

# Daily Digest

## HIGHLIGHTS

Senate passed S. 3406, Americans with Disabilities Act Amendments Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S8329–S8455*

**Measures Introduced:** Fourteen bills and two resolutions were introduced, as follows: S. 3469–3482, and S. Res. 655–656. **Page S8383**

#### Measures Reported:

S. 381, to establish a fact-finding Commission to extend the study of a prior Commission to investigate and determine facts and circumstances surrounding the relocation, internment, and deportation to Axis countries of Latin Americans of Japanese descent from December 1941 through February 1948, and the impact of those actions by the United States, and to recommend appropriate remedies. (S. Rept. No. 110–452)

S. 2382, to require the Administrator of the Federal Emergency Management Agency to quickly and fairly address the abundance of surplus manufactured housing units stored by the Federal Government around the country at taxpayer expense, with an amendment in the nature of a substitute. (S. Rept. No. 110–453)

S. 3328, to amend the Homeland Security Act of 2002 to provide for a one-year extension of other transaction authority. (S. Rept. No. 110–454)

H.R. 3068, to prohibit the award of contracts to provide guard services under the contract security guard program of the Federal Protective Service to a business concern that is owned, controlled, or operated by an individual who has been convicted of a felony, with an amendment in the nature of a substitute. (S. Rept. No. 110–455)

S. 3013, to provide for retirement equity for Federal employees in nonforeign areas outside the 48 contiguous States and the District of Columbia, with amendments. (S. Rept. No. 110–456)

S. 2997, to reauthorize the Maritime Administration, with amendments. (S. Rept. No. 110–457)

S. 3296, to extend the authority of the United States Supreme Court Police to protect court officials off the Supreme Court Grounds and change the title of the Administrative Assistant to the Chief Justice. **Page S8375**

#### Measures Passed:

*ADA Amendments Act:* Senate passed S. 3406, to restore the intent and protections of the Americans with Disabilities Act of 1990. **Pages S8342–56**

*September 11 Terrorist Attacks Against the United States of America:* Senate agreed to S. Res. 656, expressing the sense of the Senate regarding the terrorist attacks committed against the United States of America on September 11, 2001. **Page S8455**

#### Measures Indefinitely Postponed:

*U.S. and Russian Federation Nuclear Cooperation:* Senate indefinitely postponed S.J. Res. 42, relating to the approval of the proposed agreement for nuclear cooperation between the United States and the Russian Federation. **Pages S8454–55**

#### Measures Considered:

*National Defense Authorization Act:* Senate continued consideration of S. 3001, to authorize appropriations for fiscal year 2009 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, taking action on the following amendments proposed thereto: **Pages S8333–34, S8339–42, S8361–64**

#### Pending:

Reid Amendment No. 5290, to change the enactment date. **Page S8333**

Reid Amendment No. 5291 (to Amendment No. 5290), of a perfecting nature. **Page S8333**

Motion to recommit the bill to the Committee on Armed Services with instructions to report back forthwith, with Reid Amendment No. 5292 (to the

instructions of the motion to recommit), to change the enactment date. **Page S8333**

Reid Amendment No. 5293 (to the instructions of the motion to recommit to the bill), of a perfecting nature. **Page S8333**

Reid Amendment No. 5294 (to Amendment No. 5293), of a perfecting nature. **Page S8333**

A unanimous-consent agreement was reached providing that the previous order with respect to a prohibition on motions to proceed remain in effect during the session of the Senate on Thursday, September 11, 2008. **Page S8333**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 9:30 a.m., on Friday, September 12, 2008, and that the order with respect to a prohibition on motions to proceed remain in effect during the session of the Senate on Friday, September 12, 2008. **Page S8455**

**Message from the President:** Senate received the following message from the President of the United States:

Transmitting, pursuant to law, the proposed Agreement for Cooperation Between the Government of the United States of America and the Government of India Concerning Peaceful Uses of Nuclear Energy, received during adjournment of the Senate on September 10, 2008; which was referred to the Committee on Foreign Relations. (PM-63)

**Pages S8372-73**

**Executive Reports of Committees:** Senate received the following executive reports of a committee:

Report to accompany Treaty with Sweden on Mutual Legal Assistance in Criminal Matters (Treaty Doc. 107-12) and Mutual Legal Assistance Agreement with the European Union (Treaty Doc. 109-13) (Ex. Rept. 110-13);

Report to accompany Treaty with Malaysia on Mutual Legal Assistance (Treaty Doc. 109-22) (Ex. Rept. 110-14);

Report to accompany Protocol Amending 1980 Tax Convention with Canada (Treaty Doc. 110-15) (Ex. Rept. 110-15);

Report to accompany Tax Convention with Bulgaria with Proposed Protocol of Amendment (Treaty Doc. 110-18) (Ex. Rept. 110-16);

Report to accompany Tax Convention with Iceland (Treaty Doc. 110-17) (Ex. Rept. 110-17);

