

Daily Digest

HIGHLIGHTS

Senate passed H.R. 4, Pension Protection Act.

Senate agreed to H. Con. Res. 467, Adjournment Resolution.

Senate

Chamber Action

Routine Proceedings, pages S8671–S8723

Measures Introduced: Sixty bills and nine resolutions were introduced, as follows: S. 3780–3839, and S. Res. 548–556. (See next issue.)

Measures Reported:

S. 843, to amend the Public Health Service Act to combat autism through research, screening, intervention and education, with an amendment in the nature of a substitute. (S. Rept. No. 109–318)

S. 3678, to amend the Public Health Service Act with respect to public health security and all-hazards preparedness and response, with an amendment in the nature of a substitute. (S. Rept. No. 109–319)

S. 1838, to provide for the sale, acquisition, conveyance, and exchange of certain real property in the District of Columbia to facilitate the utilization, development, and redevelopment of such property, with amendments.

S. 2679, to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, with an amendment in the nature of a substitute.

S. 2823, to provide life-saving care for those with HIV/AIDS, with an amendment in the nature of a substitute.

S. 3721, to amend the Homeland Security Act of 2002 to establish the United States Emergency Management Authority, with an amendment in the nature of a substitute. (See next issue.)

Measures Passed:

Middle East Crisis: Senate agreed to S. Res. 548, expressing the sense of the Senate regarding the need for the United States and the international community to take certain actions with respect to the hostilities between Hezbollah and Israel. (See next issue.)

Pension Protection Act: By 93 yeas to 5 nays (Vote No. 230), Senate passed H.R. 4, to provide economic security for all Americans, clearing the measure for the President. (See next issue.)

Combating Autism Act: Senate passed S. 843, to amend the Public Health Service Act to combat autism through research, screening, intervention and education, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: (See next issue.)

Santorum Amendment No. 4878, to make certain technical corrections. (See next issue.)

YouthBuild Transfer Act: Senate passed S. 3534, to amend the Workforce Investment Act of 1998 to provide for a YouthBuild program, after agreeing to the following amendment proposed thereto:

(See next issue.)

Frist (for Enzi) Amendment No. 4879, in the nature of a substitute. (See next issue.)

Indian Child Protection and Family Violence Prevention Act Amendments: Senate passed S. 1899, to amend the Indian Child Protection and Family Violence Prevention Act to identify and remove barriers to reducing child abuse, to provide for examinations of certain children, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: (See next issue.)

Frist (for McCain) Amendment No. 4880, to make certain revisions to the bill. (See next issue.)

Superior Court of the District of Columbia: Senate passed S. 2068, to preserve existing judgeships on the Superior Court of the District of Columbia. (See next issue.)

Pets Evacuation and Transportation Standards Act: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 3858, to amend the Robert T. Stafford

Disaster Relief and Emergency Assistance Act to ensure that State and local emergency preparedness operational plans address the needs of individuals with household pets and service animals following a major disaster or emergency, and the bill was then passed, after agreeing to the following amendment proposed thereto: (See next issue.)

Frist (for Lautenberg) Amendment No. 4881, in the nature of a substitute. (See next issue.)

Veterans Choice of Representation Act: Senate passed S. 2694, to amend title 38, United States Code, to remove certain limitations on attorney representation of claimants for veterans benefits in administrative proceedings before the Department of Veterans Affairs, to make certain improvements in the area of memorial affairs, after agreeing to the committee amendment in the nature of a substitute, and an amendment to the title. (See next issue.)

2005 District of Columbia Omnibus Authorization Act: Senate passed H.R. 3508, to authorize improvements in the operation of the government of the District of Columbia, and the bill was then passed, after agreeing to the committee amendment in the nature of a substitute, clearing the measure for the President. (See next issue.)

Printing Authority: Senate agreed to S. Res. 554, authorizing the printing with illustrations of a document entitled "Committee on the Budget, United States Senate, 32nd Anniversary, 1974–2006". (See next issue.)

Committee Records Production Authority: Senate agreed to S. Res. 555, to authorize the production of records by the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs. (See next issue.)

Channel Islands National Park: Senate agreed to 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. (See next issue.)

U.S. Advisory Commission on Public Diplomacy Reauthorization: Senate passed S. 3836, to reauthorize the United States Advisory Commission on Public Diplomacy. (See next issue.)

National Peripheral Arterial Disease Awareness Week: Senate agreed to S. Res. 556, supporting National Peripheral Arterial Disease Awareness Week and efforts to educate people about peripheral arterial disease. (See next issue.)

Children and Families Day: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 532,

encouraging the adults of the United States to support, listen to, and encourage children so that they may reach their potential, and the resolution was then agreed to. (See next issue.)

Recognizing Kellogg Achievements: Committee on the Judiciary was discharged from further consideration of S. Res. 545, recognizing the life and achievements of Will Keith Kellogg, and the resolution was then agreed to. (See next issue.)

