

# Daily Digest

## HIGHLIGHTS

Senate passed H.R. 6049 Renewable Energy and Job Creation Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S9223–S9347*

**Measures Introduced:** Twelve bills and two resolutions were introduced, as follows: S. 3538–3549, S. Res. 678, and S. Con. Res. 101. **Pages S9280–81**

#### Measures Reported:

S. 2292, to amend the Homeland Security Act of 2002, to establish the Office for Bombing Prevention, to address terrorist explosive threats, with an amendment in the nature of a substitute. (S. Rept. No. 110–481)

H.R. 3999, to amend title 23, United States Code, to improve the safety of Federal-aid highway bridges, to strengthen bridge inspection standards and processes, to increase investment in the reconstruction of structurally deficient bridges on the National Highway System. (S. Rept. No. 110–482)

H.R. 390, to require the establishment of a national database in the National Archives to preserve records of servitude, emancipation, and post-Civil War reconstruction and to provide grants to State and local entities to establish similar local databases, with an amendment.

S. Res. 598, expressing the sense of the Senate regarding the need for the United States to lead renewed international efforts to assist developing nations in conserving natural resources and preventing the impending extinction of a large portion of the world's plant and animal species.

S. 1007, to direct the Secretary of State to work with the Government of Brazil and other foreign governments to develop partnerships that will strengthen diplomatic relations and energy security by accelerating the development of biofuels production, research, and infrastructure to alleviate poverty, create jobs, and increase income, while improving energy security and protecting the environment, with an amendment in the nature of a substitute.

S. 2609, to establish a Global Service Fellowship Program, with an amendment in the nature of a substitute.

S. 3103, to amend the Iran, North Korea, and Syria nonproliferation Act to allow certain extraordinary payments in connection with the International Space Station.

S. 3426, to amend the Foreign Service Act of 1980 to extend comparability pay adjustments to members of the Foreign Service assigned to posts abroad, and to amend the provision relating to the death gratuity payable to surviving dependents on Foreign Service employees who die as a result of injuries sustained in the performance of duty abroad.

S. 3548, to approve the United States-India Agreement for Cooperation on Peaceful Uses of Nuclear Energy. **Pages S9279–80**

#### Measures Passed:

**ALS Registry Act:** Senate passed S. 1382, to amend the Public Health Service Act to provide for the establishment of an Amyotrophic Lateral Sclerosis Registry, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

**Pages S9230–32**

Reid/Warner Amendment No. 5637, in the nature of a substitute. **Pages S9230–31**

**Renewable Energy and Job Creation Act:** By 93 yeas to 2 nays (Vote No. 205), Senate passed H.R. 6049, to amend the Internal Revenue Code of 1986 to provide incentives for energy production and conservation, to extend certain expiring provisions, to provide individual income tax relief, after taking action on the following amendments proposed thereto:

**Pages S9234–38, S9238–61**

#### Adopted:

Baucus Amendment No. 5633, in the nature of a substitute. (By 93 yeas to 2 nays, (Vote No. 202), and pursuant to the order of Thursday, September

18, 2008, the amendment having achieved 60 affirmative votes, was agreed to).

Pages S9234–38, S9238–54

Withdrawn:

By 53 yeas to 42 nays (Vote No. 203), Conrad Amendment No. 5634, to provide alternative minimum tax relief. (A unanimous-consent agreement was reached providing that the amendment, having failed to achieve 60 affirmative votes, be withdrawn).

Pages S9239–41, S9246–53, S9254–55

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

By 84 yeas to 11 nays (Vote No. 204), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive section 201 of S. Con. Res. 21, FY08 Congressional Budget Resolution, with respect to Baucus Amendment No. 5635, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions. Thus, the point of order raised by Senator Conrad was rendered moot. Under the previous order, the amendment was agreed to.

Pages S9243–46, S9253–54, S9255–56

**Homeland Security Act:** Senate passed S. 3328, to amend the Homeland Security Act of 2002 to provide for a one-year extension of other transaction authority, after agreeing to the following amendment proposed thereto:

Pages S9335–36

Menendez (for Lieberman) Amendment No. 5638, to provide for additional oversight.

