

# Daily Digest

## HIGHLIGHTS

The House agreed to the conference report to accompany S. Con. Res. 70, Budget Resolution for FY 2009.

Senate passed H.R. 6124, Food, Conservation, and Energy Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S5127–S5332*

**Measures Introduced:** Twelve bills and five resolutions were introduced, as follows: S. 3084–3095, S.J. Res. 38, and S. Res. 584–587. **Pages S5204–05**

#### Measures Reported:

Special Report entitled “Whether Public Statements Regarding Iraq by U.S. Government Officials were Substantiated by Intelligence Information”. (S. Rept. No. 110–345)

Special Report entitled “Intelligence Activities Relating to Iraq Conducted by the Policy Counterterrorism Evaluation Group and the Office of Special Plans within the Office of the Under Secretary of Defense for Policy”. (S. Rept. No. 110–346)

H.R. 3179, to amend title 40, United States Code, to authorize the use of Federal supply schedules for the acquisition of law enforcement, security, and certain other related items by State and local governments. (S. Rept. No. 110–344)

S. 2355, to amend the National Climate Program Act to enhance the ability of the United States to develop and implement climate change adaptation programs and policies, with amendments. (S. Rept. No. 110–347) **Page S5204**

#### Measures Passed:

**Food, Conservation, and Energy Act:** By 77 yeas to 15 nays (Vote No. 144), Senate passed H.R. 6124, to provide for the continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2012, clearing the measure for the President. **Pages S5182–88**

**Salvaging on the Coast of Florida:** Senate passed S. 2482, to repeal the provision of title 46, United

States Code, requiring a license for employment in the business of salvaging on the coast of Florida.

**Page S5331**

**International Center Act Amendment:** Senate passed H.R. 3913, to amend the International Center Act to authorize the lease or sublease of certain property described in such Act to an entity other than a foreign government or international organization if certain conditions are met, clearing the measure for the President. **Page S5331**

**Use of Capitol Grounds:** Senate agreed to H. Con. Res. 311, authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby. **Page S5331**

**Congratulating Arizona State University Women’s Softball Team:** Senate agreed to S. Res. 586, congratulating the Arizona State University women’s softball team for winning the 2008 National Collegiate Athletic Association Division I Softball Championship. **Pages S5331–32**

#### Measures Considered:

**CONSUMER-FIRST ENERGY ACT:** Senate continued consideration of the motion to proceed to consideration of S. 3044, to provide energy price relief and hold oil companies and other entities accountable for their actions with regard to high energy prices. **Pages S5152–82**

#### Conference Reports:

**BUDGET RESOLUTION CONFERENCE REPORT—VOTE RATIFICATION:** Senate having received a message from the House of Representatives that the House has agreed to the conference report to accompany S. Con. Res. 70, setting forth the congressional budget for the United States Government for fiscal year 2009 and including the appropriate budgetary levels for fiscal years 2008 and 2010 through 2013, Senate Vote No. 142, taken on

Wednesday, June 4, 2008, with respect to this matter is ratified. **Page S5174**

**CLIMATE SECURITY ACT—AGREEMENT:** A unanimous-consent agreement was reached providing that at approximately 9:00 a.m., on Friday, June 6, 2008, Senate resume consideration of S. 3036, to direct the Administrator of the Environmental Protection Agency to establish a program to decrease emissions of greenhouse gases, and vote on the motion to invoke cloture on Reid (for Boxer) Amendment No. 4825, in the nature of a substitute, and that Senators be authorized to file second-degree amendments until 10:00 a.m., on Friday, June 6, 2008.

**Page S5332**

**Nomination Confirmed:** Senate confirmed the following nomination:

1 Army nomination, Lieutenant General Stanley A. McChrystal, in the rank of general.

**Pages S5192, S5332**

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

James Franklin Jeffrey, of Virginia, to be Ambassador to the Republic of Turkey.

Routine lists in the Coast Guard, Navy.