Adjournment Resolution: Senate agreed to H. Con. Res. 467, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate. (See next issue.)

Department of Defense Appropriations Act: Senate continued consideration of H.R. 5631, making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, taking action on the following amendments proposed thereto:

Pages S8674–S8723 (continued next issue)

Adopted:

Stevens (for Smith/Wyden) Amendment No. 4777, to make available from Research, Development, Test and Evaluation, Air Force, up to \$4,000,000 for the Transportable Transponder Landing System. Pages S8674–75

Stevens (for Landrieu) Amendment No. 4821, to make available from Operation and Maintenance, Marine Corps Reserve, up to \$3,500,000 for the Individual First Aid Kit. Pages S8674–75

Stevens (for Stabenow) Amendment No. 4789, to make available from Research, Development, Test and Evaluation, Army, up to \$8,000,000 for the Advanced Tank Armament System. Pages S8674–75

Stevens (for Bennett) Amendment No. 4837, to make available from Research, Development, Test and Evaluation, Army, up to \$1,000,000 for the development of a Lightweight All Terrain Vehicle. Pages S8674–75

Stevens (for Durbin) Amendment No. 4823, to make available from Defense Health Program up to \$500,000 for a pilot program on troops to nurse teachers. Pages S8674–75

Stevens (for McCain) Amendment No. 4838, to clarify the treatment of Committee report guidance on certain projects. Pages S8674–75

Coburn/Obama Amendment No. 4787, to limit the funds available to the Department of Defense for expenses relating to conferences. (By 36 yeas to 60 nays (Vote No. 223), Senate earlier failed to table the amendment.) Pages S8675–76, S8681–82

Coburn Modified Amendment No. 4784, to require the posting of certain reports of the Department of Defense on the Internet website of the Department of Defense. Pages S8676–78

By a unanimous vote of 96 yeas (Vote No. 224), Coburn Modified Amendment No. 4785, to ensure the fiscal integrity of travel payments made by the Department of Defense. **Pages S8678–80, S8682**

Stevens (for Santorum) Amendment No. 4755, to make available from Research, Development, Test and Evaluation, Navy, up to \$2,500,000 for Navy research and development activities on the Wireless Maritime Inspection System as part of the Smartship Wireless Project of the Navy. **Page S8682**

Stevens (for Nelson (FL)) Amendment No. 4808, to make available from Research, Development, Test and Evaluation, Army, up to \$5,000,000 for the Virtual Training and Airspace Management Simulation for Unmanned Aerial Vehicles. **Page S8682**

Stevens (for Reed) Amendment No. 4847, to make available from Research, Development, Test and Evaluation, Defense-Wide, up to \$3,000,000 for Small and Medium Caliber Recoil Mitigation Technologies. **Page S8682**

Stevens (for Chambliss) Amendment No. 4828, to make available from Research, Development, Test and Evaluation, Army, up to \$1,000,000 for the Automated Communications Support System for WARFIGHTERS, Intelligence Community, Linguists, and Analysts. **Page S8682**

Kennedy Modified Amendment No. 4802, to require a new National Intelligence Estimate on prospects for security and stability in Iraq.

Pages S8674, S8689–90

Bond Modified Amendment No. 4827, to clarify the availability of funds for the National Guard for National Guard and Reserve equipment.

Pages S8682–85, S8691

By a unanimous vote of 97 yeas (Vote No. 225), Boxer/Graham Amendment No. 4858, to prohibit the use of funds by the United States Government to enter into an agreement with the Government of Iraq that would subject members of the Armed Forces to the jurisdiction of Iraq criminal courts or punishment under Iraq law. **Pages S8699–S8703**

By 96 yeas to 1 nay (Vote No. 226), Coburn Amendment No. 4848, to require notice to Congress and the public on earmarks of funds available to the Department of Defense. **Pages S8680–81, S8703**

Stevens (for Sessions) Amendment No. 4774, to make available from Research, Development, Test and Evaluation, Army, up to \$1,000,000 for blast protection research. **Pages S8703–05**

Stevens (for Pryor) Modified Amendment No. 4846, to provide that, of the amount appropriated or otherwise made available by title IV for the Army for research, development, test and evaluation, up to \$10,000,000 may be available for the Combat Support Hospital—Mobile Support Hospital.

Pages S8703–05

Stevens (for Bond) Amendment No. 4849, to make available up to \$8,000,000 for personnel for a certain intelligence activity. **Pages S8703–05**

Stevens (for Biden) Amendment No. 4851, to prohibit the use of funds for establishing United States military installations in Iraq or exercising United States control over the oil resources of Iraq.