Pages S9335–36

**Federal Protective Service Guard Contracting Reform Act:** Senate passed H.R. 3068, to prohibit the award of contracts to provide guard services under the contract security guard program of the Federal Protective Service to a business concern that is owned, controlled, or operated by an individual who has been convicted of a felony, after agreeing to the committee amendment in the nature of a substitute.

Page S9336

**Indian Arts and Crafts Amendments Act:** Senate passed S. 1255, to protect Indian arts and crafts through the improvement of applicable criminal proceedings, after agreeing to the committee amendments.

Pages S9336–38

**Airport and Airway Trust Fund:** Senate passed H.R. 6984, to amend title 49, United States Code, to extend authorizations for the airport improvement program, to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, clearing the measure for the President.

Pages S9338–40

**Chief Human Capital Officer:** Senate passed S. 2816, to provide for the appointment of the Chief

Human Capital Officer of the Department of Homeland Security by the Secretary of Homeland Security.

Page S9340

**Poison Center Support, Enhancement, and Awareness Act:** Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. 2932, to amend the Public Health Service Act to reauthorize the poison center national toll-free number, national media campaign, and grant program to provide assistance for poison prevention, sustain the funding of poison centers, and enhance the public health of people of the United States, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Pages S9340–41

Menendez (for Murray/Burr) Amendment No. 5639, in the nature of a substitute.

Pages S9340–41

**Prenatally and Postnatally Diagnosed Conditions Awareness Act:** Senate passed S. 1810, to amend the Public Health Service Act to increase the provision of scientifically sound information and support services to patients receiving a positive test diagnosis for Down syndrome or other prenatally and postnatally diagnosed conditions, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages S9341–43

Menendez (for Brownback/Kennedy) Amendment No. 5640, in the nature of a substitute.

Pages S9342–43

**Effective Child Pornography Prosecution Act:** Committee on the Judiciary was discharged from further consideration of H.R. 4120, to amend title 18, United States Code, to provide for more effective prosecution of cases involving child pornography, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Pages S9343–44

Menendez (for Reid) Amendment No. 5641, in the nature of a substitute.

Pages S9343–44

**Alvin Ailey American Dance Theater:** Committee on the Judiciary was discharged from further consideration of S. Res. 490, recognizing the Alvin Ailey American Dance Theater for 50 years of service to the performing arts, and the resolution was then agreed to.

Page S9344

**USS Constellation:** Senate agreed to S. Res. 540, recognizing the historical significance of the sloop-of-war USS *Constellation* as a reminder of the participation of the United States in the transatlantic slave trade and of the efforts of the United States to end the slave trade.

Pages S9344–45

*University of Nebraska at Omaha:* Senate agreed to S. Con. Res. 101, honoring the University of Nebraska at Omaha for its 100 years of commitment to higher education. **Pages S9345–46**

*National Ovarian Cancer Awareness Month:* Senate agreed to S. Res. 678, supporting the goals and ideals of National Ovarian Cancer Awareness Month. **Page S9346**

*National Spina Bifida Awareness Month:* Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 661, supporting the goals and ideals of National Spina Bifida Awareness Month, and the resolution was then agreed to. **Pages S9346–47**

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

Extradition Agreement with the European Union (Treaty Doc. 109–14) with (23 resolutions of ratification) 1 condition and 23 declarations—1 per treaty;

Extradition Treaty with Latvia (Treaty Doc. 109–15) with 1 declaration;

Extradition Treaty with Malta (Treaty Doc. 109–17) with 1 declaration;

Extradition Treaty with Estonia (Treaty Doc. 109–16) with 1 declaration;

Extradition Treaty with Bulgaria and an Agreement on Certain Aspects of Mutual Legal Assistance in Criminal Matters with Bulgaria (Treaty Doc. 110–12) with 1 declaration; and S;

Extradition Treaty with Romania and Protocol to the Treaty on Mutual Legal Assistance in Criminal Matters with Romania (Treaty Doc. 110–11) with 1 declaration; and S;

Treaty with Malaysia on Mutual Legal Assistance (Treaty Doc. 109–22) with 1 declaration;