Report to accompany 1995 Revision of Radio Regulations (Treaty Doc. 108-28) (Ex. Rept. 110-18);

Report to accompany International Convention on Control of Harmful Anti-Fouling Systems on Ships, 2001 (Treaty Doc. 110-13) (Ex. Rept. 110-19);

Report to accompany Land-Based Sources Protocol to Cartagena Convention (Treaty Doc. 110-1) (Ex. Rept. 110-20);

Report to accompany 1996 Protocol to Convention on Prevention of Marine Pollution by Dumping of Wastes (Treaty Doc. 110-5) (Ex. Rept. 110-21);

Report to accompany CCW Protocol on Explosive Remnants of War (Treaty Doc. 109-10(C)) (Ex. Rept. 110-22); and

Report to accompany International Convention for Suppression of Acts of Nuclear Terrorism (Treaty Doc. 110-4) (Ex. Rept. 110-23). **Pages S8375-83**

**Messages from the House:** **Page S8373**

**Measures Referred:** **Page S8373**

**Enrolled Bills Presented:** **Page S8373**

**Executive Communications:** **Pages S8373-75**

**Executive Reports of Committees:** **Page S8375**

**Additional Cosponsors:** **Pages S8383-86**

**Statements on Introduced Bills/Resolutions:** **Pages S8386-S8420**

**Additional Statements:** **Pages S8370-72**

**Amendments Submitted:** **Pages S8420-54**

**Notices of Hearings/Meetings:** **Page S8454**

**Authorities for Committees to Meet:** **Page S8454**

**Privileges of the Floor:** **Page S8454**

**Adjournment:** Senate convened at 10:30 a.m. and adjourned at 7 p.m., until 9:30 a.m. on Friday, September 12, 2008. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8455.)

## *Committee Meetings*

*(Committees not listed did not meet)*

### **BUSINESS MEETING**

*Committee on Energy and Natural Resources:* Committee ordered favorably reported the following:

S. 390, to direct the exchange of certain land in Grand, San Juan, and Uintah Counties, Utah, with an amendment in the nature of a substitute;

S. 1477, to authorize the Secretary of the Interior to carry out the Jackson Gulch rehabilitation project in the State of Colorado, with an amendment in the nature of a substitute;

S. 1680, to provide for the inclusion of certain non-Federal land in the Izembek National Wildlife Refuge and the Alaska Peninsula National Wildlife Refuge in the State of Alaska, and for other purposes, with an amendment in the nature of a substitute;

S. 1756, to provide supplemental ex gratia compensation to the Republic of the Marshall Islands for impacts of the nuclear testing program of the United States, with an amendment in the nature of a substitute;

S. 1816, to authorize the Secretary of the Interior to establish a commemorative trail in connection with the Women's Rights National Historical Park to link properties that are historically and thematically associated with the struggle for women's suffrage, with an amendment in the nature of a substitute;

S. 2093, to amend the Wild and Scenic Rivers Act to designate a segment of the Missisquoi and Trout Rivers in the State of Vermont for study for potential addition to the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute;

S. 2156, to authorize and facilitate the improvement of water management by the Bureau of Reclamation, to require the Secretary of the Interior and the Secretary of Energy to increase the acquisition and analysis of water-related data to assess the long-term availability of water resources for irrigation, hydroelectric power, municipal, and environmental uses, with an amendment in the nature of a substitute;

S. 2255, to amend the National Trails System Act to provide for studies of the Chisholm Trail and Great Western Trail to determine whether to add the trails to the National Trails System, and for other purposes, with an amendment;

S. 2354, to direct the Secretary of the Interior to convey 4 parcels of land from the Bureau of Land Management to the city of Twin Falls, Idaho, with amendments;

S. 2359, to establish the St. Augustine 450th Commemoration Commission, with an amendment in the nature of a substitute;

S. 2448, to amend the Surface Mining Control and Reclamation Act of 1977 to make certain technical corrections;

S. 2535, to revise the boundary of the Martin Van Buren National Historic Site, and for other purposes, with amendments;

S. 2561, to require the Secretary of the Interior to conduct a theme study to identify sites and resources to commemorate and interpret the Cold War;

S. 2779, to amend the Surface Mining Control and Reclamation Act of 1977 to clarify that uncertified States and Indian tribes have the authority to use certain payments for certain noncoal reclamation projects;

S. 2805, to direct the Secretary of the Interior, acting through the Commissioner of Reclamation, to assess the irrigation infrastructure of the Rio Grande

Pueblos in the State of New Mexico and provide grants to, and enter into cooperative agreements with, the Rio Grande Pueblos to repair, rehabilitate, or reconstruct existing infrastructure, with an amendment in the nature of a substitute;

S. 2842, to require the Secretary of the Interior to carry out annual inspections of canals, levees, tunnels, dikes, pumping plants, dams, and reservoirs under the jurisdiction of the Secretary, and for other purposes, with an amendment in the nature of a substitute;