Pages S8703–05

Stevens (for Lott/Clinton) Modified Amendment No. 4761, to make available from Research, Development, Test and Evaluation, Army, up to \$10,000,000 for experimentation and refinement of tactics and doctrine in the use of the Class IV unmanned aerial vehicles and ground stations associated with such vehicles. **Pages S8703–05**

Stevens (for Levin) Modified Amendment No. 4840, to make available from Research, Development, Test and Evaluation, Army, up to \$10,000,000 for combat vehicle and automotive technology. **Pages S8703–05**

Stevens (for DeWine/Voinovich) Modified Amendment No. 4801, to make available from Shipbuilding and Conversion, Navy, up to \$10,000,000 for the Carrier Replacement Program for advance procurement of nuclear propulsion equipment.

Pages S8703–05

Stevens (for Nelson (FL)) Modified Amendment No. 4864, to require a cost-benefit analysis of significant proposed realignments or closures of research and development or test and evaluation installations, activities, facilities, laboratories, units, functions, or capabilities of the Air Force. **Pages S8703–05**

Stevens (for Allen) Amendment No. 4841, to provide that, of the amount appropriated or otherwise made available by title II for Operation and Maintenance, Defense-Wide, up to \$2,000,000 may be available for the Office of Economic Adjustment of the Department of Defense to conduct a traffic study and prepare a report on the improvements required to the transportation infrastructure around Fort Belvoir, Virginia, to accommodate the increase in the workforce located on and around Fort Belvoir resulting from decisions implemented under the 2005 round of defense base closure and realignment.

Pages S8703–05

Stevens (for Mikulski) Amendment No. 4860, to make available from Procurement, Defense-Wide, up to \$12,600,000 for the completion of the final phase of a certain intelligence activity. **Pages S8703–05**

Stevens (for Voinovich/DeWine) Amendment No. 4797, to provide that, of the amount appropriated or otherwise made available by title IV for the Army for research, development, test and evaluation, up to \$1,000,000 may be available for the Portable Battery Operated Solid-State Electrochemical Oxygen Generator project. **Pages S8703–05**

Stevens (for Dodd/Lieberman) Amendment No. 4855, to make available from Research, Development, Test and Evaluation, Navy, up to \$1,000,000 for Energy Regeneration and Conversion Fuel Cell Systems to address Navy Unmanned Underwater Vehicle requirements. **Pages S8703–05**

Kyl/DeWine Amendment No. 4842, to prohibit the suspension of royalties under certain circumstances, to clarify the authority to impose price thresholds for certain leases. **Pages S8698, S8713**

Stevens (for Sessions) Amendment No. 4767, to make available from Research, Development, Test and Evaluation, Army, up to \$1,000,000 for Thermoplastic Composite Body Armor research. **Pages S8713–14**

Stevens (for Byrd/DeWine) Amendment No. 4867, to provide that, of the amount appropriated or otherwise made available by title II for the Army National Guard for operation and maintenance, up to \$7,500,000 may be available to renovate and repair existing barracks at Camp Perry, Port Clinton, Ohio. **Pages S8713–14**

Stevens (for Santorum) Amendment No. 4757, to make available from Research, Development, Test and Evaluation, Army, up to \$3,000,000 for Advanced Switching and Cooling Concepts for Electromagnetic Gun Applications. **Pages S8713–14**

Stevens (for Clinton) Amendment No. 4868, to make available from Operation and Maintenance, Defense-Wide, certain funds may be used for community-based programs that provide mental health and readjustment assistance to members of the National Guard and Reserve and their families on their return from deployment. **Pages S8713–14**

By a unanimous vote of 96 yeas (Vote No. 228), Menendez Amendment No. 4863, to make available from Operation and Maintenance, Navy, up to an additional \$3,000,000 to fund improvements to physical security at Navy recruiting stations and to improve data security. **Pages S8716–18**

Rejected:

By 31 yeas to 67 nays (Vote No. 227), Sessions Amendment No. 4844, to make available from Research, Development, Test, and Evaluation, Navy, up to \$77,000,000 for the Conventional Trident Modification Program. **Pages S8705–11**

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

Stevens point of order against Coburn Amendment No. 4784, to require the posting of certain reports of the Department of Defense on the Internet website of the Department of Defense, as being in violation of Rule XVI of the Standing Rules of the Senate, which prohibits legislation on an appropriation bill, was withdrawn when the amendment was subsequently modified. **Page S8677**

Coburn defense of germaneness relative to Coburn Amendment No. 4784, to require the posting of certain reports of the Department of Defense on the Internet website of the Department of Defense, was rescinded. **Page S8677**

Chair sustained a point of order against Nelson (FL) Amendment No. 4853, to appropriate funds for a Cuba Fund for a Democratic Future to promote democratic transition in Cuba, as being in violation of Rule XVI of the Standing Rules of the Senate, which prohibits legislation on an appropriation bill, and the amendment thus fell. **Pages S8698–99**

Chair sustained a point of order against Stabenow Amendment No. 4875, to increase by \$200,000,000 the amount appropriated or otherwise made available by title IX for the purpose of supplying needed humanitarian assistance to the innocent Lebanese and Israeli civilians who have been affected by the hostilities between Hezbollah and the Government of Israel, and the amendment thus fell. **Pages S8714–16**