Protocol Amending 1980 Tax Convention with Canada (Treaty Doc. 110–15) with 1 declaration and 1 condition;

Tax Convention with Bulgaria with Proposed Protocol of Amendment (Treaty Doc. 110–18) with 1 declaration;

Tax Convention with Iceland (Treaty Doc. 110–17) with 1 declaration;

Partial Revision (1992) of Radio Regulations (Geneva 1979) (Treaty Doc. 107–17) with declarations and reservations;

1995 Revision of Radio Regulations (Treaty Doc. 108–28) with declarations and reservations; and

Incendiary Weapons Protocol (Treaty Doc. 105–1(B)) with 1 reservation, 1 understanding and 1 declaration;

Protocol On Blinding Laser Weapons (Treaty Doc. 105–1(C)) with 1 understanding and 1 declaration;

Amendment to Article 1 of the Convention on Prohibitions or Restrictions on Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to have Indiscriminate Effects (Treaty Doc. 109–10(B)) with 1 declaration;

Treaty with Sweden on Mutual Legal Assistance in Criminal Matters (Treaty Doc. 107–12) with 1 declaration;

Mutual Legal Assistance Agreement with the European Union (Treaty Doc. 109–13) with (26 resolutions of ratification) 1 declaration per treaty.

**Pages S9328–35**

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

Treaty Doc. 110–20: Protocols to the North Atlantic Treaty of 1949 on Accession of Albania and Croatia with 1 declaration and 1 condition for each Protocol (Ex. Rept. 110–27); Treaty Doc. 108–5: Amendments to Constitution and Convention of International Telecommunication Union (ITU) (Geneva 1992) with declarations and reservations (Ex. Rept. 110–28); Treaty Doc. 109–11: 2002

Amendments to the ITU Constitution and Convention with declarations and reservations (Ex. Rept. 110–28); and Treaty Doc. 110–16: Amendments to the Constitution and Convention of the International Telecommunication Union (Geneva, 1992) with declarations and reservations (Ex. Rept. 110–28)

**Pages S9278–79**

**Messages from the House:** **Page S9275**

**Enrolled Bills Presented:** **Page S9276**

**Executive Communications:** **Pages S9276–78**

**Executive Reports of Committees:** **Pages S9278–79, S9280**

**Additional Cosponsors:** **Pages S9281–82**

**Statements on Introduced Bills/Resolutions:** **Pages S9282–85**

**Additional Statements:** **Pages S9271–75**

**Amendments Submitted:** **Pages S9285–S9327**

**Notices of Hearings/Meetings:** **Page S9327**

**Authorities for Committees to Meet:** **Pages S9327–28**

**Record Votes:** Four record votes were taken today. (Total—205) **Pages S9254, S9255, S9255, S9261**

**Recess:** Senate convened at 10 a.m. and recessed at 7:46 p.m., until 9:30 a.m. on Wednesday, September 24, 2008. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9347.)

## Committee Meetings

(Committees not listed did not meet)

### FOOD MARKETING

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education, and Related Agencies concluded a joint hearing with the Subcommittee on Financial Services and General Government to examine childhood obesity and the impact of food marketing to children, after receiving testimony from Julie L. Gerberding, Director, Centers for Disease Control and Prevention, and Administrator, Agency for Toxic Substances and Disease Registry, Department of Health and Human Services; Jon Leibowitz, Commissioner, Federal Trade Commission; Kevin J. Martin, Chairman, Federal Communications Commission; J. Michael McGinnis, National Academies, Washington, D.C.; Marc S. Firestone, Kraft Foods, Inc., Northfield, Illinois; Marva Smalls, Nickelodeon/MTV Networks Kids and Family Group, New York, New York; and Patti Miller, Children Now, Oakland, California.

### IRAQ/AFGHANISTAN

*Committee on Armed Services:* Committee concluded a hearing to examine the situation in Iraq and Afghanistan, after receiving testimony from Robert M. Gates, Secretary, and General James E. Cartwright, USMC, Vice Chairman, Joint Chiefs of Staff, both of the Department of Defense.

