

Daily Digest

HIGHLIGHTS

- Senate agreed to the conference report to accompany H.R. 4040, Consumer Product Safety Improvement Act.
- Senate agreed to the conference report to accompany H.R. 4137, College Opportunity and Affordability Act.
- Senate agreed to H. Con. Res. 398, Adjournment Resolution.

Senate

Chamber Action

Routine Proceedings, pages S7805–S7982

Measures Introduced: Forty eight bills and seven resolutions were introduced, as follows: S. 3370–3417, and S. Res. 636–642. **Pages S7903–05**

Measures Reported:

S. 1193, to direct the Secretary of the Interior to take into trust 2 parcels of Federal land for the benefit of certain Indian Pueblos in the State of New Mexico. (S. Rept. No. 110–434)

H.J. Res. 62, to honor the achievements and contributions of Native Americans to the United States, with an amendment in the nature of a substitute. (S. Rept. No. 110–435)

S. Res. 620, designating the week of September 14–20, 2008, as National Polycystic Kidney Disease Awareness Week, to raise public awareness and understanding of polycystic kidney disease, and to foster understanding of the impact polycystic kidney disease has on patients and future generations of their families.

S. Res. 622, designating the week beginning September 7, 2008, as “National Historically Black Colleges and Universities Week”.

S. Res. 624, designating August 2008 as “National Truancy Prevention Month”. **Page S7903**

Measures Passed:

Pending Claims Against Libya: Senate passed S. 3370, to resolve pending claims against Libya by United States nationals. **Pages S7979–81**

Adjournment Resolution: By 48 yeas to 40 nays (Vote No. 196), Senate agreed to H. Con. Res. 398, providing for a conditional adjournment of the

House of Representatives and a conditional recess or adjournment of the Senate. **Page S7880**

Production of Records: Senate agreed to S. Res. 642, to authorize the production of records by the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs. **Page S7981**

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. **Pages S7811–45, S7878–80**

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

By 51 yeas to 39 nays (Vote No. 195), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on the motion to proceed to consideration of the bill. **Pages S7879–80**

Senator Reid entered a motion to reconsider the vote by which cloture was not invoked on the motion to proceed to consideration of the bill. **Page S7880**

A unanimous-consent-time agreement was reached providing for further consideration of the motion to proceed to consideration of the bill at approximately 9:30 a.m., on Friday, August 1, 2008, with Senators permitted to speak for up to 10 minutes each. **Page S7981**

Conference Reports:

CPSC Reform Act: By 89 yeas to 3 nays (Vote No. 193), Senate agreed to the conference report to accompany H.R. 4040, to establish consumer product safety standards and other safety requirements for children's products and to reauthorize and modernize the Consumer Product Safety Commission, clearing the measure for the President. **Pages S7867–78**

College Opportunity and Affordability Act: By 83 yeas to 8 nays, 1 responding present (Vote No. 194), Senate agreed to the conference report to accompany H.R. 4137, to amend and extend the Higher Education Act of 1965, clearing the measure for the President. **Pages S7845–67, S7878**

Appointments:

Commission on Wartime Contracting: The Chair, on behalf of the Vice President, pursuant to Public Law 110–181, appointed the following individual to the Commission on Wartime Contracting: Robert J. Henke of Virginia. **Page S7981**

Nominations Received: Senate received the following nominations:

Deborah Hersman, of Virginia, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2013.

Sung Y. Kim, of California, a Foreign Service Officer of Class One, for the rank of Ambassador during his tenure of service as Special Envoy for the Six Party Talks.

Anthony W. Ryan, of Massachusetts, to be an Under Secretary of the Treasury.

John J. Tharp, Jr., of Illinois, to be United States District Judge for the Northern District of Illinois.

J. Richard Barry, of Mississippi, to be United States District Judge for the Southern District of Mississippi.

Thomas Marcelle, of New York, to be United States District Judge for the Northern District of New York.

Gineen Bresso Beach, of Florida, to be a Member of the Election Assistance Commission for the remainder of the term expiring December 12, 2009.

Pages S7903, S7982

Messages from the House: **Pages S7900–01**

Measures Referred: **Page S7901**

Measures Read the First Time: **Pages S7901–02, S7981**

Executive Communications: **Pages S7902–03**

Petitions and Memorials: **Page S7903**

Executive Reports of Committees: **Page S7903**

Additional Cosponsors: **Pages S7905–08**

Statements on Introduced Bills/Resolutions:

Pages S7908–78

Additional Statements: **Pages S7897–S7900**

Amendments Submitted: **Page S7978**

Authorities for Committees to Meet: **Page S7978**

Privileges of the Floor: **Pages S7978–79**

Record Votes: Four record votes were taken today. (Total–196) **Pages S7778–80**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 10:20 p.m., until 9:30 a.m. on Friday, August 1, 2008. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S7981.)

Committee Meetings

(Committees not listed did not meet)

NORTH KOREAN SIX-PARTY TALKS

Committee on Armed Services: Committee concluded open and closed hearings to examine the North Korean Six-Party Talks and implementation activities, after receiving testimony from Christopher R. Hill, Assistant Secretary of State for the Bureau of East Asian and Pacific Affairs; William H. Tobey, Deputy Administrator for Defense Nuclear Nonproliferation, National Nuclear Security Administration, Department of Energy; and Joseph R. DeTrani, Mission Manager for North Korea, and Vann H. Van Diepen, National Intelligence Officer for Weapons of Mass Destruction and Proliferation, both of the Office of the Director of National Intelligence.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of General Norton A. Schwartz, USAF for reappointment to the grade of general and, to be Chief of Staff, United States Air Force, and General Duncan J. McNabb, USAF for reappointment to the grade of general and, to be Commander, United States Transportation Command, and 519 nominations in the Army, Navy, Air Force, and Marine Corps, all of the Department of Defense.