A unanimous-consent agreement was reached providing for further consideration of the bill at 11 a.m. on Tuesday, September 5, 2006. **(See next issue.)**

Estate Tax and Extension of Tax Relief Act/Family Prosperity Act: Senate continued consideration of the motion to proceed to consideration of H.R. 5970, to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of \$5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions. **(See next issue.)**

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

By 56 yeas to 42 nays (Vote No. 229), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate failed to agree to the motion to close further debate on the motion to proceed to consideration of the bill. **(See next issue.)**

Subsequently, Senator Frist entered a motion to reconsider the vote (Vote No. 229), by which cloture was not invoked on the motion to proceed to consideration of the bill. **(See next issue.)**

Pension Security and Transparency Act Agreement: A unanimous-consent agreement was reached providing that it not be in order to consider any conference report on H.R. 2830, to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, during this Congress. **(See next issue.)**

Amtrak Reauthorization—Agreement: A unanimous-consent agreement was reached providing that at a time to be determined by the Majority Leader with concurrence of the Democratic Leader, Senate

proceed to the consideration of S.1516, to reauthorize Amtrak, that the committee-reported substitute be withdrawn and the managers amendment at the desk be agreed to as original text for the purpose of further amendment, the Harkin Amendment at the desk be agreed to and that the only other amendments in order be the following: McCain on rail security, Sununu on long distance trains, Sununu on competition, Sessions on Amtrak debt, that there be 1 hour equally divided on each of the amendments and 1 hour of general debate on the bill, that following the disposition of amendments and the use or yielding back of time, the managers substitute, as amended, if amended, be agreed to, the bill as amended be read a third time, and the Senate then proceed to a vote on passage of the bill; further, that no points of order be waived by virtue of this agreement. (See next issue.)

Authorizing Leadership To Make Appointments—Agreement: A unanimous-consent agreement was reached providing that notwithstanding the adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. (See next issue.)

Authority for Committees: A unanimous-consent agreement was reached providing that notwithstanding the adjournment of the Senate, all committees were authorized to file legislative and executive reports on Wednesday, August 30, 2006, from 10 a.m. until 12 noon. (See next issue.)

Signing Authority—Agreement: A unanimous-consent agreement was reached providing that during this adjournment of the Senate, the Majority Leader, Senators McConnell and Domenici, be authorized to sign duly enrolled bills or joint resolutions. (See next issue.)

Nominations Agreement: A unanimous-consent agreement was reached providing that all nominations received by the Senate during the 109th Congress remain in status quo, with the following exceptions: (See Nominations Returned to the President). (See next issue.)

Nomination—Agreement: A unanimous-consent agreement was reached providing that at 4:30 p.m., on Tuesday, September 5, 2006, Senate proceed to consideration of Kimberly Ann Moore, to be United States Circuit Judge, with one hour of debate equally divided, to be followed by a vote on confirmation at 5:30 p.m., with no intervening action or debate. (See next issue.)

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

Report to accompany Protocol Amending 1962 Extradition Convention with Israel (Treaty Doc. 109–3) (Ex. Rept. 109–16). (See next issue.)

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

Council of Europe Convention on Cybercrime (Treaty Doc. 108–11) with 6 reservations and 5 declarations; and

Convention on Supplementary Compensation on Nuclear Damage (Treaty Doc. 107–21) with a declaration and a condition. (See next issue.)

Nominations Confirmed: Senate confirmed the following nominations:

Jennifer M. Anderson, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Ronald E. Meisburg, of Virginia, to be General Counsel of the National Labor Relations Board for a term of four years.

Peter Schaumber, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2010.

Arthur F. Rosenfeld, of Virginia, to be Federal Mediation and Conciliation Director.

Peter Schaumber, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2010 (Recess Appointment).

Mark D. Acton, of Kentucky, to be a Commissioner of the Postal Rate Commission for a term expiring October 14, 2010.

James S. Simpson, of New York, to be Federal Transit Administrator.

Benedict S. Cohen, of the District of Columbia, to be General Counsel of the Department of the Army.

Ronald E. Meisburg, of Virginia, to be General Counsel of the National Labor Relations Board for a term of four years (Recess Appointment).

Arthur F. Rosenfeld, of Virginia, to be Federal Mediation and Conciliation Director (Recess Appointment).

Mickey D. Barnett, of New Mexico, to be a Governor of the United States Postal Service for a term expiring December 8, 2013.

Katherine C. Tobin, of New York, to be a Governor of the United States Postal Service for a term expiring December 8, 2012.

Mark V. Rosenker, of Maryland, to be Chairman of the National Transportation Safety Board for a term of two years.

Paul A. Denett, of Virginia, to be Administrator for Federal Procurement Policy.