S. 2875, to authorize the Secretary of the Interior to provide grants to designated States and tribes to carry out programs to reduce the risk of livestock loss due to predation by gray wolves and other predator species or to compensate landowners for livestock loss due to predation, with an amendment in the nature of a substitute;

S. 2943, to amend the National Trails System Act to designate the Pacific Northwest National Scenic Trail, with amendments;

S. 2974, to provide for the construction of the Arkansas Valley Conduit in the State of Colorado, with an amendment in the nature of a substitute;

S. 3010, to reauthorize the Route 66 Corridor Preservation Program;

S. 3011, to amend the Palo Alto Battlefield National Historic Site Act of 1991 to expand the boundaries of the historic site, with an amendment in the nature of a substitute;

S. 3017, to designate the Beaver Basin Wilderness at Pictured Rocks National Lakeshore in the State of Michigan, with an amendment in the nature of a substitute;

S. 3045, to establish the Kenai Mountains-Turnagain Arm National Forest Heritage Area in the State of Alaska, and for other purposes, with an amendment in the nature of a substitute;

S. 3051, to authorize the Secretary of the Interior to study the suitability and feasibility of designating the site of the Battle of Camden in South Carolina, as a unit of the National Park System, with an amendment in the nature of a substitute;

S. 3065, to establish the Dominguez-Escalante National Conservation Area and the Dominguez Canyon Wilderness Area, with an amendment in the nature of a substitute;

S. 3069, to designate certain land as wilderness in the State of California, and for other purposes, with an amendment in the nature of a substitute;

S. 3085, to require the Secretary of the Interior to establish a cooperative watershed management program, with an amendment in the nature of a substitute;

S. 3088, to designate certain land in the State of Oregon as wilderness, and for other purposes, with an amendment in the nature of a substitute;

S. 3089, to designate certain land in the State of Oregon as wilderness, to provide for the exchange of certain Federal land and non-Federal land, with an amendment in the nature of a substitute;

S. 3096, to amend the National Cave and Karst Research Institute Act of 1998 to authorize appropriations for the National Cave and Karst Research Institute;

S. 3158, to extend the authority for the Cape Cod National Seashore Advisory Commission, with an amendment;

S. 3179, to authorize the conveyance of certain public land in the State of New Mexico owned or leased by the Department of Energy, with an amendment;

S. 3189, to amend Public Law 106–392 to require the Administrator of the Western Area Power Administration and the Commissioner of Reclamation to maintain sufficient revenues in the Upper Colorado River Basin Fund, with an amendment in the nature of a substitute;

S. 3226, to rename the Abraham Lincoln Birthplace National Historic Site in the State of Kentucky as the Abraham Lincoln Birthplace National Historical Park, with an amendment;

H.R. 29, to authorize the Secretary of the Interior to construct facilities to provide water for irrigation, municipal, domestic, military, and other uses from the Santa Margarita River, California, and for other purposes, with an amendment in the nature of a substitute;

H.R. 31, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Elsinore Valley Municipal Water District Wildomar Service Area Recycled Water Distribution Facilities and Alberhill Wastewater Treatment and Reclamation Facility Projects;

H.R. 236, to authorize the Secretary of the Interior to create a Bureau of Reclamation partnership with the North Bay Water Reuse Authority and other regional partners to achieve objectives relating to water supply, water quality, and environmental restoration;

H.R. 813, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Prado Basin Natural Treatment System Project, to authorize the Secretary to carry out a program to assist agencies in projects to construct regional brine lines in California, to authorize the Secretary to participate in the Lower Chino Dairy Area desalination

demonstration and reclamation project, with an amendment in the nature of a substitute;

H.R. 816, to provide for the release of certain land from the Sunrise Mountain Instant Study Area in the State of Nevada and to grant a right-of-way across the released land for the construction and maintenance of a flood control project, with amendments;

H.R. 838, to provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purposes, with an amendment;

H.R. 903, to provide for a study of options for protecting the open space characteristics of certain lands in and adjacent to the Arapaho and Roosevelt National Forests in Colorado, with an amendment in the nature of a substitute;

H.R. 1139, to authorize the Secretary of the Interior to plan, design and construct facilities to provide water for irrigation, municipal, domestic, and other uses from the Bunker Hill Groundwater Basin, Santa Ana River, California, with an amendment in the nature of a substitute;

H.R. 1737, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of permanent facilities for the GREAT project to reclaim, reuse, and treat impaired waters in the area of Oxnard, California;

H.R. 1803, to direct the Secretary of the Interior to conduct a feasibility study to design and construct a four reservoir intertie system for the purposes of improving the water storage opportunities, water supply reliability, and water yield of San Vicente, El Capitan, Murray, and Loveland Reservoirs in San Diego County, California in consultation and cooperation with the City of San Diego and the Sweetwater Authority;

H.R. 2246, to provide for the release of any reversionary interest of the United States in and to certain lands in Reno, Nevada;

H.R. 2614, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in certain water projects in California;

H.R. 2632, to establish the Sabinoso Wilderness Area in San Miguel County, New Mexico, with an amendment in the nature of a substitute;

