

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S9943–S9996

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 1689–1696, and S. Res. 236. **Pages S9984–85**

Measures Passed:

Livestock Mandatory Reporting Act: Committee on Agriculture, Nutrition and Forestry was discharged from further consideration of S. 1613, to amend the Livestock Mandatory Reporting Act of 1999 to extend the termination date for mandatory price reporting, and the bill was then passed.

Page S9995

Measures Rejected:

Clean Air Act Resolution: By 47 yeas to 51 nays (Vote No. 225), Senate rejected S.J. Res. 20, disapproving a rule promulgated by the Administrator of the Environmental Protection Agency to delist coal and oil-direct utility units from the source category list under the Clean Air Act. **Pages S9955–61**

Commerce/Justice/Science Appropriations: Senate continued consideration of H.R. 2862, making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2006, taking action on the following amendments proposed thereto:

Pages S9947–55, S9962–80

Adopted:

Shelby (for Voinovich) Modified Amendment No. 1650, to make funds available to implement the Harmful Algal Bloom and Hypoxia Amendments Act of 2004. **Page S9962**

Shelby (for Ensign) Amendment No. 1653, to increase funding for child abuse training programs for judicial personnel and practitioners. **Page S9962**

Shelby (for Kennedy/Sessions) Amendment No. 1704, to extend the term of the National Prison Rape Elimination Commission. **Page S9962**

Pending:

Lincoln Amendment No. 1652, to provide for temporary medicaid disaster relief for survivors of Hurricane Katrina. **Pages S9948, S9974–76**

Dayton Amendment No. 1654, to increase funding for Justice Assistance Grants. **Page S9948**

Sarbanes Amendment No. 1662, to assist the victims of Hurricane Katrina with finding new housing. **Pages S9948, S9976–77**

Dorgan Amendment No. 1665, to prohibit weakening any law that provides safeguards from unfair foreign trade practices. **Pages S9948, S9949, S9965–71**

Sununu Amendment No. 1669, to increase funding for the State Criminal Alien Assistance Program, the Southwest Border Prosecutors Initiative, and transitional housing for women subjected to domestic violence. **Page S9948**

Lieberman Amendment No. 1678, to provide financial relief for individuals and entities affected by Hurricane Katrina. **Pages S9948, S9977–80**

DeWine Amendment No. 1671, to make available, from amounts otherwise available for the National Aeronautics and Space Administration, \$906,200,000 for aeronautics research and development programs of the National Aeronautics and Space Administration. **Page S9948**

Clinton Amendment No. 1660, to establish a congressional commission to examine the Federal, State, and local response to the devastation wrought by Hurricane Katrina in the Gulf Region of the United States especially in the States of Louisiana, Mississippi, Alabama, and other areas impacted in the aftermath and make immediate corrective measures to improve such responses in the future. **Page S9948**

Coburn Amendment No. 1648, to eliminate the funding for the Advanced Technology Program and increase the funding available for the National Oceanic and Atmospheric Administration, community oriented policing services, and State and local law enforcement assistance. **Page S9948**

Dorgan Amendment No. 1670, to establish a special committee of the Senate to investigate the awarding and carrying out of contracts to conduct activities in Afghanistan and Iraq and to fight the war on terrorism. **Pages S9948–49**

Pryor/Mikulski Amendment No. 1703, to require the FTC to conduct an immediate investigation into gasoline price-gouging. **Pages S9953–55**

Stabenow Modified Amendment No. 1687, to provide funding for interoperable communications equipment grants. **Pages S9962–65**

A unanimous-consent agreement was reached providing for further consideration of the bill at 10:30 a.m., on Wednesday, September 14, 2005; the time be equally divided between Senators Shelby and Mikulski until 11 a.m., and the Senate then vote on the motion to waive the Congressional Budget Act of 1974, relative to Stabenow Amendment No. 1687, as modified. **Page S9995**

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

By 41 yeas to 56 nays (Vote No. 226), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 402(b)(5) of H. Con. Res. 95, Congressional Budget Resolution, with respect to the emergency designation provision in Biden Amendment No. 1661, to provide emergency funding for victims of Hurricane Katrina. Subsequently, a point of order that the emergency designation provision would violate section 402 (b)(5) of H. Con. Res. 95 was sustained and the provision was stricken. Also, the Chair sustained a point order that the amendment would exceed the subcommittee's 302(b) allocation and the amendment thus falls. **Page S9971**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Protocol Amending Extradition Convention with Israel (Treaty Doc. No. 109–3).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page S9995**

Nominations Received: Senate received the following Nominations:

Shana L. Dale, of Georgia, to be Deputy Administrator of the National Aeronautics and Space Administration.

