



The Daily Whip

democraticwhip.house.gov • (202) 225-3130

WEDNESDAY, JULY 26, 2006

House Meets At...	Last Vote Predicted At...
10:00 a.m.: Legislative Business 10:40 a.m.: Joint Meeting with Prime Minister Nuri al-Maliki Fifteen "One Minutes" Per Side at approximately 12:00 p.m.	9:30 – 10:30 p.m.

*(207th Calendar Day of the Year – 66th Voting Day of the Year – 17 Voting Days until Target Adjournment)***FLOOR SCHEDULE AND BILL SUMMARY****Suspensions (9 bills):**

- 1) [H.R. 5337](#) - National Security Foreign Investment Reform and Strengthened Transparency Act of 2006 (*Rep. Blunt - Financial Services*)
- 2) [H.R. 2730](#) - US-Israel Energy Cooperation Act (*Rep. Shadegg - Energy and Commerce*)
- 3) [H.R. 5611](#) - Fuel Consumption Education Act (*Rep. Conaway - Energy and Commerce*)
- 4) [H.R. 5319](#) - Deleting Online Predators Act of 2006 (*Rep. Fitzpatrick - Energy and Commerce*)
- 5) [H.Res. 928](#) - Expressing the sense of the House of Representatives that a National Historically Black Colleges and Universities Week should be established (*Rep. Bernice Johnson - Education and the Workforce*)
- 6) [H.R. 5865](#) - Returned Americans Protection Act of 2006 (*Rep. Thomas - Ways and Means*)
- 7) [H.Con.Res. 400](#) - Expressing the sense of Congress that the Government of Venezuela should actively support strategies for ensuring secure airport facilities that meet international certifications to prevent trafficking of controlled substances, narcotics, and laundered money (*Rep. Burton - International Relations*)
- 8) [H.R. 5877](#) - To amend the Iran and Libya Sanctions Act of 1996 to extend the authorities provided in such Act until September 29, 2006 (*Rep. Ros-Lehtinen - International Relations*)
- 9) [H.Res. 844](#) - Congratulating the International AIDS Vaccine Initiative on ten years of significant achievement in the search for an HIV/AIDS vaccine (*Rep. Engel - International Relations*)

[H.Res. 947](#) - Rule Providing for consideration of [H.R. 5682](#) – **U.S. and India Nuclear Cooperation Promotion Act of 2006 (Rules)**. The Rules Committee has recommended a restrictive rule that provides one hour of general debate, one motion to recommit with or without instructions, and makes in order six amendments, which are debatable for 10 minutes each. Unfortunately, the rule did not make in order the Markey/Upton bipartisan amendment that requires that nuclear cooperation with India could only commence after the President has determined that the United States has secured India's full and active support in preventing Iran from acquiring weapons of mass destruction.

[H.Res. 946](#) - Rule providing for consideration of Conference Report on [S. 250](#) - **Carl D. Perkins Career and Technical Education Improvement Act of 2005 (Rep. Bishop (UT) - Rules)**. The Rules Committee has recommended a closed rule that provides one hour of debate.

[H.R. 5682](#) – **U.S. and India Nuclear Cooperation Promotion Act of 2006 (Reps. Hyde/Lantos - International Relations) (Subject to a Rule)**. This bill is the first step of a two-step process to establish a civilian nuclear cooperation agreement between the U.S. and India. This bill authorizes waivers to key provisions of the Atomic Energy Act (Sections 123, 128, and 129) once the President sends a determination to Congress; and provides that Congress must pass a joint resolution of approval in order for the nuclear cooperation agreement to be implemented.

The bill requires the President's determinations to include that: 1) India has provided the U.S. and the International Atomic Energy Agency (IAEA) with a credible plan to separate civil and military facilities, materials, and programs, and has filed a declaration regarding its civil facilities with the IAEA; 2) India and the IAEA have concluded an agreement requiring the application of safeguards in perpetuity in accordance with IAEA practices to India's civil nuclear facilities; 3) India and the IAEA are making satisfactory progress toward implementing an Additional Protocol that would apply to India's civil nuclear program; 4) India is working with the U.S. for the conclusion of a multilateral Fissile Material Cutoff Treaty; 5) India is supporting international efforts to prevent the spread of enrichment and reprocessing technology; 6) India is ensuring that the necessary steps are being taken to secure nuclear materials and technology through the application of comprehensive export control legislation and regulations, and through harmonization and adherence to Missile Technology Control Regime (MTCR) and Nuclear Suppliers Group (NSG) guidelines; 7) supply to India by the U.S. under an agreement for cooperation arranged pursuant to section 123 of the Atomic Energy Act is consistent with U.S. participation in the Nuclear