Frances Marie Tydingco-Gatewood, of Guam, to be Judge for the District Court of Guam for the term of ten years.

Kevin Owen Starr, of California, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2009.

Katherine M. B. Berger, of Virginia, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2010.

Karen Brosius, of South Carolina, to be a Member of the National Museum and Library Services Board for the remainder of the term expiring December 6, 2006.

Karen Brosius, of South Carolina, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2011.

Ioannis N. Miaoulis, of Massachusetts, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2010.

Christina Orr-Cahall, of Florida, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2010.

Victoria Ray Carlson, of Iowa, to be a Member of the National Council on Disability for a term expiring September 17, 2007.

Chad Colley, of Florida, to be a Member of the National Council on Disability for a term expiring September 17, 2007.

Lisa Mattheiss, of Tennessee, to be a Member of the National Council on Disability for a term expiring September 17, 2007.

John R. Vaughn, of Florida, to be a Member of the National Council on Disability for a term expiring September 17, 2007.

Ellen C. Williams, of Kentucky, to be a Governor of the United States Postal Service for the remainder of the term expiring December 8, 2007.

William H. Tobey, of Connecticut, to be Deputy Administrator for Defense Nuclear Nonproliferation, National Nuclear Security Administration.

Christina B. Rocca, of Virginia, for the rank of Ambassador during her tenure of service as U. S. Representative to the Conference on Disarmament.

John H. Hill, of Indiana, to be Administrator of the Federal Motor Carrier Safety Administration.

Patrick W. Dunne, of New York, to be an Assistant Secretary of Veterans Affairs (Policy and Planning).

Anna Blackburne-Rigsby, of the District of Columbia, to be Associate Judge of the District of Co-

lumbia Court of Appeals for the term of fifteen years.

Phyllis D. Thompson, of the District of Columbia, to be Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years.

Charles D. Nottingham, of Virginia, to be a Member of the Surface Transportation Board for a term expiring December 31, 2010.

Colleen Conway-Welch, of Tennessee, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring May 1, 2011.

C. Thomas Yarrington, Jr., of Washington, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring May 1, 2011.

Robert L. Sumwalt III, of South Carolina, to be a Member of the National Transportation Safety Board for the remainder of the term expiring December 31, 2006.

Robert L. Sumwalt III, of South Carolina, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2011.

Troy A. Eid, of Colorado, to be United States Attorney for the District of Colorado for the term of four years.

R. Alexander Acosta, of Florida, to be United States Attorney for the Southern District of Florida for the term of four years.

Margo M. McKay, of Virginia, to be an Assistant Secretary of Agriculture. (Prior to this action, Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration.)

Randall M. Fort, of Virginia, to be an Assistant Secretary of State (Intelligence and Research).

Drue Pearce, of Alaska, to be Federal Coordinator for Alaska Natural Gas Transportation Projects for the term prescribed by law.

Nancy Montanez-Johner, of Nebraska, to be Under Secretary of Agriculture for Food, Nutrition, and Consumer Services. (Prior to this action, Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration.)

Michael V. Dunn, of Iowa, to be a Commissioner of the Commodity Futures Trading Commission for a term expiring June 19, 2011. (Prior to this action, Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration.)

Nancy Montanez-Johner, of Nebraska, to be a Member of the Board of Directors of the Commodity Credit Corporation. (Prior to this action, Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration.)

Manfredi Piccolomini, of New York, to be a Member of the National Council on the Humanities for a term expiring January 26, 2012.

Kenneth R. Weinstein, of the District of Columbia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2012.

Jay Winik, of Maryland, to be a Member of the National Council on the Humanities for a term expiring January 26, 2012.

Josiah Bunting III, of Rhode Island, to be a Member of the National Council on the Humanities for a term expiring January 26, 2012.

Wilfred M. McClay, of Tennessee, to be a Member of the National Council on the Humanities for a term expiring January 26, 2012.

Mary Habeck, of Maryland, to be a Member of the National Council on the Humanities for a term expiring January 26, 2012.

Karl Hess, of Illinois, to be a Member of the National Science Board, National Science Foundation, for the remainder of the term expiring May 10, 2008.

Thomas N. Taylor, of Kansas, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2012.

Richard F. Thompson, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2012.

Mark R. Abbott, of Oregon, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2012.

Camilla Persson Benbow, of Tennessee, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2012. (Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

John T. Bruer, of Missouri, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2012.

Patricia D. Galloway, of Washington, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2012.

Jose-Marie Griffiths, of Pennsylvania, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2012.

Sean T. Connaughton, of Virginia, to be Administrator of the Maritime Administration.

Jay M. Cohen, of New York, to be Under Secretary for Science and Technology, Department of Homeland Security.

Timothy Shanahan, of Illinois, to be a Member of the National Institute for Literacy Advisory Board for a term expiring November 25, 2007.

Carmel Borders, of Kentucky, to be a Member of the National Institute for Literacy Advisory Board for a term expiring November 25, 2008.