NATION'S TRANSMISSION GRID

Committee on Energy and Natural Resources: Committee concluded a hearing to examine the state of the nation's transmission grid, focusing on the implementation of the transmission provisions of the Energy Policy Act (Public Law 109–58), including reliability, siting, and infrastructure investment, after receiving testimony from Joseph T. Kelliher, Chairman, Federal Energy Regulatory Commission; Kevin

M. Kolevar, Assistant Secretary of Energy for Electricity Delivery and Energy Reliability; Marsha H. Smith, Idaho Public Utilities Commission, Boise, on behalf of the National Association of Regulatory Utility Commissioners; James J. Hoecker, Working Group on Investment in Reliable and Economic Electric Systems (WIRES), Washington, D.C.; Colin Whitley, American Public Power Association, Wichita, Kansas; George C. Loehr, eLucem, Albuquerque, New Mexico; Terry Boston, PJM Interconnection, Norristown, Pennsylvania; and Susan Tomasky, American Electric Power, Columbus, Ohio.

BUSINESS MEETING

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

S. 906, to prohibit the sale, distribution, transfer, and export of elemental mercury, with an amendment in the nature of a substitute;

S. 3109, to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system;

S. 24, to amend the Safe Drinking Water Act to require a health advisory and monitoring of drinking water for perchlorate, with an amendment in the nature of a substitute;

S. 150, to amend the Safe Drinking Water Act to protect the health of pregnant women, fetuses, infants, and children by requiring a health advisory and drinking water standard for perchlorate, with an amendment in the nature of a substitute;

S. 1911, to amend the Safe Drinking Water Act to protect the health of susceptible populations, including pregnant women, infants, and children, by requiring a health advisory, drinking water standard, and reference concentration for trichloroethylene vapor intrusion;

S. 1933, to amend the Safe Drinking Water Act to provide grants to small public drinking water systems;

S. 2549, to require the Administrator of the Environmental Protection Agency to establish an Interagency Working Group on Environmental Justice to provide guidance to Federal agencies on the development of criteria for identifying disproportionately high and adverse human health or environmental effects on minority populations and low-income populations;

S. 642, to codify Executive Order 12898, relating to environmental justice, to require the Administrator of the Environmental Protection Agency to fully implement the recommendations of the Inspector General of the Agency and the Comptroller General of the United States;

S. 199, to amend the Safe Drinking Water Amendments of 1996 to modify the grant program to improve sanitation in rural and Native villages in the State of Alaska;

S. 2994, to amend the Federal Water Pollution Control Act to provide for the remediation of sediment contamination in areas of concern.

HEALTH BENEFITS

Committee on Finance: Committee concluded a hearing to examine health benefits in the tax code, focusing on government health expenditures and the increasing costs of health care plans, after receiving testimony from Edward D. Kleinbard, Chief of Staff, Joint Committee on Taxation, United States Congress; Jonathan Gruber, Massachusetts Institute of Technology, Cambridge; and Katherine Baicker, Harvard University School of Public Health, Boston, Massachusetts.

MILITARY ROLE IN FOREIGN POLICY

Committee on Foreign Relations: Committee concluded a hearing to examine ways to define the military's role relative to foreign policy, after receiving testimony from John D. Negroponte, Deputy Secretary of State; Eric Edelman, Under Secretary of Defense for Policy; George Rupp, International Rescue Committee, New York, New York; and Reuben E. Brigety, II, Center for American Progress, Robert M. Perito, United States Institute of Peace, and Mary Locke, all of Washington, D.C.

INFORMATION TECHNOLOGY

Committee on Homeland Security and Governmental Affairs: Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security concluded a hearing to examine the state of information technology planning in the federal government, after receiving testimony from Karen S. Evans, Administrator, Office of E-Government and Information Technology, and Paul A. Denett, Administrator, Office of Federal Procurement Policy, both of the Office of Management and Budget; David A. Powner, Director, Information Technology Management Issues, Government Accountability Office; Tom Jarrett, Delaware Department of Technology and Information, Dover; Al Grasso, MITRE Corporation, McLean, Virginia; and Norm Brown, Center for Program Transformation, Arlington, Virginia.

FOREIGN ASSISTANCE BUREAUCRACY

Committee on Homeland Security and Governmental Affairs: Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia concluded a hearing to examine the structures of the State Department responsible

for coordinating U.S. foreign assistance, processes in place for implementing foreign assistance policy, the responsiveness of the organizational structures to the executive branch's foreign assistance policies, human capital issues, and any recommendations for improving the foreign assistance bureaucracy, after receiving testimony from Richard L. Greene, Deputy Director of U.S. Foreign Assistance, Department of State; Leo Hindery, Jr., Commission on Helping to Enhance the Livelihood of People Around the Globe, New York, New York; and Gordon Adams, American University School of International Service, Anne C. Richards, International Rescue Committee, Samuel A. Worthington, InterAction, and Gerald F. Hyman, Center for Strategic and International Studies, all of Washington, D.C.

SURVIVORS OF CATASTROPHES

Committee on Homeland Security and Governmental Affairs: Ad Hoc Subcommittee on Disaster Recovery concluded a joint hearing with the House Committee on Homeland Security Subcommittee on Emergency Communications, Preparedness to examine ways to ensure the delivery of donated goods to survivors of catastrophes, after receiving testimony from William Eric Smith, Assistant Administrator, Logistics Management Directorate, and Carlos J. Castillo, Assistant Administrator, Disaster Assistance Directorate, both of the Federal Emergency Management Agency, Department of Homeland Security; Barney L. Brasseux, Deputy Commissioner, Federal Acquisition Service, General Services Administration; Paul Rainwater, Louisiana Recovery Authorization, Baton Rouge; Bill Stallworth, East Biloxi Coordination and Relief Center, Biloxi, Mississippi; Valerie Keller, Outreach Center, Lafayette, Louisiana; and Oliver R. Davidson, Humane Society of the United States, Arlington, Virginia.