H.R. 3022, to designate the John Krebs Wilderness in the State of California, to add certain land to the Sequoia-Kings Canyon National Park Wilderness, with an amendment;

H.R. 3323, to authorize the Secretary of the Interior to convey a water distribution system to the Goleta Water District;

H.R. 3473, to provide for a land exchange with the City of Bountiful, Utah, involving National Forest System land in the Wasatch-Cache National Forest and to further land ownership consolidation in that national forest, with an amendment in the nature of a substitute;

H.R. 3490, to transfer administrative jurisdiction of certain Federal lands from the Bureau of Land Management to the Bureau of Indian Affairs, to take such lands into trust for Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria, with amendments;

H.R. 3682, to designate certain Federal lands in Riverside County, California, as wilderness, to designate certain river segments in Riverside County as a wild, scenic, or recreational river, to adjust the boundary of the Santa Rosa and San Jacinto Mountains National Monument, with amendments; and

H.R. 5137, to ensure that hunting remains a purpose of the New River Gorge National River.

#### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Brian H. Hook, of Iowa, to be an Assistant Secretary of State (International Organization Affairs), who was introduced by Senator Grassley, Gregori Lebedev, of Virginia, to be Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations, during his tenure of service as Representative of the United States of America to the United Nations for U.N. Management and Reform, and to be Representative of the United States of America to the United Nations for U.N. Management and Reform, with the rank of Ambassador, who was introduced by former Senator Robb, and Matthew A. Reynolds, of Massachusetts, to be an Assistant Secretary of State (Legislative Affairs), who was introduced by Representative Dreier, after the nominees testified and answered questions in their own behalf.

#### DIVIDEND TAX ABUSE

*Committee on Homeland Security and Governmental Affairs:* Permanent Subcommittee on Investigations concluded a hearing to examine dividend tax abuse, focusing on ways that offshore entities avoid taxes on United States stock dividends, after receiving testimony from Douglas Shulman, Commissioner, Internal Revenue Service, Department of the Treasury; Reuven S. Avi-Yonah, University of Michigan Law School, Ann Arbor; Joseph Manogue, Maverick Capital, Limited, Dallas, Texas; and Gary I. Wolf, Angelo, Gordon, and Company, Richard Potapchuk,

Highbridge Capital Management LLC, John Derosa, Lehman Brothers Inc., Matt Berke, Morgan Stanley, and Andrea Leung, Deutsche Bank AG, all of New York, New York.

#### NOMINATIONS

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nominations of Carol Waller Pope, of the District of Columbia, who was introduced by Representative Norton, and Thomas M. Beck, of Virginia, both to be a Member of the Federal Labor Relations Authority, after the nominees testified and answered questions in their own behalf.

#### WATER BILLS

*Committee on Indian Affairs:* Committee concluded a hearing to examine S. 3128, to direct the Secretary of the Interior to provide a loan to the White Mountain Apache Tribe for use in planning, engineering, and designing a certain water system project, S. 3355, to authorize the Crow Tribe of Indians water rights settlement, and S. 3381, to authorize the Secretary of the Interior, acting through the Commissioner of Reclamation, to develop water infrastructure in the Rio Grande Basin, and to approve the settlement of the water rights claims of the Pueblos of Nambe, Pojoaque, San Ildefonso, Tesuque, and Taos, after receiving testimony from Senators Kyl and Bingaman; Kris Polly, Deputy Assistant Secretary for Water and Science, and Michael Bogert, Chairman of the Working Group on Indian Water Settlements, both of the Department of the Interior; Chris D. Tweeten, Montana Office of the Attorney General, Helena; Ronnie Lupe, White Mountain Apache Tribe, Whiteriver, Arizona; John F. Sullivan, Salt River Project, Phoenix, Arizona; Cedric Black Eagle, Crow Nation, Crow Agency, Montana; Charles J. Dorame, Northern Pueblos Tributary Water Rights Association, Albuquerque, New Mexico; and Gilbert Suazo, Sr., Taos Pueblo, Taos, New Mexico.

#### BUSINESS MEETING

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

S. 2838, to amend chapter 1 of title 9 of United States Code with respect to arbitration;

S. 3136, to encourage the entry of felony warrants into the NCIC database by States and provide additional resources for extradition, with an amendment;

S. 1276, to establish a grant program to facilitate the creation of methamphetamine precursor electronic logbook systems, with an amendment;

S. 3197, to amend title 11, United States Code, to exempt for a limited period, from the application

of the means-test presumption of abuse under chapter 7, qualifying members of reserve components of the Armed Forces and members of the National Guard who, after September 11, 2001, are called to active duty or to perform a homeland defense activity for not less than 90 days, with an amendment;

S. 3325, to enhance remedies for violations of intellectual property laws, with amendments;

S. 3296, to extend the authority of the United States Supreme Court Police to protect court officials off the Supreme Court Grounds and change the title of the Administrative Assistant to the Chief Justice;

S. 2052, to allow for certiorari review of certain cases denied relief or review by the United States Court of Appeals for the Armed Forces;

H.R. 5235, to establish the Ronald Reagan Centennial Commission, with an amendment;

S. 3166, to amend the Immigration and Nationality Act to impose criminal penalties on individuals who assist aliens who have engaged in genocide, torture, or extrajudicial killings to enter the United States; and

The nominations of Jeffrey Leigh Sedgwick, of Massachusetts, to be an Assistant Attorney General, and J. Patrick Rowan, of Maryland, to be an Assistant Attorney General, both of the Department of Justice, and William B. Carr, Jr., of Pennsylvania, to be a Member of the United States Sentencing Commission.

