005, 2:30 p.m., H-313 Capitol.

*Committee on Science*, Subcommittee on Research, hearing on Nanotechnology: Where Does the U.S. Stand? 10 a.m., 2318 Rayburn.

Subcommittee on Space, to mark up H.R. 3070, National Aeronautics and Space Administration Authorization Act of 2005, 2 p.m., 2318 Rayburn.

*Committee on Small Business*, Subcommittee on Rural Enterprises, Agriculture and Technology, hearing entitled "Different Applications for Genetically Modified Crops," 2 p.m., 311 Cannon.

*Committee on Transportation and Infrastructure*, Subcommittee on Coast Guard and Maritime Transportation, oversight hearing on the Implementation of the Maritime Transportation Security Act, 10 a.m., 2167 Rayburn.

*Committee on Veterans' Affairs*, Subcommittee on Economic Opportunity, oversight hearing on the Transition Assistance and Disabled Transition Assistance Programs (TAP/DTAP), 2 p.m., 334 Cannon.

*Committee on Ways and Means*, Subcommittee on Oversight, hearing to Examine Tax Fraud Committed by Prison Inmates, 2 p.m., 1100 Longworth.

### Joint Meetings

*Commission on Security and Cooperation in Europe*: to hold hearings to examine the ongoing crisis in Uzbekistan and its implications for the United States, 2 p.m., SD-124.

Next Meeting of the SENATE

9:30 a.m., Wednesday, June 29

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Wednesday, June 29

Senate Chamber

**Program for Wednesday:** After transaction of any morning business (not to extend beyond 60 minutes), Senate will continue consideration of H.R. 2361, Interior Appropriations, and vote on, or in relation to, certain amendments.

House Chamber

**Program for Wednesday:** Begin consideration of H.R. 3058, Departments of Transportation, Treasury, and Housing and Urban Development, The Judiciary, District of Columbia, and Independent Agencies Appropriations Act for FY 2006 (open rule, one hour of general debate).

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