Donald A. Gambatesa, of Virginia, to be Inspector General, United States Agency for International Development.

Carmen Maria Martinez, of Florida, to be Ambassador to the Republic of Zambia.

Gregory F. Van Tatenhove, of Kentucky, to be United States District Judge for the Eastern District of Kentucky. **Page S9996**

Messages From the House: **Pages S9983–84**

Measures Placed on Calendar: **Page S9984**

Executive Communications: **Page S9984**

Additional Cosponsors: **Pages S9985–86**

Statements on Introduced Bills/Resolutions:

Pages S9986–90

Additional Statements: **Pages S9981–83**

Amendments Submitted: **Pages S9990–94**

Notices of Hearings/Meetings: **Pages S9994–95**

Authority for Committees to Meet: **Page S9995**

Record Votes: Two record votes were taken today. (Total—226) **Pages S9961, S9971**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 7:14 p.m., until 9:30 a.m., on Wednesday, September 14, 2005. (For Senate's program, see the remarks of the Majority Leader in today's Record on pages S9995–96.)

Committee Meetings

(Committees not listed did not meet)

CHARITIES

Committee on Finance: Subcommittee on Social Security and Family Policy held a hearing to examine how the nonprofit sector meets the needs of American communities relating to charities on the front-line, receiving testimony from Luke L. Hingson, Borther's Brother Foundation, Pittsburgh, Pennsylvania; Major George Hood, The Salvation Army, Alexandria, Virginia; Robert E. Reccord, North American Mission Board of the Southern Baptist Convention, Alpharetta, Georgia; and William G. Gale, Brookings Institution, and C. Eugene Steuerle, Urban Institute, both of Washington, D.C.

Hearings recessed subject to the call.

NOMINATIONS:

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine the nominations of John R. Fisher, to be an Associate Judge of the District of Columbia Court of Appeals, Juliet JoAnn McKenna, to be an Associate Judge of the Superior Court of the District of Columbia, who were introduced by Delegate Norton, Colleen Duffy Kiko, of Virginia, to be General Counsel of the Federal Labor Relations Authority, who was introduced by Representative Sensenbrenner, and Mary M. Rose, of North Carolina, to be a Member of the Merit Systems Protection Board, after the nominees testified and answered questions in their own behalf.

NOMINATION

Committee on the Judiciary: Committee continued hearings to examine the nomination of John G. Roberts, Jr., of Maryland, to be Chief Justice of the United States, where the nominee, testified and answered questions in his own behalf.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 33 public bills, H.R. 3727–3759; and 2 resolutions H. Con. Res. 240–241, were introduced. **Pages H7859–61**

Additional Cosponsors: **Page H7861**

Reports Filed: Reports were filed today as follows:

Supplemental report on H.R. 3132, to make improvements to the national sex offender registration program (H. Rept. 109–218, Pt. 2); and

H. Res. 436, providing for consideration of the bill (H.R. 3132) to make improvements to the national sex offender registration program, and for other purposes (H. Rept. 109–219). **Page H7832**

Chaplain: The prayer was offered today by Rev. Thomas Peoples, Pastor, First Baptist Church, Wisner, Louisiana. **Page H7822**

Recess: The House recessed at 12:38 p.m. and reconvened at 2 p.m. **Page H7821**

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

Sportfishing and Recreational Boating Safety Amendments Act of 2005: H.R. 3649, to ensure funding for sportfishing and boating safety programs funded out of the Highway Trust Fund through the end of fiscal year 2005, by a $\frac{2}{3}$ yeas-and-nay vote of 401 yeas to 1 nay, Roll No. 466;

Pages H7823–25, H7833–34

Honoring and memorializing the passengers and crew of United Airlines Flight 93: S. Con. Res. 26, a concurrent resolution honoring and memorializing the passengers and crew of United Airlines Flight 93, by a $\frac{2}{3}$ yeas-and-nay vote of 403 yeas with none voting “nay”, Roll No. 465; **Pages H7825–27, H7832**