#### BUSINESS START-UP HURDLES

*Committee on Small Business and Entrepreneurship:* Committee concluded a hearing to examine business start-up hurdles in underserved communities, focusing on access to venture capital and entrepreneurship

training, after receiving testimony from Marian Sabety, Wyndstorm Corporation, and Robert A. Rapoza, Robert A. Rapoza Associates, both of Washington, D.C.; Don T. O'Bannon, Dallas/Fort Worth International Airport Business Diversity and Development Department, DFW Airport, Texas, on behalf of the Airport Minority Advisory Council; Margaret Henningsen, Legacy Bank, Milwaukee, Wisconsin; Jon S. Wainwright, National Economic Research Associate, Austin, Texas; Thomas D. Boston, EuQuant, and Rodney K. Strong, Griffin and Strong, P.C., both of Atlanta, Georgia; and Donald T. Wilson, Association of Small Business Development Centers, Burke, Virginia.

#### AMERICAN LEGION

*Committee on Veterans' Affairs:* Committee concluded a joint hearing with the House Committee on Veterans Affairs to examine the legislative presentation of the American Legion, after receiving testimony from David K. Rehbein, American Legion, Washington, D.C.

#### MEDICARE BENEFICIARIES OUTREACH

*Special Committee on Aging:* Committee concluded a hearing to examine 1-800-MEDICARE Information (1-800-633-4227), after receiving testimony from Kerry Weems, Acting Administrator, Centers for Medicare and Medicaid Services, Department of Health and Human Services; Michealle Carpenter, Medicare Rights Center, Washington, D.C.; Tatiana Fassieux, California Health Advocates, Sacramento; John Hendrick, Coalition of Wisconsin Aging Groups, Madison; Mac Curtis, Vangent, Arlington, Virginia; and Naomi Sullivan, Chico, California.

---

## House of Representatives

### *Chamber Action*

**Public Bills and Resolutions Introduced:**— 19 public bills, H.R. 6869–6887; 1 private bill, H.R. 6888; and 9 resolutions, H. Con. Res. 410–412; and H. Res. 1425, 1427–1431 were introduced.

**Pages H8048–49**

**Additional Cosponsors:**

**Pages H8049–50**

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

H.R. 6357, to amend the Public Health Service Act to promote the adoption of health information technology, with an amendment (H. Rept. 110–837, Pt. 1);

H.R. 6177, to amend the Wild and Scenic Rivers Act to modify the boundary of the Rio Grande Wild and Scenic River, with an amendment (H. Rept. 110–838);

H.R. 5853, to expand the boundary of the Minute Man National Historical Park in the Commonwealth of Massachusetts to include Barrett's Farm (H. Rept. 110–839);

H.R. 5335, to amend the National Trails System Act to provide for the inclusion of new trail segments, land components, and campgrounds associated with the Trail of Tears National Historic Trail, with an amendment (H. Rept. 110–840);

H.R. 1847, to amend the National Trails System Act to clarify Federal authority relating to land acquisition from willing sellers for the majority of the trails in the System, with an amendment (H. Rept. 110–841); and

H.R. 6627, to authorize the Board of Regents of the Smithsonian Institution to carry out certain construction projects (H. Rept. 110–842, Pt. 1).

Page H8048

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Tauscher to act as Speaker Pro Tempore for today.

Page H8021

**Journal:** The House agreed to the Speaker's approval of the Journal by a recorded vote of 215 ayes to 190 noes with 1 voting "present", Roll No. 585.

Pages H8043–44

**Recess:** The House recessed at 11:29 a.m. and reconvened at 1:33 p.m.

Page H8025

**Committee Election:** The House agreed to H. Res. 1426, electing the following Member to serve on the Committee on Standards of Official Conduct: Representative Scott (VA).