### CURRENT CREDIT MARKETS

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine turmoil in United States credit markets, focusing on recent actions regarding government sponsored entities, investment banks and other financial institutions, after receiving testimony from Henry M. Paulson, Jr., Secretary of the Treasury; Ben S. Bernanke, Chairman, Board of Governors of the Federal Reserve System; former Representative Christopher Cox, Chairman, U.S. Securities and Exchange Commission; and James B. Lockhart III, Director, Federal Housing Finance Agency.

### DIGITAL TELEVISION TRANSITION

*Committee on Commerce, Science, and Transportation:* Committee concluded an oversight hearing to examine the transition to digital television, focusing on the February 2009 deadline, after receiving testi-

mony from Kevin J. Martin, Chairman, Federal Communications Commission; Meredith Attwell Baker, Acting Assistant Secretary of Commerce for Communications and Information, National Telecommunications and Information Administration; Mark L. Goldstein, Director, Physical Infrastructure, Government Accountability Office; Josefina Carbonell, Assistant Secretary of Health and Human Services for Aging; and Mayor Bill Saffo, Wilmington, North Carolina.

### DIESEL PRICES

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine reasons that diesel fuel prices have been so high and action that can be taken to address this situation, after receiving testimony from Howard Gruenspecht, Acting Administrator, Energy Information Administration, Department of Energy; former Representative Dave McCurdy, Alliance of Automobile Manufacturers, and Gregory M. Scott, National Petrochemical and Refiners Association, both of Washington, D.C.; and Barbara Windsor, American Trucking Associations, Inc., New Market, Maryland.

### CLEAN AIR ACT

*Committee on Environment and Public Works:* Committee concluded a hearing to examine regulation of greenhouse gases under the Clean Air Act (Public Law 101-549), after receiving testimony from Robert J. Meyers, Principal Deputy Assistant Administrator, Office of Air and Radiation, Environmental Protection Agency; Mary D. Nichols, California Air Resources Board, Sacramento; and David Bookbinder, Sierra Club, William L. Kovacs, United States Chamber of Commerce, Marlo Lewis, Competitive Enterprise Institute, and Jason Burnett, all of Washington, D.C.

### HEALTH INSURANCE

*Committee on Finance:* Committee concluded a hearing to examine covering the uninsured and reforming the healthcare system, focusing on the rating practices of the private health insurance market, after receiving testimony from Kim Holland, Commissioner of Insurance, Oklahoma City, Oklahoma; John Bertko, RAND Corporation, Flagstaff, Arizona; Andrew Dreyfus, Blue Cross Blue Shield of Massachusetts, Boston; and Pam MacEwan, Group Health Cooperative, Seattle.

### BUSINESS MEETING

*Committee on Foreign Relations:* Committee ordered favorably reported the following:

Protocols to the North Atlantic Treaty of 1949 on the Accession of the Republic of Albania and the Republic of Croatia adopted at Brussels on July 9,

2008, and signed that day on behalf of the United States and the other Parties to the North Atlantic Treaty (Treaty Doc. 110–20);

Amendments to the Constitution and Convention of the International Telecommunication Union (ITU) (Geneva 1992), as amended by the Plenipotentiary Conference (Kyoto 1994), together with declarations and reservations by the United States as contained in the Final Acts of the Plenipotentiary Conference (Minneapolis 1998) (Treaty Doc. 108–05), Amendments to the Constitution and Convention of the International Telecommunication Union (Geneva, 1992), as amended by the Plenipotentiary Conference (Kyoto, 1994) and the Plenipotentiary Conference (Minneapolis, 1998), together with the declarations and reservations by the United States, all as contained in the Final Acts of the Plenipotentiary Conference (Marrakesh, 2002) (Treaty Doc. 109–11), Amendments to the Constitution and Convention of the International Telecommunication Union (Geneva, 1992), as Amended by the Plenipotentiary Conference (Kyoto, 1994) and the Plenipotentiary Conference (Marrakesh, 2002), Together with the Declarations and Reservations by the United States, all as Contained in the Final Acts of the Plenipotentiary Conference (Antalya, 2006) (Treaty Doc. 110–16);

S. 2609, to establish a Global Service Fellowship Program, with an amendment in the nature of a substitute;

S. 3103, to amend the Iran, North Korea, and Syria nonproliferation Act to allow certain extraordinary payments in connection with the International Space Station;