The Daily Whip

democraticwhip.house.gov • (202) 225-3130

Suppliers Group. [H.R. 5682](#) also: requires detailed information on the scope of U.S. - India cooperation and on steps to ensure that no U.S. cooperation will undermine its Nuclear Non-Proliferation Treaty (NPT) Article I obligation not to assist the Indian nuclear weapons program; contains specific reporting requirements; and contains a Sense of Congress provision outlining the importance of the NPT and the rationale for nuclear cooperation with a state such as India. The bill retains existing law that would terminate cooperation if India again tests a nuclear device, abrogates an IAEA safeguards agreement, or engages in other sanctionable activity. This bill was reported out of the International Relations Committee by a 37-5 (with 2 Democrats voting No).

- **Hyde/Lantos Manager's amendment.** To make technical and conforming changes; and to make substantive changes to subsection 4(b)(7).
- **Stearns Amendment.** To reinforce the intent of Congress that the nuclear cooperation into which the U.S. and India would enter is for peaceful, productive purposes, not military.
- **Jackson Lee/Burton Amendment.** To add a Sense of Congress declaring the importance of the South Asia region and urging the continuation of the United States' policy of engagement, collaboration, and exchanges with and between India and Pakistan.
- **Sherman Amendment.** To require that before any nuclear cooperation with India can go forward, and every year thereafter, the president must certify that India has not increased the level of domestic uranium it sends through its weapons program – currently believed to be about 50 percent of its total uranium production.
- **Berman Amendment.** To restrict exports of uranium and other types of nuclear reactor fuel (defined as "source material" and "special nuclear material" in the Atomic Energy Act of 1954) to India until the President determines that India has halted the production of fissile material (i.e. plutonium and highly enriched uranium) for use in nuclear weapons.
- **Fortenberry Amendment.** To provide Congress with the ability to assess, to the extent possible, whether annual levels of India's nuclear fissile production may imply a possible violation of Article I of the Nuclear Nonproliferation Treaty (NPT).

Conference Report on [S. 250](#) - Carl D. Perkins Career and Technical Education Improvement Act of 2005 (*Sen. Enzi - Education and the Workforce*) (*Subject to a Rule*).

The Conference Report reauthorizes the Carl D. Perkins Vocational and Technical Education Act of 1998 (Perkins Act). The House bill passed last year with a vote of 416-9 and rejected calls by the Administration to eliminate the program. The Perkins Act represents the largest federal investment in secondary education and funds career and technical education programs at the secondary and post-secondary level. The Conference Report continues federal support for programs at the state and local level and retains a separate authorization for the Tech Prep program. Tech Prep allows students to participate in a 4 or 5 year, coordinated and seamless career and technical education program that results in the receipt of an associate or baccalaureate program and technical skills credentials. The Conference Report gives States the choice of continuing Tech-Prep or consolidating funds with the State grant for career technical activities. The Conference Report retains the 5 percent set aside for state administrative activities. The Conference Report provides for increased integration of challenging academics with career and technical education content in professional development and instruction; emphasizes the role of math, science and technology skills in preparing students for high wage, high skill, high demand occupations; supports program improvement with a new accountability system at the state and local level and new performance measures for secondary and post-secondary programs; and maintains support for training in non-traditional fields and continued access to career and technical education for individuals with disabilities, single and pregnant teens, and displaced homemakers.

TOMORROW'S OUTLOOK

The GOP Leadership has announced the following schedule: on Thursday, the House will meet at 10:00 a.m. for legislative business and will consider: [H.R. 4157 – Health Information Technology Promotion Act of 2005](#) (*Rep. Johnson {CT} – Energy and Commerce*); [H.R. 5766 - Government Efficiency Sunset Act](#) (*Rep. Tiahrt - Government Reform*); **Vote on the George Miller Motion to Instruct Conferees on [H.R. 2830 – Pension Protection Act of 2005](#)**; and may consider [H.R. 2830 – Pension Conference Report](#) (*Rep. Boehner – Education & the Workforce/Rep. Thomas - Ways & Means*).

Daily Quote...

"As Congress prepares to leave Washington for the traditional August recess, there is no better example of a critical issue that has not been resolved than the failure to enact meaningful lobbying and ethics reform. Deadlines have been missed, promises of reform have fallen flat, and there is nothing to show the electorate. When it comes to fixing the way it does business, Congress has been sadly incorrigible."

- *The Miami Herald*, in an editorial today