Page H8025

**Order of Procedure:** The House agreed by unanimous consent that the motions to suspend the rules relating to the following measures be considered as adopted in the form considered by the House on Tuesday, September 9th:

*Directing the Chief Administrative Officer of the House of Representatives to provide individuals whose pay is disbursed by the Chief Administrative Officer by electronic funds transfer with the option of receiving receipts of pay and withholdings electronically:* H. Res. 1207, amended, to direct the Chief Administrative Officer of the House of Representatives to provide individuals whose pay is disbursed by the Chief Administrative Officer by electronic funds transfer with the option of receiving receipts of pay and withholdings electronically;

Page H8025

*Specialist Peter J. Navarro Post Office Building Designation Act:* H.R. 6169, to designate the facility of the United States Postal Service located at 15455 Manchester Road in Ballwin, Missouri, as the "Specialist Peter J. Navarro Post Office Building";

Page H8025

*Securities Act of 2008:* H.R. 6513, amended, to amend the Federal securities laws to enhance the effectiveness of the Securities and Exchange Commission's enforcement, corporation finance, trading and markets, investment management, and examination programs; and

Page H8025

*Daniel Webster Congressional Clerkship Act of 2008:* H.R. 6475, to establish the Daniel Webster Congressional Clerkship Program. Pages H8038–39

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

*Expressing the sense of the House of Representatives regarding the terrorist attacks launched against the United States on September 11, 2001:* H. Res. 1420, to express the sense of the House of Representatives regarding the terrorist attacks launched against the United States on September 11, 2001, by a 2/3 yeas-and-nays vote of 402 yeas with none voting "nay", Roll No. 586; and

Pages H8025–38, H8044–45

Agreed by unanimous consent that debate on the motion to suspend the rules and agree to H. Res. 1420 be extended by 20 minutes, equally divided and controlled.

Page H8030

*Amending the Internal Revenue Code of 1986 to restore the Highway Trust Fund balance:* Agreed to the Senate amendment to H.R. 6532, to amend the Internal Revenue Code of 1986 to restore the Highway Trust Fund balance, by a 2/3 yeas-and-nays vote of 376 yeas to 29 nays, Roll No. 587—clearing the measure for the President. Pages H8039–43, H8045

**Meeting Hour:** Agreed that when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, September 15th for morning hour debate.

Page H8038

**Order of Procedure:** The House agreed by unanimous consent that the ordering of the yeas and nays be vacated with respect to the motions to suspend the rules and pass the following bills to the end that the motions be considered as adopted in the form considered by the House on Tuesday, September 9th:

*House Reservists Pay Adjustment Act of 2008:* H.R. 6608, to provide for the replacement of lost income for employees of the House of Representatives who are members of a reserve component of the armed forces who are on active duty for a period of more than 30 days; and

Pages H8038–39

*Veterans' Programs Extension and Construction Authorization Act of 2008:* H.R. 6832, to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal year 2009 and to extend certain authorities of the Secretary of Veterans Affairs. Pages H8038–39

**Discharge Petition:** Representative Cannon moved to discharge the Committee on Natural Resources and the Committee on Science and Technology from the consideration of H.R. 6211, to allow Americans the opportunity to see their vast oil shale and tar

sands resources on Federal lands developed by providing the President with the ability to determine the quickest and most responsible way to access oil shale resources (Discharge Petition No. 17).

**Moment of Silence:** The House observed a moment of silence in honor of the victims of the terrorist attacks on September 11, 2001. **Page H8044**

**Discharge Petition:** Representative Pearce moved to discharge the Committee on Armed Services from the consideration of H.R. 5868, to amend title 10, United States Code, to provide for the retention of members of the Armed Forces on active service or in an active status who would otherwise be retired or separated for a combat-related disability, but who are still medically able to perform noncombat-related military occupational specialties or duties (Discharge Petition No. 18).

**Motion To Adjourn:** Agreed to the Hoyer motion to adjourn by a yea-and-nay vote of 208 yeas to 190 nays, Roll No. 588. **Page H8046**

**Presidential Message:** Read a message from the President wherein he transmitted the proposed Agreement for Cooperation Between the Government of the United States of America and the Government of India Concerning Peaceful Uses of Nuclear Energy—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 110–146).

**Pages H8021–22**

**Quorum Calls—Votes:** Three yea-and-nay votes and one recorded vote developed during the proceedings of today and appear on pages H8043–44, H8044, H8045, H8046. There were no quorum calls.

**Adjournment:** The House met at 11:00 a.m. and adjourned at 4:34 p.m.

## Committee Meetings

### AGRICULTURE/ENERGY COMMODITY MARKETS

*Committee on Agriculture:* Held a hearing to review dramatic movements in agriculture and energy commodity markets. Testimony was heard from Walter Lukken, Acting Chairman, CFTC.

### STRENGTHENING COMMUNITIES

*Committee on Education and Labor:* Subcommittee on Healthy Families and Communities held a hearing on Examining the Role of Museums and Libraries in Strengthening Communities. Testimony was heard from Anne-Imelda M. Radice, Director, Institute of Museum and Library Services; and public witnesses.

### TRAVEL PROMOTION ACT; CALL CENTER CONSUMER'S RIGHT TO KNOW ACT

*Committee on Energy and Commerce:* Subcommittee on Commerce Trade, and Consumer Protections in Tourism and Commerce held a hearing on Economic and Security Concerns in Tourism and Commerce, including the following bills: H.R. 3232, Travel Promotion Act of 2007; and H.R. 1776, Call Center Consumer's Right to Know Act. Testimony was heard from Lois Greisman, Associate Director, Division of Marketing Practices, Bureau of Consumer Protection; and public witnesses.