Donald D. Deshler, of Kansas, to be a Member of the National Institute for Literacy Advisory Board for a term expiring January 30, 2008.

Bruce I. Knight, of South Dakota, to be Under Secretary of Agriculture for Marketing and Regulatory Programs. (Prior to this action, Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration.)

Bruce I. Knight, of South Dakota, to be a Member of the Board of Directors of the Commodity Credit Corporation. (Prior to this action, Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration.)

Nathaniel F. Wienecke, of New York, to be an Assistant Secretary of Commerce.

Philip S. Goldberg, of Massachusetts, to be Ambassador to the Republic of Bolivia.

Henry M. Paulson, Jr., of New York, to be United States Governor of the International Monetary Fund for a term of 5 years; United States Governor of the International Bank for Reconstruction and Development for a term of 5 years; United States Governor of the Inter-American Development Bank for a term of 5 years; United States Governor of the African Development Bank for a term of 5 years; United States Governor of the Asian Development Bank; United States Governor of the African Development Fund; United States Governor of the European Bank for Reconstruction and Development.

Richard W. Graber, of Wisconsin, to be Ambassador to the Czech Republic.

Mark R. Dybul, of Florida, to be Coordinator of United States Government Activities to Combat HIV/AIDS Globally, with the rank of Ambassador.

Karen B. Stewart, of Florida, to be Ambassador to the Republic of Belarus.

Charles R. Christopherson, Jr., of Texas, to be a Member of the Board of Directors of the Commodity Credit Corporation. (Prior to this action, Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration.)

Wilma B. Liebman, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of 5 years expiring August 27, 2011.

James H. Bilbray, of Nevada, to be a Governor of the United States Postal Service for the remainder of the term expiring December 8, 2006. (Prior to this action, Committee on Homeland Security and Governmental Affairs was discharged from further consideration.)

Routine lists in the Foreign Service, National Oceanic and Atmospheric Administration.

(See next issue.)

Nominations Received: Senate received the following nominations:

Cynthia A. Glassman, of Virginia, to be Under Secretary of Commerce for Economic Affairs.

Brigadier General Bruce Arlan Berwick, United States Army, to be a Member of the Mississippi River Commission.

Colonel Gregg F. Martin, United States Army, to be a Member of the Mississippi River Commission.

Brigadier General Robert Crear, United States Army, to be a Member and President of the Mississippi River Commission.

Rear Admiral Samuel P. DeBow, Jr., NOAA, to be a Member of the Mississippi River Commission.

William H. Graves, of Tennessee, to be a Member of the Board of Directors of the Tennessee Valley Authority for a term expiring May 18, 2007.

John K. Veroneau, of Virginia, to be a Deputy United States Trade Representative, with the Rank of Ambassador.

Gerald Walpin, of New York, to be Inspector General, Corporation for National and Community Service.

Rachel K. Paulose, of Minnesota, to be United States Attorney for the District of Minnesota for the term of four years.

Nelson M. Ford, of Virginia, to be an Assistant Secretary of the Army.

1 Army nomination in the rank of general.

Routine lists in the Air Force, Navy.

(See next issue.)

Nominations Returned to the President: The following nominations were returned to the President failing of confirmation under Senate Rule XXXI at the time of the adjournment of the 109th Congress:

Terrence W. Boyle, of North Carolina, to be United States Circuit Judge for the Fourth Circuit.

William James Haynes II, of Virginia, to be United States Circuit Judge for the Fourth Circuit.

William Gerry Myers III, of Idaho, to be United States Circuit Judge for the Ninth Circuit.

Tracy A. Henke, of Missouri, to be Executive Director of the Office of State and Local Government Coordination and Preparedness, Department of Homeland Security.

James F. X. O'Gara, of Pennsylvania, to be Deputy Director for Supply Reduction, Office of National Drug Control Policy.

Richard Stickler, of West Virginia, to be Assistant Secretary of Labor for Mine Safety and Health.

David Longly Bernhardt, of Colorado, to be Solicitor of the Department of the Interior.

Norman Randy Smith, of Idaho, to be United States Circuit Judge for the Ninth Circuit.

Michael Brunson Wallace, of Mississippi, to be United States Circuit Judge for the Fifth Circuit.

Tracy A. Henke, of Missouri, to be Executive Director of the Office of State and Local Government

Coordination and Preparedness, Department of Homeland Security (Recess Appointment).

William Ludwig Wehrum, Jr., of Tennessee, to be an Assistant Administrator of the Environmental Protection Agency.

Mark Myers, of Alaska, to be Director of the United States Geological Survey.

John Ray Correll, of Indiana, to be Director of the Office of Surface Mining Reclamation and Enforcement.

(See next issue.)

Measures Placed on Calendar: (See next issue.)

Measures Read First Time: (See next issue.)

Executive Communications: (See next issue.)

Petitions and Memorials: (See next issue.)