**Page S5332**

**Messages from the House:**

**Page S5201**

**Measures Referred:**

**Page S5201**

**Measures Placed on the Calendar:**

**Pages S5128, S5201**

**Measures Read the First Time:** **Pages S5201, S5332**

**Executive Communications:** **Pages S5201–02**

**Petitions and Memorials:** **Pages S5202–04**

**Additional Cosponsors:** **Pages S5205–06**

**Statements on Introduced Bills/Resolutions:**

**Pages S5206–19**

**Additional Statements:** **Pages S5200–01**

**Amendments Submitted:** **Pages S5219–S5331**

**Notices of Hearings/Meetings:** **Page S5331**

**Authorities for Committees to Meet:** **Page S5331**

**Privileges of the Floor:** **Page S5331**

**Record Votes:** One record vote was taken today. (Total—144) **Page S5188**

**Adjournment:** Senate convened at 9:30 a.m. and adjourned at 7:37 p.m., until 9 a.m. on Friday, June 6, 2008. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5332.)

## Committee Meetings

(Committees not listed did not meet)

### STATE OF THE BANKING INDUSTRY (PART II)

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings to examine the state of the banking industry, after receiving testimony from Sheila C. Bair, Chairman, Federal Deposit Insurance Corporation; John C. Dugan, Comptroller of the Currency, and John M. Reich, Director, Office of Thrift Supervision, both of the Department of the Treasury; Joann M. Johnson, Chairman, National Credit Union Administration; Donald L. Kohn, Vice Chairman, Board of Governors of the Federal Reserve System; and Timothy J. Karsky, North Dakota Department of Financial Institutions, Bismarck, on behalf of the Conference of State Bank Supervisors.

### OFF-HIGHWAY VEHICLE MANAGEMENT

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine off-highway vehicle management on public lands, after receiving testimony from Henri Bisson, Deputy Director, Bureau of Land Management, and Jayne Belnap, Research Ecologist, United States Geological Survey, both of the Department of the Interior; Joel Holtrop, Deputy Chief, National Forest System, Forest Service, Department of Agriculture; Edward Moreland, American Motorcyclist Association, Washington, D.C.; Greg Mumm, BlueRibbon Coalition, Rapid City, South Dakota; Nada Culver, Wilderness Society, Denver, Colorado; Bradley Powell, Trout Unlimited, Payson, Arizona; Frank Adams, Nevada Sheriffs' and Chiefs' Association, Mesquite.

### TAX REFORM FOR SMALL BUSINESS

*Committee on Finance:* Committee concluded a hearing to examine the choices for small business in advance of tax reform, focusing on Internal Revenue Service Form 1040 Schedule C, Form 1065 Schedule K–1, and Schedule S, after receiving testimony from Douglas A. Shackelford, University of North Carolina at Chapel Hill Kenan-Flagler Business School; Eric J. Toder, Urban-Brookings Tax Policy Center, and Samuel P. Starr, Georgetown University Law Center, both of Washington, D.C.; and Dewey Martin, Husson College Accounting Department, Hampden, Maine, on behalf of the National Federation of Independent Business.

### COMMUNITY PREPAREDNESS FOR DISASTERS

*Committee on Homeland Security and Governmental Affairs:* Ad Hoc Subcommittee on State, Local, and

Private Sector Preparedness and Integration concluded a hearing to examine individual and community preparedness efforts for disasters and emergencies, after receiving testimony from Dennis Schrader, Deputy Administrator, National Preparedness Directorate, Federal Emergency Management Agency, Department of Homeland Security; Russell Decker, Allen County Emergency Management and Homeland Security, Lima, Ohio, on behalf of the International Association of Emergency Managers; and Suzy DeFrancis, American Red Cross, Washington, D.C.