INDIAN HEALTH SERVICE MANAGEMENT

Committee on Indian Affairs: Committee concluded an oversight hearing to examine the management of the Indian Health Service, focusing on lost property, wasteful spending and document fabrication, after receiving testimony from Gregory D. Kutz, Managing Director, Forensic Audits and Special Investigations, Government Accountability Office; and Robert G. McSwain, Director, and Fernand R. Verrier, former Deputy Director of the Office of Finance and Accounting, and Chief Financial Officer, both of the Indian Health Service, Department of Health and Human Services.

BUSINESS MEETING

Committee on Indian Affairs: Committee ordered favorably reported the following:

S. 952, to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 to provide funds for training in tribal leadership, management, and policy; and

S. 3192, to amend the Act of August 9, 1955, to authorize the Cow Creek Band of Umpqua Tribe of Indians, the Coquille Indian Tribe, and the Confederated Tribes of the Siletz Indians of Oregon to obtain 99-year lease authority for trust land, with an amendment in the nature of a substitute.

BUSINESS MEETING

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

S. 3155, to reauthorize and improve the Juvenile Justice and Delinquency Prevention Act of 1974, with amendments;

S. 3061, to authorize appropriations for fiscal years 2008 through 2011 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, with an amendment;

S. Res. 620, designating the week of September 14–20, 2008, as National Polycystic Kidney Disease Awareness Week, to raise public awareness and understanding of polycystic kidney disease, and to foster understanding of the impact polycystic kidney disease has on patients and future generations of their families;

S. Res. 622, designating the week beginning September 7, 2008, as “National Historically Black Colleges and Universities Week”; and

S. Res. 624, designating August 2008 as “National Truancy Prevention Month”.

PENNSYLVANIA HEALTH INSURANCE INDUSTRY

Committee on the Judiciary: Subcommittee on Antitrust, Competition Policy and Consumer Rights concluded a hearing to examine consolidation in the Pennsylvania health insurance industry, after receiving testimony from Joseph A. Frick, Independence Blue Cross, and Sam Marshall, Insurance Federation of Pennsylvania, both of Philadelphia, Pennsylvania; Kenneth R. Melani, Highmark Inc., Pittsburgh, Pennsylvania; Carolyn F. Scanlan, Hospital and Healthsystem Association of Pennsylvania, Harrisburg; David Balto, Center for American Progress, Washington, D.C.; Henry S. Allen, American Medical Association, Chicago, Illinois; Michael B. Laign, Holy Redeemer Health System, Huntingdon Valley, Pennsylvania; and Henry Miller, Navigant Consulting, Inc., Baltimore, Maryland, on behalf of the University of Pennsylvania Medical Center Health Plan.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

HEALTH CARE

Special Committee on Aging: Committee concluded a hearing to examine aging in rural areas of the United States, focusing on preserving elderly citizens' access to health care, after receiving testimony from John Hammarlund, Regional Administrator, Seattle and Chicago Regional Offices, Centers for

Medicare and Medicaid, and Tom Morris, Associate Administrator, Office of Rural Health Policy, Health Resources and Services Administration, both of the Department of Health and Human Services; Margaret Davidson, National Association of Area Agencies on Aging (n4a), LeGrande, Oregon; Bill Finerfrock, National Association of Rural Health Clinics, Washington, D.C.; Scott Ekblad, Oregon Health and Science University, Portland; Dennis E. Burke, Good Shepherd Health Care System, Hermiston, Oregon; and Tim Size, Rural Wisconsin Health Cooperative, Sauk City.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 87 public bills, H.R. 6684–6771; and 23 resolutions, H. Con. Res. 400–408; and H. Res. 1394–1398, 1400–1408, were introduced. (See next issue.)

Additional Cosponsors: (See next issue.)

Reports Filed: Reports were filed today as follows:

H.R. 1907, to authorize the acquisition of land and interests in land from willing sellers to improve the conservation of, and to enhance the ecological values and functions of, coastal and estuarine areas to benefit both the environment and the economies of coastal communities, with an amendment (H. Rept. 110–811);

H.R. 2535, to direct the Secretary of the Interior to conduct a study on the feasibility and suitability of constructing a storage reservoir, outlet works, and a delivery system for the Tule River Indian Tribe of California to provide a water supply for domestic, municipal, industrial, and agricultural purposes (H. Rept. 110–812);

H.R. 3437, to authorize the Secretary of the Interior to carry out the Jackson Gulch rehabilitation project in the State of Colorado, with an amendment (H. Rept. 110–813);

H.R. 6041, to redesignate the Rio Grande American Canal in El Paso, Texas, as the “Travis C. Johnson Canal” (H. Rept. 110–814);

H.R. 5293, to approve the settlement of the water rights claims of the Shoshone-Paiute Tribes of the Duck Valley Reservation in Nevada, to require the Secretary of the Interior to carry out the settlement, with an amendment (H. Rept. 110–815); and

H. Res. 1399, providing for proceedings during the period from August 1, 2008, through September 4, 2008 (H. Rept. 110–816). (See next issue.)