Dandini Research Park Conveyance Act: S. 252, to direct the Secretary of the Interior to convey certain land in Washoe County, Nevada, to the Board of Regents of the University and Community College System of Nevada;—clearing the measure for the President; **Pages H7827–28**

Caribbean National Forest Act of 2005: H.R. 539, amended, to designate certain National Forest System land in the Commonwealth of Puerto Rico as components of the National Wilderness Preservation System; **Pages H7828–29**

Wind Cave National Park Boundary Revision Act of 2005: S. 276, to revise the boundary of the Wind Cave National Park in the State of South Dakota, by a $\frac{2}{3}$ yeas-and-nay vote of 295 yeas to 106

nays, Roll No. 467;—clearing the measure for the President; and **Pages H7829–30, H7834**

Hawaii Water Resources Act of 2005: S. 264, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize certain projects in the State of Hawaii;—clearing the measure for the President. **Pages H7830–32**

Recess: The House recessed at 2:57 p.m. and reconvened at 6:30 p.m. **Page H7832**

Message From the Clerk: Read a letter from the Clerk notifying the House that he received messages from the Senate. **Pages H7834–35**

Quorum Calls—Votes: Three yeas-and-nay votes developed during the proceedings of today and appear on pages H7832–33, H7833–34 and H7834. There were no quorum calls.

Adjournment: The house met at 12:30 p.m. and adjourned at 10:51 p.m.

Committee Meetings

BROWNFIELDS PROGRAMS

Committee on Government Reform: Subcommittee on Federalism and the Census held a hearing entitled “Brownfields and the Fifty States: Are State Incentive Programs Capable of Solving America’s Brownfields Problem?” Testimony was heard from Kathleen McGinty, Secretary, Department of Environmental Protection, State of Pennsylvania; John Magill, Director, Office of Urban Development, Department of Development, State of Ohio; Douglas P. Scott, Director, Environmental Protection Agency, State of Illinois; Andrew Hogarth, Chief, Remediation and Redevelopment Division, Department of Environmental Quality, State of Michigan; and public witnesses.

TERRORISM/VISA VULNERABILITY

Committee on Government Reform: Subcommittee on National Security, Emerging Threats, and International Relations held a hearing entitled “Combating Terrorism: Visas Still Vulnerable.” Testimony was heard from Jess T. Ford, Director, International Affairs and Trade Division, GAO; the following officials of the Department of State: Ambassador John E. Lange, Deputy Inspector General; and Tony Edson, Acting Deputy Assistant Secretary, Visa Services, Bureau of Consular Affairs; Elaine Dezenski, Acting Deputy Assistant Secretary, Policy Border

and Transportation Security, Department of Homeland Security; Susan Ginsberg, former Senior Counsel, National Commission on Terrorist Attacks Upon the United States; and public witnesses.

PROTECTING STREET CHILDREN

Committee on International Relations: Subcommittee on Africa, Global Human Rights and International Operations held a hearing entitled "Protecting Street Children: Vigilantes or the Rule of Law?" Testimony was heard from the following officials of the Department of State: David Denehy, Director, Strategic Planning and External Affairs, Bureau of Democracy, Human Rights and Labor; and Lloyd Feinberg, Manager, Displaced Children and Orphans Fund, U.S. Agency for International Development; Lord David Alton, House of Lords, United Kingdom and Great Britain and Northern Ireland; and public witnesses.

CHILDREN'S SAFETY ACT

Committee on Rules: Granted, by voice vote, a modified open rule providing 1 hour of general debate on H.R. 3132, Children's Safety Act of 2005, equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill. The rule provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill shall be considered as an original bill for the purpose of amendment. The rule provides that the bill shall be considered for amendment under the five-minute rule and that it shall be read by title. The rule makes in order only those amendments to the bill that are pre-printed in the Congressional Record or are pro forma amendments for the purpose of debate. The rule provides that each amendment printed in the Congressional Record may be offered only by the Member who caused it to be printed or a designee, and that each amendment shall be considered as read. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Sensenbrenner and Representative Scott of Virginia.

COMMITTEE MEETINGS FOR WEDNESDAY, SEPTEMBER 14, 2005

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation, to hold hearings to examine the impact of Hurricane Katrina on the aviation industry, focusing on jet fuel markets, airport infrastructure, and Hurricane Katrina's impact on the National Airspace System, 10 a.m., SD-562.