S. 1007, to direct the Secretary of State to work with the Government of Brazil and other foreign governments to develop partnerships that will strengthen diplomatic relations and energy security by accelerating the development of biofuels production, research, and infrastructure to alleviate poverty, create jobs, and increase income, while improving energy security and protecting the environment, with an amendment in the nature of a substitute;

S. 3426, to amend the Foreign Service Act of 1980 to extend comparability pay adjustments to members of the Foreign Service assigned to posts abroad, and to amend the provision relating to the death gratuity payable to surviving dependents on Foreign Service employees who die as a result of injuries sustained in the performance of duty abroad;

S. Res. 598, expressing the sense of the Senate regarding the need for the United States to lead renewed international efforts to assist developing nations in conserving natural resources and preventing the impending extinction of a large portion of the world's plant and animal species;

An original bill to authorize appropriations under the Arms Export Control Act and the Foreign Assistance Act of 1961 for security assistance for fiscal years 2009 and 2010;

S. 3548. An original bill to approve the United States-India Agreement for Cooperation on Peaceful Uses of Nuclear Energy; and

The nominations of Brian H. Hook, of Iowa, to be an Assistant Secretary of State for International Organization Affairs, 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, Gregori Lebedev, of Virginia, to be Representative of the United States of America to the United Nations for U.N. Management and Reform, with the rank of Ambassador and to be Alternate Representative of the United States to the United Nations, during his tenure of service as Representative of the United States to the United Nations for U.N. Management and Reform, Clifford D. May, of Maryland, to be a Member of the Broadcasting Board of Governors, C. Steven McGann, of New York, to be Ambassador to the Republic of the Fiji Islands, and to serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, the Kingdom of Tonga, Tuvalu, and the Republic of Kiribati, Dennis M. Mulhaupt, of California, to be a Member of the Broadcasting Board of Governors, Matthew A. Reynolds, of Massachusetts, to be an Assistant Secretary of State for Legislative Affairs, Carol Ann Rodley, of Virginia, to be Ambassador to the Kingdom of Cambodia.

#### HURRICANES GUSTAV AND IKE

*Committee on Homeland Security and Governmental Affairs: Ad Hoc Subcommittee on Disaster Recovery* concluded a hearing to examine the actions of federal, state, and local activities to respond and recover from Hurricanes Gustav and Ike, after receiving testimony from Harvey E. Johnson, Jr., Deputy Administrator, Chief Operating Officer, Federal Emergency Management Agency, Department of Homeland Security; Edward J. Hecker, Chief, Office of Homeland Security, Provost Marshal, Directorate of Civil Works, Headquarters, U.S. Army Corps of Engineers; Louisiana Lieutenant Governor Mitchell J. Landrieu, Baton Rouge; Texas Lieutenant Governor David Dewhurst, Austin; Louisiana State Senator Reggie P. Dupre, Jr., Houma; Mayor Lyda Ann Thomas, Galveston, Texas; Mayor Cedric B. Glover, Shreveport, Louisiana; and Mayor Bill White, Houston, Texas.

#### 2010 CENSUS

*Committee on Homeland Security and Governmental Affairs: Subcommittee on Federal Financial Management, Government Information, Federal Services,*

and International Security concluded a hearing to examine reducing the undercount in the 2010 census, including key activities the Census Bureau plans to use to help reduce the differential undercount and improve participation, the various challenges and opportunities that might affect the Bureau's ability to improve coverage in 2010, and how different population estimates can impact the allocation of federal grant funds, after receiving testimony from Steve H. Murdock, Director, United States Census Bureau, Department of Commerce; Robert Goldenkoff, Director, Strategic Issues, Government Accountability Office; Joseph J. Salvo, New York City Department of City Planning Population Division, and Kenneth Prewitt, former Census Bureau Director, Columbia University, both of New York, New York; and Roderick Harrison, Joint Center for Political and Economic Studies, Karen K. Narasaki, Asian American Justice Center, and Arturo Vargas, National Association of Latino Elected and Appointed Officials Educational Fund, all of Washington, D.C.