Chaplain: The prayer was offered by the guest Chaplain, Rev. William H. Hild, Jr., First Baptist Church, Sarasota, Florida. **Page H7633**

Journal: The House agreed to the Speaker's approval of the Journal by a recorded vote of 223 ayes to 203 noes, Roll No. 545. **Pages H7673–74**

College Opportunity and Affordability Act of 2008—Conference Report: The House agreed to the conference report to accompany H.R. 4137, to amend and extend the Higher Education Act of 1965, by a yea-and-nay vote of 380 yeas to 49 nays, Roll No. 544. **Pages H7643–49, H7658–73**

H. Res. 1389, the rule providing for consideration of the conference report, was agreed to by voice vote after agreeing to order the previous question. **Page H7643**

Point of Personal Privilege: Representative Rangel rose to a point of personal privilege and was recognized. **Page H7674**

Privileged Resolution: The House agreed to table H. Res. 1396, raising a question of the privileges of the House, by a recorded vote of 254 ayes to 138 noes with 34 voting “present”, Roll No. 546. **Pages H7674–76**

Order of Procedure: Agreed by unanimous consent that, during further proceedings today in the House and the Committee of the Whole, the Chair is authorized to reduce to two minutes the minimum time for electronic voting on any question that otherwise could be subjected to five-minute voting

under clause 8 or 9 of rule 20 or under clause 6 of rule 18. **Page H7681**

Paycheck Fairness Act: The House passed H.R. 1338, to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, by a recorded vote of 247 ayes to 178 noes, Roll No. 556. **Pages H7637-42, H7676-77, H7678-H7704**

Rejected the Price (GA) motion to recommit the bill to the Committee on Education and Labor with instructions to report the same back to the House promptly with amendments, by a recorded vote of 189 ayes to 236 noes, Roll No. 555. **Pages H7701-03**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill shall be considered as an original bill for the purpose of amendment under the five-minute rule. **Page H7691**

Accepted:

Bean amendment (No. 1 printed in H. Rept. 110-807) that strikes Section 3(b), "Application of Provisions," from the bill; **Page H7693**

Flake amendment (No. 6 printed in H. Rept. 110-807) that prohibits the grant program created by the Paycheck Fairness Act from being used for Congressional earmarks; **Pages H7697-98**

Altmire amendment (No. 3 printed in H. Rept. 110-807) that delays the effective date of the bill by six months from the time of enactment. The amendment requires the Department of Labor to educate small businesses about what is required under law and assist them with compliance (by a recorded vote of 426 ayes to 1 no, Roll No. 552); **Pages H7695-96, H7699-H7700**

Giffords amendment (No. 4 printed in H. Rept. 110-807) that clarifies that a plaintiff must show intent (malice or reckless indifference) to recover punitive damages (by a recorded vote of 397 ayes to 29 noes, Roll No. 553); and **Pages H7696-97, H7700**

Cazayoux amendment (No. 5 printed in H. Rept. 110-807) that clarifies that nothing in the Paycheck Fairness Act would affect the obligation of employers and employees to fully comply with all the applicable immigration laws (by a recorded vote of 410 ayes to 16 noes with 1 voting "present", Roll No. 554). **Pages H7697, H7700-01**

Rejected:

Price (GA) amendment (No. 2 printed in H. Rept. 110-807) that would have directed the Secretary of Labor to study and report back to Congress within 90 days the effect of the Equal Pay Act amendments contained in the bill (section 3) on employers' ability to recruit and hire employees regardless of gender; the effective date of these amendments would be delayed pending the Secretary's re-

port. If the Secretary found that these amendments are likely to significantly hinder employers' ability to hire and recruit employees regardless of gender, they would not go into effect (by a recorded vote of 188 ayes to 240 noes, Roll No. 551). **Pages H7693-95, H7698-99**

Agreed that the Clerk be authorized to make technical and conforming changes to reflect the actions of the House. **Page H7705**

H. Res. 1388, the rule providing for consideration of the bill, was agreed to by a yea-and-nay vote of 229 yeas to 194 nays, Roll No. 548, after agreeing to order the previous question by a yea-and-nay vote of 232 yeas to 191 nays, Roll No. 547. **Pages H7676-77**

Resolving pending claims against Libya by United States nationals: The House agreed by unanimous consent to S. 3370, to resolve pending claims against Libya by United States nationals—clearing the measure for the President. **Pages H7705-06**

Suspension—Proceedings Resumed: The House agreed to suspend the rules and pass the following measure which was debated on Wednesday, July 30th:

Employee Verification Amendment Act of 2008: H.R. 6633, to evaluate and extend the basic pilot program for employment eligibility confirmation and to ensure the protection of Social Security beneficiaries, by a 2/3 yea-and-nay vote of 407 yeas to 2 nays with 4 voting "present", Roll No. 557. **Pages H7704-05**

Suspensions—Proceedings Resumed: The House agreed to suspend the rules and pass the following measures which were debated on Tuesday, July 29th:

Lead-Safe Housing for Kids Act of 2008: H.R. 6309, amended, to amend the Residential Lead-Based Paint Hazard Reduction Act of 1992 to define environmental intervention blood lead level and establish additional requirements for certain lead hazard screens; **Page H7706**

Agreed to amend the title so as to read: "To amend the Residential Lead-Based Paint Hazard Reduction Act of 1992 to define environmental intervention blood lead level, and for other purposes." **Page H7706**

Supporting the goals and ideals of the Apple Crunch and the Nation's domestic apple industry: H. Res. 1143, to support the goals and ideals of the Apple Crunch and the Nation's domestic apple industry; **Page H7706**

Lance Corporal Matthew P. Pathenos Post Office Building Designation Act: H.R. 6208, to designate

the facility of the United States Postal Service located at 1100 Town and Country Commons in Chesterfield, Missouri, as the “Lance Corporal Matthew P. Pathenos Post Office Building”; **Page H7706**

Corporal Alfred Mac Wilson Post Office Designation Act: H.R. 6437, to designate the facility of the United States Postal Service located at 200 North Texas Avenue in Odessa, Texas, as the “Corporal Alfred Mac Wilson Post Office”;

Pages H7706–07

Recognizing the significance of the 20th anniversary of the signing of the Civil Liberties Act of 1988 by President Ronald Reagan and the greatness of America in her ability to admit and remedy past mistakes: H. Res. 1357, amended, to recognize the significance of the 20th anniversary of the signing of the Civil Liberties Act of 1988 by President Ronald Reagan and the greatness of America in her ability to admit and remedy past mistakes;

Page H7707

Agreed to amend the title so as to read: “Recognizing the significance of the 20th anniversary of the signing of the Civil Liberties Act of 1988 and the greatness of America in her ability to admit and remedy past mistakes and to recognize that there are other communities who may have suffered the mistakes of our government but have not received an apology and reparations.”