### **PREDATORY LENDING IN INDIAN COUNTRY**

*Committee on Indian Affairs:* Committee concluded an oversight hearing to examine predatory lending in Indian country, after receiving testimony from Donna J. Gambrell, Director, Community Development Financial Institutions Fund, Department of the

Treasury; Jerilyn Decoteau, First Nations Development Institute, Longmont, Colorado; W. Ron Allen, Jamestown S'Klallam Tribe, Sequim, Washington, on behalf of the National Congress of American Indians; Darwin Brokke, Citizens Community Credit Union, Devils Lake, North Dakota, on behalf of the Credit Union National Association; John Barkley, Confederated Tribes of the Umatilla Indian Reservation, Pendleton, Oregon; Jamie Fulmer, Advance America Cash Advance Centers, Inc., Alexandria, Virginia, on behalf of the Community Financial Services Association of America.

### **BUSINESS MEETING**

*Select Committee on Intelligence:* Committee ordered favorably reported the nomination of Michael E. Leiter, of the District of Columbia, to be Director of the National Counterterrorism Center, Office of the Director of National Intelligence.

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# House of Representatives

## *Chamber Action*

**Public Bills and Resolutions Introduced:** 15 public bills, H.R. 6191–6205; and 11 resolutions, H.J. Res. 91, 93; and H. Res. 1242–1250 were introduced. **Pages H5043–44**

**Additional Cosponsors:** **Pages H5044–46**

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

H.R. 4179, to amend the Homeland Security Act of 2002 to establish an appeal and redress process for individuals wrongly delayed or prohibited from boarding a flight, with amendments (H. Rept. 110–686);

H.R. 5909, to amend the Aviation and Transportation Security Act to prohibit advance notice to certain individuals, including security screeners, of covert testing of security screening procedures for the purpose of enhancing transportation security at airports, with an amendment (H. Rept. 110–687);

H.R. 5982, to direct the Secretary of Homeland Security, for purposes of transportation security, to conduct a study on how airports can transition to uniform, standards-based, and interoperable biometric identifier systems for airport workers with unescorted access to secure or sterile areas of an airport, with an amendment (H. Rept. 110–688);

H.R. 4749, to amend the Homeland Security Act of 2002 to establish the Office for Bombing Preven-

tion, to address terrorist explosive threats, with an amendment (H. Rept. 110–689);

H.R. 6003, to reauthorize Amtrak, with an amendment (H. Rept. 110–690);

H.R. 1333, to amend the Homeland Security Act of 2002 to direct the Secretary to enter into an agreement with the Secretary of the Air Force to use Civil Air Patrol personnel and resources to support homeland security missions, with amendments (H. Rept. 110–691, Pt. 1);

H.R. 5680, to amend certain laws relating to Native Americans, with an amendment (H. Rept. 110–692);

H.R. 3682, to designate certain Federal lands in Riverside County, California, as wilderness, to designate certain river segments in Riverside County as a wild, scenic, or recreational river, and to adjust the boundary of the Santa Rosa and San Jacinto Mountains National Monument (H. Rept. 110–693);

H.R. 3022, to designate the John Krebs Wilderness in the State of California and to add certain land to the Sequoia-Kings Canyon National Park Wilderness, with an amendment (H. Rept. 110–694);

H.R. 2632, to establish the Sabinoso Wilderness Area in San Miguel County, New Mexico, with an amendment (H. Rept. 110–695);

H.R. 5938, to amend title 18, United States Code, to provide Secret Service protection to former Vice Presidents (H. Rept. 110–696);

H.R. 5060, to amend the Immigration and Nationality Act to allow athletes admitted as nonimmigrants described in section 101(a)(15)(P) of such Act to renew their period of authorized admission in 5-year increments (H. Rept. 110-697);

H.R. 5569, to extend for 5 years the EB-5 regional center pilot program (H. Rept. 110-698);

H.R. 4080, to amend the Immigration and Nationality Act to establish a separate nonimmigrant classification for fashion models, with an amendment (H. Rept. 110-699); and

H.R. 5593, to amend title 5, United States Code, to make technical amendments to certain provisions of title 5, United States Code, enacted by the Congressional Review Act (H. Rept. 110-700).