## BUSINESS MEETING

*Committee on Homeland Security and Governmental Affairs:* Committee ordered favorably reported the following:

S. 3474, to amend title 44, United States Code, to enhance information security of the Federal Government, with an amendment;

S. 3384, to amend section 11317 of title 40, United States Code, to require greater accountability for cost overruns on Federal IT investment projects, with an amendment in the nature of a substitute;

H.R. 2631, to strengthen efforts in the Department of Homeland Security to develop nuclear forensics capabilities to permit attribution of the source of nuclear material, with an amendment in the nature of a substitute;

H.R. 6098, to amend the Homeland Security Act of 2002 to improve the financial assistance provided to State, local, and tribal governments for information sharing activities, with an amendment in the nature of a substitute;

H.R. 3815, to amend the Homeland Security Act of 2002 to require the Secretary of Homeland Security to make full and efficient use of open source information to develop and disseminate open source homeland security information products, with an amendment in the nature of a substitute;

An original bill to establish a controlled unclassified information framework;

H.R. 6073, to provide that Federal employees receiving their pay by electronic funds transfer shall be given the option of receiving their pay stubs electronically, to amend title 5, United States Code, to

provide for 8 weeks of paid leave for Federal employees giving birth;

S. 3350, to provide that claims of the United States to certain documents relating to Franklin Delano Roosevelt shall be treated as waived and relinquished in certain circumstances;

S. 3477, to amend title 44, United States Code, to authorize grants for Presidential Centers of Historical Excellence, with an amendment in the nature of a substitute;

H.R. 5975 and S. 3317, bills to designate the facility of the United States Postal Service located at 101 West Main Street in Waterville, New York, as the "Cpl. John P. Sigsbee Post Office";

H.R. 6092, to designate the facility of the United States Postal Service located at 101 Tallapoosa Street in Bremen, Georgia, as the "Sergeant Paul Saylor Post Office Building";

S. 3309, to designate the facility of the United States Postal Service located at 2523 7th Avenue East in North Saint Paul, Minnesota, as the Mayor William "Bill" Sandberg Post Office Building; and

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"; and

The nominations of Ruth Y. Goldway, of California, to be a Commissioner of the Postal Regulatory Commission, and Carol Waller Pope, of the District of Columbia, and Thomas M. Beck, of Virginia, both to be a Member of the Federal Labor Relations Authority.

## PUBLIC DIPLOMACY

*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 elements of the Federal Government responsible for coordinating our public diplomacy, including their respective missions, organizational structures, workforce, and management, after receiving testimony from Christopher Midura, Acting Director, Office of Policy, Planning and Resources, Under Secretary for Public Diplomacy and Public Affairs, Scott H. DeLisi, Director, Career Development and Assignments, Bureau of Human Resources, Rick Ruth, Director, Office of Policy and Evaluation, Bureau of Educational and Cultural Affairs, and Peter Kovach, Director, Global Strategic Engagement Center, all of the Department of State; Elizabeth Frawley Bagley, Vice Chairman, United States Advisory Commission on Public Diplomacy; Douglas Bereuter, Asia Foundation, San Francisco, California; and Stephen M. Chaplin, American Academy of Diplomacy, Ronna

A. Freiberg, Legislative Strategies, and Jill A. Schuker, all of Washington, D.C.

### SKILLED WORKFORCE

*Committee on Health, Education, Labor, and Pensions:* Subcommittee on Employment and Workplace Safety concluded a hearing to examine investing in a skilled workforce, focusing on making the best use of tax payer dollars to maximize results, including the intent of the grant initiatives and the extent to which the Department of Labor will be able to assess their effects, the extent to which the process used competition, was adequately documented, and included key players, and what the Department is doing to monitor individual grantee compliance with grant requirements, after receiving testimony from George A. Scott, Director, Education, Workforce, and Income Security Issues, Government Accountability Office; and Elliot P. Lewis, Assistant Inspector General, Office of Audit, and Brent R. Orrell, Deputy Assistant Secretary for the Employment and Training Administration, both of the Department of Labor.