Page H7707

Authorizing funding for the National Advocacy Center: H.R. 6083, amended, to authorize funding for the National Advocacy Center;

Page H7707

Agreed to amend the title so as to read: “To authorize funding to conduct a national training program for State and local prosecutors.”

Page H7707

Amending title 35, United States Code, and the Trademark Act of 1946 to provide that the Secretary of Commerce, in consultation with the Director of the United States Patent and Trademark Office, shall appoint administrative patent judges and administrative trademark judges: S. 3295, to amend title 35, United States Code, and the Trademark Act of 1946 to provide that the Secretary of Commerce, in consultation with the Director of the United States Patent and Trademark Office, shall appoint administrative patent judges and administrative trademark judges—clearing the measure for the President;

Page H7707

Requesting that the President focus appropriate attention on neighborhood crime prevention and community policing, and coordinate certain Federal efforts to participate in National Night Out, which occurs the first Tuesday of August each year, including by supporting local efforts and community watch groups and by supporting local officials,

to promote community safety and help provide homeland security: H. Res. 1324, to request that the President focus appropriate attention on neighborhood crime prevention and community policing, and coordinate certain Federal efforts to participate in National Night Out, which occurs the first Tuesday of August each year, including by supporting local efforts and community watch groups and by supporting local officials, to promote community safety and help provide homeland security;

Page H7707

United States Parole Commission Extension Act of 2008: S. 3294, to provide for the continued performance of the functions of the United States Parole Commission—clearing the measure for the President;

Page H7707

United States Olympic Committee Paralympic Program Act of 2008: H.R. 4255, amended, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to provide assistance to the Paralympic Program of the United States Olympic Committee;

Page H7707

Injunctive Relief for Veterans Act of 2008: H.R. 6225, amended, to amend title 38, United States Code, relating to equitable relief with respect to a State or private employer;

Page H7707

Agreed to amend the title so as to read: “To amend title 38, United States Code, relating to equitable relief with respect to a State or private employer, and for other purposes.”

Page H7707

Veteran-Owned Small Business Protection and Clarification Act of 2008: H.R. 6221, amended, to amend title 38, United States Code, to require the Secretary of Veterans Affairs to include in each contract the Secretary enters for the acquisition of goods and services a provision that requires the contractee to comply with the contracting goals and preferences for small business concerns owned or controlled by veterans;

Page H7707

Amending title 38, United States Code, to repeal the provision of law requiring termination of the Advisory Committee on Minority Veterans as of December 31, 2009: H.R. 674, to amend title 38, United States Code, to repeal the provision of law requiring termination of the Advisory Committee on Minority Veterans as of December 31, 2009;

(See next issue.)

Supporting the goals and ideals of National Campus Safety Awareness Month: H. Res. 1288, amended, to support the goals and ideals of National Campus Safety Awareness Month;

(See next issue.)

Congratulating the University of Tennessee women’s basketball team for winning the 2008 National Collegiate Athletic Association Division I

Women's Basketball Championship: H. Res. 1151, to congratulate the University of Tennessee women's basketball team for winning the 2008 National Collegiate Athletic Association Division I Women's Basketball Championship; and (See next issue.)

Recognizing the importance of connecting foster youth to the workforce through internship programs, and encouraging employers to increase employment of former foster youth: H. Res. 1332, to recognize the importance of connecting foster youth to the workforce through internship programs, and to encourage employers to increase employment of former foster youth. (See next issue.)

Military Construction and Veterans Affairs Appropriations Act, 2009: The House began consideration of H.R. 6599, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2009. Further consideration is expected to resume tomorrow, August 1st.

Pages H7649–58, H7677–78, continued next issue.

Accepted:

Buyer amendment (No. 28 printed in the Congressional Record of July 30, 2008) that provides that \$7,000,000 of the amount appropriated shall be for the installation of alternative fueling stations at 35 medical facility campuses; (See next issue.)

Hensarling amendment (No. 5 printed in the Congressional Record of July 29, 2008) that prohibits the use of funds to enforce section 526 of the Energy Independence Act and Security Act of 2007 (Public Law 110–140; 42 U.S.C. 17142);

(See next issue.)

Taylor amendment (No. 30 printed in the Congressional Record of July 30, 2008) that prohibits the use of funds to implement section 2703 of Public Law 109–234;

(See next issue.)

Stupak amendment (No. 16 printed in the Congressional Record of July 29, 2008) that prohibits the use of funds to carry out section 111(c)(5) of title 38, United States Code, during fiscal year 2009;

(See next issue.)

Wamp amendment (No. 36 printed in the Congressional Record of July 30, 2008) that prohibits the use of funds to modify the standards applicable to the determination of the entitlement of veterans to special monthly pensions;

(See next issue.)

Murphy (CT) amendment (No. 37 printed in the Congressional Record of July 30, 2008) that prohibits the use of funds to enforce section 3, Policy of VHA Directive 2008–25; and

(See next issue.)

Gingrey amendment (No. 20 printed in the Congressional Record of July 29, 2008) that prohibits

the use of funds for the taking of private property for public use without just compensation.

(See next issue.)

Withdrawn:

Burgess amendment (No. 35 printed in the Congressional Record of July 30, 2008) that was offered and subsequently withdrawn that sought to increase funding by \$400,000,000, by offset, for design and construction of petroleum refineries for the Army, Navy, Marine Corps, and Air Force;

(See next issue.)

Jackson-Lee (TX) amendment (No. 9 printed in the Congressional Record of July 29, 2008) that was offered and subsequently withdrawn that sought to insert a new section under title II for the Secretary of Veterans Affairs to increase the number of medical centers specializing in post-traumatic stress disorder in underserved urban areas;

(See next issue.)