Pages H5042-43

**Budget Resolution for FY 2009—Conference Report:** The House agreed to the conference report to accompany S. Con. Res. 70, setting forth the congressional budget for the United States Government for fiscal year 2009 and including the appropriate budgetary levels for fiscal years 2008 and 2010 through 2013, by a yea-and-nay vote of 214 yeas to 210 nays, Roll No. 382.

Pages H4989-H5001, H5003

H. Res. 1214, the rule providing for consideration of the conference report, was agreed to on Wednesday, May 21st.

**Suspension—Proceedings Resumed:** The House agreed to suspend the rules and pass the following measure which was debated on Wednesday, June 4th:

*National Nanotechnology Initiative Amendments Act of 2008:* H.R. 5940, amended, to authorize activities for support of nanotechnology research and development, by a  $\frac{2}{3}$  yea-and-nay vote of 407 yeas to 6 nays, Roll No. 383.

Page H5004

**Chesapeake Bay Gateways and Watertrails Network Continuing Authorization Act:** The House passed H.R. 5540, to amend the Chesapeake Bay Initiative Act of 1998 to provide for the continuing authorization of the Chesapeake Bay Gateways and Watertrails Network, by a yea-and-nay vote of 321 yeas to 86 nays, Roll No. 386.

Pages H4980-89,  
H5002-03, H5004-16

Rejected the Sali motion to recommit the bill to the Committee on Natural Resources with instructions to report the same back to the House promptly with an amendment, by a yea-and-nay vote of 181 yeas to 223 nays, Roll No. 385.

Pages H5014-16

Rejected:

Bishop (UT) amendment (No. 1 printed in H. Rept. 110-677) that sought to change the bill's permanent authorization of appropriations to an authorization for five years (by a yea-and-nay vote of 178 yeas to 232 nays, Roll No. 384).

Pages H5012-14

H. Res. 1233, the rule providing for consideration of the bill, was agreed to by a yea-and-nay vote of 225 yeas to 195 nays, Roll No. 381, after agreeing to order the previous question by a yea-and-nay vote of 221 yeas to 194 nays, Roll No. 380.

Pages H5002-03

**Suspension—Failed:** The House failed to agree to suspend the rules and pass the following measure which was debated on Wednesday, June 4th:

*Public Land Communities Transition Act of 2007:* H.R. 3058, amended, to amend chapter 69 of title 31, United States Code, to provide full payments under such chapter to units of general local government in which entitlement land is located, to provide transitional payments during fiscal years 2008 through 2012 to those States and counties previously entitled to payments under the Secure Rural Schools and Community Self-Determination Act of 2000, by a  $\frac{2}{3}$  yea-and-nay vote of 218 yeas to 193 nays with 2 voting "present", Roll No. 387.

Pages H5016-17

**Meeting Hour:** Agreed that when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, June 9th, for morning hour debate.

Page H5019

**Calendar Wednesday:** Agreed to dispense with the Calendar Wednesday business of Wednesday, June 11th.

Page H5019

**Senate Messages:** Messages received from the Senate today appears on pages H5024 and H5034.

**Quorum Calls—Votes:** Eight yea-and-nay votes developed during the proceedings of today and appear on pages H5002, H5002-03, H5003, H5004, H5014, H5015-16, H5016 and H5017. There were no quorum calls.

**Adjournment:** The House met at 9:30 a.m. and adjourned at 7:23 p.m.

## Committee Meetings

### ANIMAL DRUG PROPOSALS

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled "Committee Prints on Administration Legislative Proposals on the Animal Drug User Fee Act Amendments of 2008 and the Animal Generic Drug User Fee Act of 2008." Testimony was heard from Bernadette Dunham, D.V.M., Director, Center for Veterinary Medicine, FDA, Department of Health and Human Services; and public witnesses.

## MULTILATERAL CLEAN TECHNOLOGY FUND

*Committee on Financial Services:* Subcommittee on Domestic and International Monetary Policy, Trade, and Technology held a hearing entitled “Examining the Administration’s Proposal to Establish a Multilateral Clean Technology Fund.” Testimony was heard from David H. McCormick, Under Secretary, International Affairs, Department of the Treasury; and public witnesses.