### ELECTRIC GRID CYBER-SECURITY THREATS

*Committee on Energy and Commerce:* Subcommittee on Energy and Air Quality held a hearing entitled "Protecting the Electric Grid From Cyber-Security Threats." Testimony was heard from Representative Langevin; the following officials of the Department of Energy: Kevin M. Kolevar, Assistant Secretary, Office of Electricity Delivery and Energy Reliability; Joseph T. Kelliher, Chairman, FERC; and public witnesses.

### FAIR COPYRIGHT IN RESEARCH WORKS ACT

*Committee on the Judiciary:* Subcommittee on Courts, the Internet, and Intellectual Property held a hearing on H.R. 6945, Fair Copyright in Research Works Act. Testimony was heard from Zerhouni, M.D., Director, NIH, Department of Health and Human Services; and public witnesses.

### JUVENILE JUSTICE ACCOUNTABILITY AND IMPROVEMENT ACT OF 2007

*Committee on the Judiciary:* Subcommittee on Crime, Terrorism, and Homeland Security held a hearing on H.R. 4300, Juvenile Justice Accountability and Improvement Act of 2007. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Natural Resources:* Subcommittee on National Parks, Forests and Public Lands held a hearing on the following bills: H.R. 3114, National Women's Rights History Project Act; H.R. 4162, San Bernardino Biomass Use Facilitation Act; H.R. 6156, Eastern Sierra and Northern San Gabriel Wild Heritage Act; H.R. 6233, To reinstate the Interim Management Strategy governing off-road vehicle use in the Cape Hatteras National Seashore, North Carolina, pending the issuance of a final rule for off-road vehicle use by the National Park Service; H.R. 6290, Lewis and Clark Mount Hood Wilderness Act of 2008; H.R. 6291, Oregon Treasures Act of 2008; H.R. 6470, River Basin National Battlefield Act;



H.R. 6553, To clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System lands subject to ski area permits; and H.R. 6628, Connell Lake Watershed Protection and Recreation Act. Testimony was heard from Representatives Dingell, Lewis of California; Slaughter, McKeon, Blumenauer and Jones; David N. Wenk, Deputy Director, National Park Service, Department of the Interior; Joel Holtrop, Deputy Chief, National Forest System, Forest Service, Department of Agriculture; and public witnesses.

#### HATCH ACT MODERNIZATION

*Committee on Oversight and Government Reform:* Subcommittee on Federal Workforce, Postal Service and the District of Columbia held a hearing on H.R. 4272, To amend chapter 15 of title 5, United States Code, to provide for an additional, limited exception to the provision prohibiting a State or local officer or employee from being a candidate for elective office. Testimony was heard from Representative Stupak; Neil A.G. McPhie, Chairman, Merit Systems Protection Board; Anthony Guglielmi, Director, Congressional and Public Affairs, Office of Special Counsel; Jack Maskell, Legislative Attorney, American Law Division, CRS, Library of Congress; and a public witness.

#### NEXT GENERATION TRANSPORTATION SYSTEM

*Committee on Science and Technology:* Held a hearing on the Next Generation Air Transportation System: Status and Issues. Testimony was heard from the following officials of the Department of Transportation: Victoria Cox, Senior Vice President, NextGen and Operations Planning, Air Traffic Operations, FAA; and Calvin L. Scovel, III, Inspector General; Gerald L. Dillingham, Director, Physical Infrastructure Issues, GAO; and public witnesses.

#### EXAMINING EXPIRING TAX INCENTIVES

*Committee on Small Business:* Held a hearing on Examining Expiring Tax Incentives and the Needs of Small Businesses. Testimony was heard from public witnesses.

#### GI BILL IMPLEMENTATION

*Committee on Veterans' Affairs:* Subcommittee on Economic Opportunity held an oversight hearing of GI Bill Implementation. Testimony was heard from Keith Pedigo, Associate Deputy Under Secretary, Office of Policy and Program Management, Department of Veterans Affairs.

#### MEDICARE PHYSICIAN PAYMENT REFORM

*Committee on Ways and Means:* Subcommittee on Health held a hearing on reforming Medicare's physician payment system. Testimony was heard from public witnesses.

#### CHALLENGES FACING AMERICAN WORKERS

*Committee on Ways and Means:* Subcommittee on Income Security and Family Support held a hearing on Challenges Facing American Workers. Testimony was heard from public witnesses.

#### BRIEFING—HOT SPOTS; RUSSIA

*Permanent Select Committee on Intelligence:* Subcommittee on Terrorism, Human Intelligence, Analysis and Counterintelligence met in executive session to receive a briefing on Hot Spots. The Subcommittee was briefed by departmental witnesses. Hearing on Russia, 11 a.m., H-405.

The Subcommittee also met in executive session to hold a hearing on Russia. Testimony was heard from departmental witnesses.