Committee on Homeland Security and Governmental Affairs: to hold hearings to examine issues relating to recovering from Hurricane Katrina, 10 a.m., SD-342.

Committee on the Judiciary: to continue hearings to examine the nomination of John G. Roberts, Jr., of Maryland, to be Chief Justice of the United States, 9:30 a.m., SH-216.

Select Committee on Intelligence: to receive a closed briefing regarding certain intelligence matters, 10:30 a.m., SH-219.

House

Committee on Appropriations, Subcommittee on Science, The Departments of State, Justice, and Commerce, and Related Agencies, hearing on FBI Transformation Efforts, 10:30 a.m., 2359 Rayburn.

Committee on Armed Services, hearing on the Quadrennial Defense Review: Goals and Principles, 10 a.m., 2118 Rayburn.

Committee on Financial Services, Subcommittee on Financial Institutions and Consumer Credit, hearing entitled "Hurricane Katrina: The Financial Institutions' Response," 10 a.m., 2128 Rayburn.

Committee on Government Reform, Subcommittee on Energy and Resources, hearing entitled "Meeting America's Natural Gas Demand: Are We in a Crisis?" 2 p.m., 2154 Rayburn.

Committee on International Relations, to mark up the following measures: H. Res. 375, Requesting the President and directing the Secretary of State to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution all information in the possession of the President and the Secretary of State relating to communication with officials of the United Kingdom between January 1, 2002, and October 16, 2002, relating to the policy of the United States with respect to Iraq; H. Res. 408, Requesting the President and directing the Secretary of Defense to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution all documents in the possession of the President and the Secretary of Defense relating to communications with officials of the United Kingdom relating to the policy of the United States with respect to Iraq; and H. Res. 419, Directing the Secretary of State to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the Secretary of State relating to the disclosure of the identity and employment of Ms. Valerie Plame, 10:30 a.m., 2172 Rayburn.

Subcommittee on Europe and Emerging Threats, hearing on U.S. Foreign Aid Programs to Europe, 1:30 p.m., 2172 Rayburn.

Committee on the Judiciary, to mark up the following: H. Res. 420, Directing the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the Attorney General relating to the disclosure of the identify and employment of Ms. Valerie

Plame; a measure to extend the statute of limitations pursuant to state of emergency; a measure to provide emergency authority to delay or toll judicial proceedings in United States district and circuit courts; and a measure to amend title 18, United States Code, to prevent interference with Federal disaster relief efforts, 10 a.m., 2141 Rayburn.

Committee on Rules, to consider H.R. 889, Coast Guard and Maritime Transportation Act of 2005, 7 p.m., H-313 Capitol.

Committee on Veterans' Affairs, oversight hearing regarding the Department of Veterans Affairs information tech-

nology infrastructure reorganization, and proposed legislation to enhance the role of the Chief Information Officer, 10 a.m., 334 Cannon.

Permanent Select Committee on Intelligence, executive, hearing on the Effects of Unauthorized Disclosures of Classified Information, 10 a.m., H-405 Capitol.

Joint Meetings

Commission on Security and Cooperation in Europe: to hold hearings to examine the impact of Romania's newly implemented ban on inter-country adoptions, 10 a.m., 2237 RHOB.

Next Meeting of the SENATE

9:30 a.m., Wednesday, September 14

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, September 14

Senate Chamber

Program for Wednesday: After the transaction of any morning business (not to extend beyond 60 minutes), Senate will continue consideration of H.R. 2862, Commerce/Justice/Science Appropriations, and after 30 minutes of debate, vote on a motion to waive the Congressional Budget Act of 1974 relative to Stabenow Amendment No. 1687, as modified, at approximately 11 a.m.

House Chamber

Program for Wednesday: Consideration of Suspensions: (1) H.R. 3408, to reauthorize the Livestock Mandatory Reporting Act of 1999 and to amend the swine reporting provisions of that Act. (2) H.R. 3421, to reauthorize the United States Grain Standards Act. (3) H. Con. Res. 208, recognizing the 50th anniversary of Rosa Louise Parks' refusal to give up her seat on the bus and the subsequent desegregation of American society. Begin consideration of H.R. 3132, Children's Safety Act of 2005 (under a modified open rule). Possibly begin consideration of H.R. 889, Coast Guard and Maritime Transportation Act of 2005 (subject to a rule).

Extensions of Remarks, as inserted in this issue

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