Filner en bloc amendment (consisting of amendments No. 18 and No. 19 printed in the Congressional Record of July 29, 2008) that was offered and subsequently withdrawn relating to rehabilitative services for veterans and servicemembers with post-traumatic stress disorder or traumatic brain injury;

(See next issue.)

Filner amendment (No. 22 printed in the Congressional Record of July 29, 2008) that was offered and subsequently withdrawn that sought to insert a new section under title II for the payment to veterans who served in the Philippines during World War II; and

(See next issue.)

Terry amendment (No. 33 printed in the Congressional Record of July 30, 2008) that was offered and subsequently withdrawn that sought to prohibit the use of funds to carry out the construction of any new national veterans' cemetery, unless the Secretary of Veterans Affairs provides to Congress a list of six new locations for establishment of national cemeteries that includes Omaha, Nebraska.

(See next issue.)

Point of Order sustained against:

Bishop (UT) amendment (No. 24 printed in the Congressional Record of July 29, 2008) that sought to add a new Division B entitled "American Energy Act" and

(See next issue.)

Buyer amendment (No. 29 printed in the Congressional Record of July 30, 2008) that sought to provide that \$150,000,000 of the amount appropriated shall be for the installation of appropriate solar electric energy roof applications.

(See next issue.)

Proceedings Postponed:

Garrett amendment (No. 11 printed in the Congressional Record of July 29, 2008) that seeks to increase funding, by offset, for the grants for construction of state extended care facilities account by \$18,018,000;

(See next issue.)

McCaul amendment (No. 6 printed in the Congressional Record of July 29, 2008) that seeks to prohibit the use of funds for a project or program named for an individual then serving as a Member, Delegate, Resident Commissioner, or Senator of the United States Congress; (See next issue.)

Flake amendment (No. 4 printed in the Congressional Record of July 29, 2008) that seeks to a new section at the end of the bill for the elimination of military construction congressional earmarks; and

(See next issue.)

King (IA) amendment (No. 3 printed in the Congressional Record of July 29, 2008) that seeks to prohibit the use of funds to enforce subchapter IV of Chapter 31 of title 40, United States Code (commonly referred to as the Davis-Bacon Act).

(See next issue.)

H. Res. 1384, the rule providing for consideration of the bill, was agreed to by a yea-and-nay vote of 230 yeas to 186 nays, Roll No. 550, after agreeing to order the previous question by a yea-and-nay vote of 243 yeas to 181 nays, Roll No. 549.

Pages H7677–78

Commission on International Religious Freedom—Reappointment: The Chair announced the Speaker's reappointment of Ms. Elizabeth H. Prodromou of Boston, Massachusetts, to the Commission on International Religious Freedom for a two-year term ending May 14, 2010. (See next issue.)

Speaker Pro Tempore: Read a letter from the Speaker wherein she appointed Representative Hoyer and Representative Van Hollen to act as Speaker pro tempore to sign enrolled bills and joint resolutions through September 8, 2008. (See next issue.)

Senate Messages: Messages received from the Senate today appear on pages H7633 and H7658.

Senate Referrals: S. 2617 and S. 3370 were held at the desk.

Pages H7633, H7658

Quorum Calls—Votes: Six yea-and-nay votes and eight recorded votes developed during the proceedings of today and appear on pages H7673, H7673–74, H7675–76, H7676, H7676–77, H7677–78, H7678, H7698–99, H7699–7700, H7700, H7700–01, H7703, H7704 and H7705. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 1:08 a.m. on Friday, August 1st.

Committee Meetings

SUPREME COURT—GUANTANAMO DECISION

Committee on Armed Services: Continued hearings on Implications of the Supreme Court's Boumediene

Decision for Detainees at Guantanamo Bay, Cuba: Administration Perspectives. Testimony was heard from the following officials of the Department of Defense: Daniel Dell'Orto, Acting General Counsel; COL Steve David, USA, Chief Defense Counsel, Office of Military Commissions, Department of the Army; and Sandra Hodgkinson, Deputy Assistant Secretary, Detainee Affairs; and Greg Katsas, Assistant Attorney General, Department of Justice.

U.S. GRAND STRATEGY

Committee on Armed Services: Subcommittee on Oversight and Investigations continued hearings on A New U.S. Grand Strategy (Part 2). Testimony was heard from public witnesses.

NAVY DESTROYER ACQUISITION PROGRAMS

Committee on Armed Services: Subcommittee on Seapower and Expeditionary Forces held a hearing on Navy Destroyer Acquisition Programs. Testimony was heard from the following officials of the Department of the Navy: Allison Stiller, Deputy Assistant Secretary, Ship Programs; and VADM Barry McCullough, USN, Deputy Chief of Naval Operations for Integration of Resources and Capabilities; Eric Labs, Senior Analyst, CBO; Paul Francis, Director, Acquisition and Sourcing Management, GAO; and Ron O'Rourke, Specialist in National Security, CRS, Library of Congress.

MIDDLE CLASS INCOME GAP

Committee on Education and Labor: Subcommittee on Workforce Projects held a hearing on The Growing Income Gap in the American Middle Class. Testimony was heard from public witnesses.

9/11 HEALTH AND COMPENSATION ACT

Committee on Energy and Commerce: Subcommittee on Health held a hearing on H.R. 6594, James Zadroga 9/11 Health and Compensation Act of 2008. Testimony was heard from Representatives Maloney of New York; Nadler, and King of New York; Julie L. Gerberding, M.D., Director for Disease Control and Prevention, Department of Health and Human Services; Michael R. Bloomberg, Mayor, City of New York; and public witnesses.