---

#### COMMITTEE MEETINGS FOR FRIDAY, SEPTEMBER 12, 2008

*(Committee meetings are open unless otherwise indicated)*

##### Senate

No meetings/hearings scheduled.

##### House

*Committee on Transportation and Infrastructure,* Subcommittee on Economic Development, Public Buildings, and Emergency Management, hearing on the Role of the Federal Government in Small Business Disaster Recovery, 10 a.m., 2167 Rayburn.

Next Meeting of the SENATE

9:30 a.m., Friday, September 12

Next Meeting of the HOUSE OF REPRESENTATIVES

12:30 p.m., Monday, September 15

Senate Chamber

Program for Friday: Senate will continue consideration of S. 3001, National Defense Authorization Act.

House Chamber

Program for Monday: To be announced.

## Extensions of Remarks, as inserted in this issue

### HOUSE

Abercrombie, Neil, Hawaii, E1770  
 Alexander, Rodney, La., E1763  
 Allen, Thomas H., Maine, E1771  
 Altmire, Jason, Pa., E1765  
 Bonner, Jo, Ala., E1766  
 Brady, Kevin, Tex., E1775  
 Brady, Robert A., Pa., E1773  
 Burgess, Michael C., Tex., E1776  
 Butterfield, G.K., N.C., E1769  
 Carnahan, Russ, Mo., E1772  
 Clarke, Yvette D., N.Y., E1769  
 Cohen, Steve, Tenn., E1774  
 Conaway, K. Michael, Tex., E1766  
 Conyers, John, Jr., Mich., E1768  
 Davis, Danny K., Ill., E1774  
 Delahunt, William D., Mass., E1768

Diaz-Balart, Mario, Fla., E1766  
 Frank, Barney, Mass., E1772  
 Franks, Trent, Ariz., E1771  
 Gerlach, Jim, Pa., E1764, E1770, E1778  
 Gingrey, Phil, Ga., E1775  
 Goodlatte, Bob, Va., E1767  
 Graves, Sam, Mo., E1764  
 Higgins, Brian, N.Y., E1763  
 Holt, Rush D., N.J., E1777  
 Hoyer, Steny H., Md., E1774  
 Kildee, Dale E., Mich., E1769  
 Kingston, Jack, Ga., E1767  
 Knollenberg, Joe, Mich., E1775  
 Kucinich, Dennis J., Ohio, E1769  
 Lee, Barbara, Calif., E1776  
 McCarthy, Carolyn, N.Y., E1776  
 Maloney, Carolyn B., N.Y., E1772  
 Matsui, Doris O., Calif., E1767

Mica, John L., Fla., E1765, E1766, E1777  
 Mitchell, Harry E., Ariz., E1764  
 Murphy, Christopher S., Conn., E1764  
 Nadler, Jerrold, N.Y., E1768  
 Reichert, David G., Wash., E1767, E1773  
 Rogers, Mike, Ala., E1776  
 Rush, Bobby L., Ill., E1763  
 Ryan, Paul, Wisc., E1771  
 Schwartz, Allyson Y., Pa., E1765, E1778  
 Sessions, Pete, Tex., E1763  
 Terry, Lee, Nebr., E1777  
 Thompson, Mike, Calif., E1777  
 Towns, Edolphus, N.Y., E1765  
 Van Hollen, Chris, Md., E1774, E1775  
 Welch, Peter, Vt., E1772  
 Weldon, Dave, Fla., E1773  
 Westmoreland, Lynn A., Mac, Ga., E1767  
 Wilson, Joe, S.C., E1770



## Congressional Record

printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed one time. ¶Public access to the *Congressional Record* is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the *Congressional Record* is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through *GPO Access* at [www.gpo.gov/gpoaccess](http://www.gpo.gov/gpoaccess). Customers can also access this information with WAIS client software, via telnet at [swais.access.gpo.gov](http://swais.access.gpo.gov), or dial-in using communications software and a modem at 202-512-1661. Questions or comments regarding this database or *GPO Access* can be directed to the *GPO Access* User Support Team at: E-Mail: [gpoaccess@gpo.gov](mailto:gpoaccess@gpo.gov); Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The *Congressional Record* paper and 24x microfiche edition will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$252.00 for six months, \$503.00 per year, or purchased as follows: less than 200 pages, \$10.50; between 200 and 400 pages, \$21.00; greater than 400 pages, \$31.50, payable in advance; microfiche edition, \$146.00 per year, or purchased for \$3.00 per issue payable in advance. The semimonthly *Congressional Record Index* may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: [bookstore.gpo.gov](http://bookstore.gpo.gov). Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to 866-512-1800 (toll free), 202-512-1800 (D.C. area), or fax to 202-512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily *Congressional Record* is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the *Congressional Record*.

**POSTMASTER:** Send address changes to the Superintendent of Documents, *Congressional Record*, U.S. Government Printing Office, Washington, D.C. 20402, along with the entire mailing label from the last issue received.