## IRAN’S NUCLEAR ASPIRATIONS

*Committee on Foreign Affairs:* Subcommittee on the Middle East and South Asia held a hearing on More Than Just Enrichment: Iran’s Strategic Aspirations and the Future of the Middle East. Testimony was heard from public witnesses.

## COMBATING TRANSNATIONAL CRIMINAL ORGANIZATIONS

*Committee on Homeland Security:* Subcommittee on Border, Maritime, and Global Counterterrorism held a hearing entitled “The Merida Initiative: Examining U.S. Efforts to Combat Transnational Criminal Organizations.” Testimony was heard from Paul Rosenzweig, Assistant Secretary (Acting), Office of International Affairs and Deputy Assistant Secretary, Policy, Department of Homeland Security; and David T. Johnson, Assistant Secretary, Bureau of International Narcotics and Law Enforcement Affairs, Department of State.

## PROTECTING EMPLOYEES AND RETIREES IN BUSINESS BANKRUPTCIES ACT

*Committee on the Judiciary:* Subcommittee on Commercial and Administrative Law held a hearing on H.R. 3652, Protecting Employees and Retirees in Business Bankruptcies Act of 2007. Testimony was heard from public witnesses.

## MAHER ARAR DEPORTATION INVESTIGATION

*Committee on the Judiciary:* Subcommittee on the Constitution, Civil Rights, and Civil Liberties and the Subcommittee on International Organizations, Human Rights and Oversight of the Committee on Foreign Affairs held a joint hearing on U.S. Department of Homeland Security Inspector General Report OIG–08–18: The Removal of a Canadian Citizen to Syria. Testimony was heard from Robert L. Skinner, Inspector General, Department of Homeland Security; Clark Kent Ervin, former Inspector General, Department of Homeland Security; and a public witness.

## TRIBAL FUNDS MEASURES

*Committee on Natural Resources:* Held a hearing on the following bills: H.R. 2306, Minnesota Chippewa Tribe Judgment Fund Distribution Act of 2007; and H.R. 3699, To provide for the use and distribution of the funds awarded to the Minnesota Chippewa Tribe in Minnesota Chippewa Tribe *v* United States, Docket Nos. 19 and 188 United States Court of Federal Claims. Testimony was heard from Representatives Oberstar and Peterson of Minnesota; Jerry Gidner, Director, Bureau of Indian Affairs, Department of the Interior; and Tribal leaders.

## MISCELLANEOUS MEASURES

*Committee on Natural Resources:* Subcommittee on National Parks, Forests and Public Lands held a hearing on the following bills: H.R. 573, Indiana Dunes National Lakeshore Corrections Act; H.R. 3702, Montana Cemetery Act of 2007; H.R. 3809, To amend the Delaware and Lehigh National Heritage Corridor Act of 1988 regarding the local coordinating entity of the Delaware and Lehigh National Heritage Corridor; H.R. 4199, To amend the Dayton Aviation Heritage Preservation Act of 1992 to add sites to the Dayton Aviation Heritage National Historical Park; H.R. 4828, Palo Alto Battlefield National Historic Site Boundary Expansion Act of 2007; and H.E. 5583, Grand Canyon Watersheds Protection Act of 2008. Testimony was heard from Representatives Visclosky, Kanjorski, Turner, Dent and Rehberg; Katherine H. Stevenson, Assistant Director, Business Services, National Park Service, Department of the Interior; Mark Rey, Under Secretary, Natural Resources and Environment, USDA; and public witnesses.

## OVERSIGHT—FEDERAL FINANCIAL MANAGEMENT

*Committee on Oversight and Government Reform:* Subcommittee on Government Management, Organization, and Procurement held a hearing on Oversight of Federal Financial Management. Testimony was heard from Gene L. Dodaro, Acting Comptroller General of the United States, GAO; Daniel Werful, Deputy Controller, OMB; and J. David Patterson, Principal Deputy Under Secretary (Comptroller), Department of Defense.