RECENT SALMONELLA OUTBREAK

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled "The Recent Salmonella Outbreak: Lessons Learned and Consequences to Industry and Public Health." Testimony was heard from the following officials of the Department of Health and Human Services: Lonnie J. King, D.V.M., Director, National Center for

Zoonotic, Bacter-Borne, and Enteric Diseases, Centers for Disease Control and Prevention; and David W. K. Acheson, M.D., Assistant Commissioner, Food Protection, FDA; A. G. Kawamura, Secretary, Department of Food and Agriculture, State of California; Charles H. Bronson, Commissioner of Agriculture, Department of Agriculture and Consumer Services, State of Florida; Timothy Jones, M.D., State Epidemiologist, Communicable and Environmental Disease Services, Department of Health, State of Tennessee; Kirk Smith, D.V.M., Supervisor, Foodborne, Vectorborne, and Zoonotic Disease Unit, Acute Disease Investigation and Control Section, Department of Health, State of Minnesota; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Financial Services: Ordered reported, as amended, the following bills: H.R. 6078, Green Resources for Energy Efficient Neighborhoods Act of 2008; H.R. 840, Homeless Emergency Assistance and Rapid Transition to Housing Act of 2007; and H.R. 5244, Credit Cardholders' Bill of Rights Act of 2008.

LEVERAGING FOREIGN AID FOR POLICY GOALS

Committee on Foreign Affairs: Subcommittee on Terrorism, Nonproliferation and Trade held a hearing on Foreign Aid and the Fight Against Terrorism and Proliferation: Leveraging Foreign Aid to Achieve U.S. Policy Goals. Testimony was heard from the following officials of the Department of State: Dell L. Dailey, Ambassador-at-Large, Coordinator for Counterterrorism; and Patrica McNerney, Principal Deputy Assistant Secretary, Bureau of International Security and Nonproliferation; and public witnesses.

ENERGY IN THE AMERICAS

Committee on Foreign Affairs: Subcommittee on Western Hemisphere held a hearing on Energy in the Americas. Testimony was heard from Daniel S. Sullivan, Assistant Secretary, Bureau of Economic, Energy and Business Affairs, Department of State; and public witnesses.

SUNSHINE IN LITIGATION ACT OF 2008

Committee on the Judiciary: Subcommittee on Commercial and Administrative Law held a hearing on H.R. 5884, Sunshine in Litigation Act of 2008. Testimony was heard from Joseph F. Anderson, Jr., U.S. District Court for the District of South Carolina; Mark R. Kravitz, U.S. District Court for the District of Columbia; and public witnesses.

SUBPOENA—FOR TESTIMONY OF CHRISTOPHER COATES; STATE SECRET PROTECTION ACT OF 2008

Committee on the Judiciary: Subcommittee on the Constitution, Civil Rights, and Civil Liberties approved a resolution authorizing the Chairman to issue a subpoena to compel the testimony of Christopher Coates, Chief, Voting Section, Civil Rights Division, Department of Justice.

The Subcommittee also held a hearing on H.R. 5607, State Secret Protection Act of 2008. Testimony was heard from public witnesses.

ANIMAL CRUELTY PREVENTION MEASURES

Committee on the Judiciary: Subcommittee on Crime, Terrorism, and Homeland Security held a hearing on the following bills: H.R. 6598, Prevention of Equine Cruelty Act of 2008; and H.R. 6597, Animal Cruelty Statistics Act of 2008. Testimony was heard from former Representative Charlie H. Stenholm of Texas; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, Refugees, Border Security, and International Law approved for full Committee action H.R. 6020, amended, To amend the Immigration and Nationality Act to protect the well-being of soldiers and their families, and for other purposes.

The Subcommittee also began consideration of the following bills: H.R. 5882, To recapture employment-based immigrant visas lost to bureaucratic delays and to prevent losses of family- and employment-based immigrant visas in the future; and H.R. 5924, Emergency Nursing Supply Relief Act.

OVERSIGHT—SEXUAL ASSAULT IN THE MILITARY

Committee on Oversight and Government Reform: Subcommittee on National Security and Foreign Affairs held an oversight hearing on Sexual Assault in the Military. Testimony was heard from the following officials of the Department of Defense: Michael Dominguez, Principal Deputy Under Secretary (Personnel and Readiness); Kaye Whitley, Director, Sexual Assault Prevention and Response Office; LTG Michael D. Rochelle, USA, Deputy Chief of Staff G-1, Department of the Army; Brenda S. Farrell, Director, Defense Capabilities and Management, GAO; and public witnesses.

PROVIDING FOR PROCEEDINGS DURING PERIOD FROM AUGUST 1—SEPTEMBER 4

Committee on Rules: Granted, by a vote of 8 to 4, a rule providing that when the House adjourns on any

legislative day from August 1, 2008, through September 4, 2008, it shall stand adjourned until 11 a.m. on the third day thereafter. The rule provides that the Speaker may appoint Members to perform the duties of the Chair for that time period as though under clause 8(a) of rule I. It provides that the Speaker may dispense with legislative business on each legislative day during that time period (other than proceedings under clause 6 of rule XV). It provides that on each legislative day during that time period the Journal of the proceedings of each previous legislative day shall be considered as approved. It provides that on each legislative day of that period, unless the Speaker determines otherwise under section 3 of this rule, after the third daily order of business under clause 1 of rule XIV, the House shall stand adjourned pursuant to the first section of this rule.

OVERSIGHT—FEDERAL IT DEVELOPMENT PROGRAM

Committee on Science and Technology: Held a hearing on Oversight of the Federal Networking and Information Technology Research and Development (NITRD) Program. Testimony was heard from public witnesses.