Executive Reports of Committees: (See next issue.)

Additional Cosponsors: (See next issue.)

Statements on Introduced Bills/Resolutions: (See next issue.)

Additional Statements: (See next issue.)

Amendments Submitted: (See next issue.)

Authorities for Committees to Meet: (See next issue.)

Privileges of the Floor: (See next issue.)

Record Votes: Eight record votes were taken today. (Total—230) **Pages S8681, S8682, S8703, S8710–11, S8718** (continued next issue)

Adjournment: Senate convened at 9:30 a.m. and, pursuant to the provisions of H. Con. Res 467, adjourned at 12:43 a.m., on Friday, August 4, 2006, until 11 a.m., on Tuesday, September 5, 2006. (For Senate's program, see the remarks of the Majority Leader in the next issue of the Record.)

Committee Meetings

(Committees not listed did not meet)

GLOBAL WAR ON TERRORISM

Committee on Armed Services: Committee concluded open and closed hearings to examine Iraq, Afghanistan and the global war on terrorism, after receiving testimony from Donald H. Rumsfeld, Secretary of Defense; General Peter Pace, USMC, Chairman, Joint Chiefs of Staff; and General John P. Abizaid, USA, Commander, U.S. Central Command.

STATE OF THE OCEANS 2006

Committee on Commerce, Science, and Transportation: Subcommittee on National Ocean Policy Study concluded a hearing to examine state of the oceans in 2006, focusing on the final report of the U.S. Commission on Ocean Policy and the role of National

Oceanic and Atmospheric Administration (NOAA) in implementing components of the Administration's response to the report entitled "U.S. Ocean Action Plan", after receiving testimony from Vice Admiral Conrad C. Lautenbacher, Jr., USN (Ret.), Under Secretary of Commerce for Oceans and Atmosphere, National Oceanic and Atmospheric Administration; Leon E. Panetta, Co-Chairman, and Paul Kelly, Member, both of the Joint Ocean Commission Initiative Task Force; Mike Chrisman, California Resources Agency, Sacramento; and Michael K. Orbach, Duke University Marine Laboratory, Beaufort, North Carolina.

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Drue Pearce, of Alaska, to be Federal Coordinator for Alaska Natural Gas Transportation Projects, and John Ray Correll, of Indiana, to be Director of the Office of Surface Mining Reclamation and Enforcement, and Mark Myers, of Alaska, to be Director of the United States Geological Survey, both of the Department of the Interior.

NUCLEAR FUEL MANAGEMENT AND DISPOSAL ACT

Committee on Energy and Natural Resources: Committee concluded a hearing to examine S. 2589, to enhance the management and disposal of spent nuclear fuel and high-level radioactive waste, to ensure protection of public health and safety, to ensure the territorial integrity and security of the repository at Yucca Mountain, after receiving testimony from Senators Reid and Ensign; Edward F. Sproat, III, Director, Office of Civilian Radioactive Waste Management, Department of Energy; Martin J. Virgilio, Deputy Executive Director, Materials, Research, State and Compliance Programs, Office of the Executive Director for Operations, United States Nuclear Regulatory Commission; Robert L. Loux, Nevada Agency for Nuclear Projects, Office of the Governor, Carson City; David A. Wright, South Carolina Public Service Commission, Columbia, on behalf of National Association of Regulatory Utility Commissioners; J. Bernie Beasley, Jr., Southern Nuclear Operating Company, Birmingham, Alabama; Geoffrey H. Fettus, Natural Resources Defense Council, Washington, D.C.

TAX REFORM

Committee on Finance: Committee held a hearing to examine individual income tax policy, focusing on efforts to streamline and simplify the tax code, receiving testimony from former Senator Connie Mack, III, former Senator John Breaux, and Elizabeth Garrett, University of Southern California Gould School

of Law, Los Angeles, all on behalf of the President's Advisory Panel on Federal Tax Reform; David M. Walker, Comptroller General of the United States, Government Accountability Office; Jane G. Gravelle, Senior Specialist in Economic Policy, Congressional Research Service, Library of Congress; and James Poterba, Massachusetts Institute of Technology Department of Economics, Cambridge.

Hearing recessed subject to the call.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported S. 2010, to amend the Social Security Act to enhance the Social Security of the Nation by ensuring adequate public-private infrastructure and to resolve to prevent, detect, treat, intervene in, and prosecute elder abuse, neglect, and exploitation, with an amendment in the nature of a substitute.

NOMINATION

Committee on Foreign Relations: Committee concluded a hearing to examine the nomination of Mary Martin Ourisman, of Florida, to be Ambassador to Barbados, and to serve concurrently and without additional compensation as Ambassador to St. Kitts and Nevis, Saint Lucia, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, and Saint Vincent and the Grenadines, after the nominee, who was introduced by Senators Warner and Allen, testified and answered questions in her own behalf.

NOMINATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine the nominations of Cesar Benito Cabrera, of Puerto Rico, to be Ambassador to the Republic of Mauritius, and to serve concurrently and without additional compensation as Ambassador to the Republic of Seychelles, Cindy Lou Courville, of Virginia, to be U.S. Representative to the African Union, with the rank of Ambassador, and Donald C. Johnson, of Texas, to be Ambassador to the Republic of Equatorial Guinea.

DEPARTMENT OF DEFENSE FINANCIAL MANAGEMENT

Committee on Homeland Security and Governmental Affairs: Subcommittee on Federal Financial Management, Government Information, and International Security concluded a hearing to examine financial management at the Department of Defense, focusing on the components of the Financial Improvement and Audit Readiness Plan to improve the overall financial management health of the Department of Defense, including an understanding of other plans involved in improving the financial management infrastructure at the Department, after receiving testimony from David M. Walker, Comptroller General

of the United States, Government Accountability Office; and J. David Patterson, Principal Deputy Under Secretary (Comptroller), Teresa McKay, Deputy Chief Financial Officer, and Thomas F. Gimble, Acting Inspector General, all of the Department of Defense.

BUSINESS MEETING

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

S. 2679, to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, with an amendment in the nature of a substitute; and

The nominations of Frances Marie Tydingco-Gatewood, to be Judge for the District Court of

Guam, and Troy A. Eid, to be United States Attorney for the District of Colorado, Department of Justice.

Also, Committee began consideration of S. 2453, to establish procedures for the review of electronic surveillance programs, agreeing to an amendment in the nature of a substitute, and subpoenas relating to American Bar Association (ABA) reports, but did not take final action thereon, and recessed subject to call.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in closed session to consider pending intelligence matters.

Committee recessed subject to the call.

House of Representatives

Chamber Action

The House was not in session today. The House is scheduled to meet at 4 p.m. on Friday, August 4, 2006, unless it sooner has received a message from the Senate transmitting its adoption of H. Con. Res. 467, in which case the House shall stand adjourned pursuant to that concurrent resolution until 2 p.m. on Wednesday, September 6, 2006.

Committee Meetings

No committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D 890)

H.R. 4456, to designate the facility of the United States Postal Service located at 2404 Race Street in Jonesboro, Arkansas, as the "Hattie W. Caraway Station". Signed on August 2, 2006. (Public Law 109-258)

H.R. 4561, to designate the facility of the United States Postal Service located at 8624 Ferguson Road in Dallas, Texas, as the "Francisco 'Pancho' Medrano Post Office Building". Signed on August 2, 2006. (Public Law 109-259)

H.R. 4688, to designate the facility of the United States Postal Service located at 1 Boyden Street in Badin, North Carolina, as the "Mayor John Thompson 'Tom' Garrison Memorial Post Office". Signed on August 2, 2006. (Public Law 109-260)

H.R. 4786, to designate the facility of the United States Postal Service located at 535 Wood Street in Bethlehem, Pennsylvania, as the "H. Gordon Payrow Post Office Building". Signed on August 2, 2006. (Public Law 109-261)

H.R. 4995, to designate the facility of the United States Postal Service located at 7 Columbus Avenue in Tuckahoe, New York, as the "Ronald Bucca Post Office". Signed on August 2, 2006. (Public Law 109-262)

H.R. 5245, to designate the facility of the United States Postal Service located at 1 Marble Street in Fair Haven, Vermont, as the "Matthew Lyon Post Office Building". Signed on August 2, 2006. (Public Law 109-263)

H.R. 4019, to amend title 4 of the United States Code to clarify the treatment of self-employment for purposes of the limitation on State taxation of retirement income. Signed on August 3, 2006. (Public Law 109-264)

S. 310, to direct the Secretary of the Interior to convey the Newlands Project Headquarters and Maintenance Yard Facility to the Truckee-Carson Irrigation District in the State of Nevada. Signed on August 3, 2006. (Public Law 109-265)

S. 1496, to direct the Secretary of the Interior to conduct a pilot program under which up to 15 States may issue electronic Federal migratory bird hunting stamps. Signed on August 3, 2006. (Public Law 109-266)

**COMMITTEE MEETINGS FOR FRIDAY,
AUGUST 4, 2006**

(Committee meetings are open unless otherwise indicated)

House

No committee meetings are scheduled.

Senate

No meetings/hearings scheduled.

Next Meeting of the SENATE

11 a.m., Tuesday, September 5

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Wednesday, September 6

Senate Chamber

Program for Tuesday: Senate will resume consideration of H.R. 5631, Department of Defense Appropriations Act. Also, at 4:30 p.m., Senate will begin consideration of the nomination of Kimberly Ann Moore, to be United States Circuit Judge, with a vote on confirmation of the nomination to occur at 5:30 p.m.

House Chamber

Program for Wednesday: To be announced.



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. Customers can also access this information with WAIS client software, via telnet at 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; 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. 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.