## FEDERAL OCEAN ACIDIFICATION RESEARCH AND MONITORING ACT

*Committee on Science and Technology:* Subcommittee on Energy and Environment held a hearing on H.R. 4174, Federal Ocean Acidification Research and Monitoring Act of 2007. Testimony was heard from Richard A. Feely, Supervisory Chemical Oceanographer, Pacific Marine Environmental Laboratory,

NOAA, Department of Commerce; and public witnesses.

#### HOUSING CRISIS TAX INCENTIVES TO STIMULATE ECONOMY

*Committee on Small Business:* Held a hearing entitled “The Housing Crisis: Identifying Tax Incentives to Stimulate the Economy.” Testimony was heard from public witnesses.

#### MAINTAINING HIGHWAYS/TRANSIT INFRASTRUCTURE

*Committee on Transportation and Infrastructure:* Subcommittee on Highways and Transit held a hearing on Maintaining our Nation’s Highway and Transit Infrastructure. Testimony was heard from Pete K. Rahn, Director, Department of Transportation, State of Missouri; Allen D. Biehler, Secretary of Transportation, State of Pennsylvania; and public witnesses.

#### RAILROAD HISTORIC PRESERVATION

*Committee on Transportation and Infrastructure:* Subcommittee on Railroads, Pipelines, and Hazardous Materials held a hearing on Historic Preservation of Railroad Property and Facilities. Testimony was heard from John M. Fowler, Executive Director, Advisory Council on Historic Preservation; Patrick B. Simmons, Director, Rail Division, Department of Transportation, State of North Carolina; Elizabeth Merritt, Deputy General Counsel, National Trust for Historic Preservation; and public witnesses.

#### VETERANS’ MEASURES

*Committee on Veterans’ Affairs:* Subcommittee on Health approved for full Committee action, as amended, the following bills: H.R. 2818, To amend title 38, United States Code, to provide for the establishment of Epilepsy Centers of Excellence in the Veterans Health Administration of the Department of Veterans Affairs; and H.R. 2192, To amend title 38, United States Code, to establish an Ombudsman within the Department of Veterans Affairs.

The Subcommittee also held a hearing on the following bills: H.R. 4089, To amend title 38, United States Code, to improve the collective bargaining rights and procedures for review of adverse actions of certain employees of the Department of Veterans Affairs, and for other purposes; H.R. 4463, Veterans Health Care Quality Improvement Act; and H.R. 5888, To amend title 38, United States Code, to expand veteran eligibility for reimbursement by the Secretary of Veterans Affairs for emergency treatment furnished in a non-Department facility. Testimony was heard from Representatives Filner, Doyle and Walz of Minnesota; and Gerald M. Cross, M.D., Principal Deputy Under Secretary, Health, Veterans Health Administration, Department of Veterans Affairs.

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### COMMITTEE MEETINGS FOR FRIDAY, JUNE 6, 2008

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Committee on Homeland Security and Governmental Affairs:* Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia, to continue hearings to examine the organizational structures of the Department of State responsible for arms control, counterproliferation, and nonproliferation, focusing on the processes they have in place for optimizing national efforts, 2 p.m., SD-342.

#### House

*Committee on Transportation and Infrastructure:* Subcommittee on Economic Development, Public Buildings, and Emergency Management, hearing on Making GSA Lease and Construction Process Efficient, Transparent, and User-friendly, 10 a.m., 2167 Rayburn.

#### Joint Meetings

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

## Next Meeting of the SENATE

9 a.m., Friday, June 6

## Next Meeting of the HOUSE OF REPRESENTATIVES

12:30 p.m., Monday, June 9

## Senate Chamber

**Program for Friday:** Senate will resume consideration of S. 3036, Climate Security Act and vote on the motion to invoke cloture on Reid (for Boxer) Amendment No. 4825.

## House Chamber

**Program for Monday:** To be announced.

## Extensions of Remarks, as inserted in this issue

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