ELECTRONIC HEALTH RECORD CONFIDENTIALITY

Committee on Small Business: Held a hearing entitled “Cost and Confidentiality: The Unforeseen Challenges of Electronic Health Records in Small Specialty Practices”. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Transportation and Infrastructure: Ordered reported the following measures: H.R. 6658, Disaster Response, Recovery, and Mitigation Enhancement Act of 2008; H.R. 6460, amended, Great Lakes Legacy Reauthorization Act of 2008; H.R. 6630, To prohibit the Secretary of Transportation from granting authority to a motor carrier domiciled in Mexico to operate beyond United States municipalities and commercial zones on the United States-Mexico border unless expressly authorized by Congress; H.R. 5788, amended, Halting Airplane Noise to Give Us Peace Act of 2008; H.R. 6627, Smithsonian Institution Facilities Authorization Act of 2008; S.J. Res. 35, To amend Public Law 108–331 to provide for the construction and related activities in support of the Very Energetic Radiation Imaging Telescope Array System (VERITAS) project in Arizona; H.R. 6524, To authorize the Administrator of General Services to take certain actions with respect to parcels of real property located in Eastlake, Ohio, and Koochiching County, Minnesota, and for other

purposes; H.R. 6370, Oregon Surplus Federal Land Act of 2008; S. 2837, To designate the United States courthouse located at 225 Cadman Plaza East, Brooklyn, New York, as the “Theodore Roosevelt United States Courthouse;” S. 3009, To designate the Federal Bureau of Investigation building under construction in Omaha, Nebraska, as the “J. James Exon Federal Bureau of Investigation Building;” S. 2403, amended, To designate the new Federal Courthouse, located in the 700 block of East Broad Street, Richmond, Virginia, as the “Spottswood W. Robinson III and Robert R. Merhige, Jr., Federal Courthouse;” H.R. 4131, To designate a portion of California State Route 91 located in Los Angeles County, California, as the “Juanita Millender-McDonald Highway”; H. Res. 1382, Honoring the heritage of the United States Coast Guard; H. Res. 1224, Commending the Tennessee Valley Authority on its 75th anniversary; and H. Res. 1376, amended, Commemorating the 80th anniversary of the Okeechobee Hurricane of September 1928 and its associated tragic loss of life.

VA’S MISCELLANEOUS EXPENDITURES

Committee on Veterans Affairs: Subcommittee on Oversight and Investigations held a hearing on Billions Spent on “Miscellaneous” Expenditures: Inadequate Controls at the VA. Testimony was heard from Kay L. Daly, Acting Director, Financial Management and Assurance, GAO; and Edward J. Murray, Deputy Assistant Secretary, Finance, Deputy Chief Financial Officer, Department of Veterans Affairs.

FOSTER CARE RACIAL DISPROPORTIONALITY

Committee on Ways and Means: Subcommittee on Income Security and Family Support held a hearing on Racial Disproportionality in Foster Care. Testimony was heard from Kay E. Brown, Assistant Director of Education, Workforce, and Income Security, GAO; and public witnesses.

BRIEFING—REVISIONS TO EXECUTIVE ORDER 12333

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Revisions to Executive Order 12333. The Committee was briefed by departmental witnesses.

BRIEFING—HOT SPOTS

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

RENEWING AMERICA'S FUTURE: ENERGY'S VISIONS

Select Committee on Energy Independence and Global Warming: Held a hearing entitled "Renewing America's Future: Energy Visions of Tomorrow, Today." Testimony was heard from public witnesses.

S. 2607, to make a technical correction to section 3009 of the Deficit Reduction Act of 2005. Signed on July 30, 2008. (Public Law 110–295)

S. 3218, to extend the pilot program for volunteer groups to obtain criminal history background checks. Signed on July 30, 2008. (Public Law 110–296)

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D991)

H.R. 3564, to amend title 5, United States Code, to authorize appropriations for the Administrative Conference of the United States through fiscal year 2011. Signed on July 30, 2008. (Public Law 110–290)

H.R. 3985, to amend title 49, United States Code, to direct the Secretary of Transportation to register a person providing transportation by an over-the-road bus as a motor carrier of passengers only if the person is willing and able to comply with certain accessibility requirements in addition to other existing requirements. Signed on July 30, 2008. (Public Law 110–291)

H.R. 4289, to name the Department of Veterans Affairs outpatient clinic in Ponce, Puerto Rico, as the "Euripides Rubio Department of Veterans Affairs Outpatient Clinic". Signed on July 30, 2008. (Public Law 110–292)

H.R. 5501, to authorize appropriations for fiscal years 2009 through 2013 to provide assistance to foreign countries to combat HIV/AIDS, tuberculosis, and malaria. Signed on July 30, 2008. (Public Law 110–293)

S. 231, to authorize the Edward Byrne Memorial Justice Assistance Grant Program at fiscal year 2006 levels through 2012. Signed on July 30, 2008. (Public Law 110–294)

COMMITTEE MEETINGS FOR FRIDAY, AUGUST 1, 2008

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Finance: business meeting to consider S. 3038, to amend part E of title IV of the Social Security Act to extend the adoption incentives program, to authorize States to establish a relative guardianship program, to promote the adoption of children with special needs, S. 1070, 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, and S. 1577, to amend titles XVIII and XIX of the Social Security Act to require screening, including national criminal history background checks, of direct patient access employees of skilled nursing facilities, nursing facilities, and other long-term care facilities and providers, and to provide for nationwide expansion of the pilot program for national and State background checks on direct patient access employees of long-term care facilities or providers, 9 a.m., SD–215.

House

Permanent Select Committee on Intelligence, executive, briefing on Notification Update, 11 a.m., H–405 Capitol.

Joint Meetings

Joint Economic Committee: to hold hearings to examine the employment-unemployment situation for July 2008, 9:30 a.m., SD–562.

Next Meeting of the SENATE

9:30 a.m., Friday, August 1

Next Meeting of the HOUSE OF REPRESENTATIVES

9 a.m., Friday, August 1

Senate Chamber

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

House Chamber

Program for Friday: Complete consideration of H.R. 6599—Military Construction and Veterans Affairs Appropriations Act, 2009.

Extensions of Remarks, as inserted in this issue

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(House proceedings for today will be continued in the next issue of the Record.)



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