### BUSINESS MEETING

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

H.R. 5680, to amend certain laws relating to Native Americans, with an amendment;

H.R. 2963, to transfer certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, with an amendment;

S. 3194, to transfer surplus Federal land administered by the Coast Guard in the State of Oregon;

S. 3128, to direct the Secretary of the Interior to provide a loan to the White Mountain Apache Tribe for use in planning, engineering, and designing a certain water system project, with an amendment in the nature of a substitute;

S. 3381, to authorize the Secretary of the Interior, acting through the Commissioner of Reclamation, to develop water infrastructure in the Rio Grande Basin, and to approve the settlement of the water rights claims of the Pueblos of Nambe, Pojoaque, San Ildefonso, Tesuque, and Taos.

### EQUAL PAY FOR EQUAL WORK

*Committee on the Judiciary:* Committee concluded a hearing to examine equal pay for equal work, including S. 1843 and H.R. 2831, bills to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973 to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, after receiving testimony from Lawrence Z. Lorber, Proskauer Rose, LLP, and Cyrus Mehri, Mehri and Skalet, PLLC, both of Washington, D.C.; and Lilly Ledbetter, Jacksonville, Alabama.

### NOMINATIONS

*Committee on the Judiciary:* Committee concluded a hearing to examine the nominations of Anthony John Trenga, to be United States District Judge for the Eastern District of Virginia, who was introduced by Senators Warner and Webb, C. Darnell Jones II, Mitchell S. Goldberg, and Joel H. Slomsky, each to be a United States District Judge for the Eastern District of Pennsylvania, who were introduced by Senators Specter and Casey, and Eric F. Melgren, to be United States District Judge for the District of Kansas, who was introduced by Senators Brownback and Roberts, after the nominees testified and answered questions in their own behalf.

### NOMINATION

*Committee on Veterans' Affairs:* Committee ordered favorably reported the nomination of Patrick W. Dunne, of New York, to be Under Secretary for Benefits of the Department of Veterans Affairs.

### DOMESTIC INTELLIGENCE COLLECTION

*Select Committee on Intelligence:* Committee concluded a hearing to examine the new Attorney General guidelines for domestic intelligence collection, after receiving testimony from Elisebeth Collins Cook, Assistant Attorney General, and Valerie Caproni, General Counsel, Federal Bureau of Investigation, both of the Department of Justice.

# House of Representatives

## *Chamber Action*

**Public Bills and Resolutions Introduced:** 36 public bills, H.R. 6996–7031; and 10 resolutions, H. Con. Res. 423–424; and H. Res. 1480–1487, were introduced. **Pages H9083–85**

**Additional Cosponsors:** **Pages H9085–86**

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

H.R. 758, to require that health plans provide coverage for a minimum hospital stay for mastectomies, lumpectomies, and lymph node dissection for the treatment of breast cancer and coverage for secondary consultations, with an amendment (H. Rept. 110–868, Pt. 1);

H.R. 6353, to amend the Controlled Substances Act to address online pharmacies, with an amendment (H. Rept. 110–869, Pt. 1);

H.R. 6908, to require that limitations and restrictions on coverage under group health plans be timely disclosed to group health plan sponsors and timely communicated to participants and beneficiaries under such plans in a form that is easily understandable (H. Rept. 110–870, Pt. 1);

H.R. 2994, to amend the Public Health Service Act with respect to pain care, with an amendment (H. Rept. 110–871);

H.R. 2583, to amend title VII of the Public Health Service Act to establish a loan program for eligible hospitals to establish residency training programs, with an amendment (H. Rept. 110–872);

H.R. 1532, to amend the Public Health Service Act with respect to making progress toward the goal of eliminating tuberculosis, with an amendment (H. Rept. 110–873);

H.R. 1014, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women, with an amendment (H. Rept. 110–874);

H. Res. 1488, providing for consideration of the Senate amendment to the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008 (H. Rept. 110–875); and

H. Res. 1489, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 110–876). **Pages H9082–83**

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Stupak to act as Speaker Pro Tempore for today. **Page H8581**

**Recess:** The House recessed at 9:30 a.m. and reconvened at 10 a.m. **Page H8584**

**Suspensions—Proceedings Resumed:** The House agreed to suspend the rules and pass the following measures which were debated on Monday, September 22nd:

**Great Lakes—St. Lawrence River Basin Water Resources Compact:** S. J. Res. 45, to express the consent and approval of Congress to an interstate compact regarding water resources in the Great Lakes—St. Lawrence River Basin, by a  $\frac{2}{3}$  yeas-and-nay vote of 390 yeas to 25 nays, Roll No. 621; **Pages H8597–98**

**Filipino Veterans Equity Act of 2008:** H.R. 6897, amended, to authorize the Secretary of Veterans Affairs to make certain payments to eligible persons who served in the Philippines during World War II, by a  $\frac{2}{3}$  yeas-and-nay vote of 392 yeas to 23 nays, Roll No. 624; **Pages H8613–14**

**Elder Abuse Victims Act of 2008:** H.R. 5352, amended, to protect seniors in the United States from elder abuse by establishing specialized elder abuse prosecution and research programs and activities to aid victims of elder abuse and to provide training to prosecutors and other law enforcement related to elder abuse prevention and protection, by a  $\frac{2}{3}$  yeas-and-nay vote of 387 yeas to 28 nays, Roll No. 626; and **Page H8658**

Agreed to amend the title so as to read: “To protect seniors in the United States from elder abuse by establishing specialized elder abuse prosecution and research programs and activities to aid victims of elder abuse, to provide training to prosecutors and other law enforcement related to elder abuse prevention and protection, to establish programs that provide for emergency crisis response teams to combat elder abuse, and for other purposes.”. **Page H8658**

**College Fire Prevention Act:** H.R. 642, amended, to establish a demonstration incentive program within the Department of Education to promote installation of fire sprinkler systems, or other fire suppression or prevention technologies, in qualified student housing and dormitories, by a  $\frac{2}{3}$  yeas-and-nay vote of 365 yeas to 51 nays, Roll No. 627. **Pages H8658–59**

Agreed to amend the title so as to read: “To establish the Honorable Stephanie Tubbs Jones Fire



Suppression Demonstration Incentive Program within the Department of Education to promote installation of fire sprinkler systems, or other fire suppression or prevention technologies, in qualified student housing and dormitories, and for other purposes.”.

Page H8659

**Credit Cardholders' Bill of Rights Act of 2008:** The House passed H.R. 5244, to amend the Truth in Lending Act to establish fair and transparent practices relating to the extension of credit under an open end consumer credit plan, by a recorded vote of 312 ayes to 112 noes, Roll No. 623.

Pages H8598–H8613

Rejected the Castle motion to recommit the bill to the Committee on Financial Services with instructions to report the same back to the House promptly with an amendment, by a yea-and-nay vote of 198 yeas to 219 nays, Roll No. 622.

Pages H8611–13

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill shall be considered as adopted.

Page H8600

H. Res. 1476, the rule providing for consideration of the bill, was agreed to by a recorded vote of 220 ayes to 194 noes, Roll No. 620, after agreeing to order the previous question by a yea-and-nay vote of 221 yeas to 192 nays, Roll No. 619.

Pages H8590–97

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

**Federal Aviation Administration Extension Act of 2008, Part II:** H.R. 6984, to amend title 49, United States Code, to extend authorizations for the airport improvement program and to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund;

Pages H8588–90

**Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008:** H.R. 6983, amended, to amend section 712 of the Employee Retirement Income Security Act of 1974, section 2705 of the Public Health Service Act, and section 9812 of the Internal Revenue Code of 1986 to require equity in the provision of mental health and substance-related disorder benefits under group health plans, by a  $\frac{2}{3}$  yea-and-nay vote of 376 yeas to 47 nays, Roll No. 625;

Pages H8614–25, H8657–58

**Recognizing the 150th anniversary year of the founding of Macy's, Inc.:** H. Res. 1473, to recognize the 150th anniversary year of the founding of Macy's, Inc., as an American entrepreneurial success story and the role Macy's, Inc., plays in supporting America's small businesses and vendors, including those that are minority and women owned; to celebrate the vision, innovativeness, and ingenuity of all

of our Nation's small businesses that aspire to grow and prosper as Macy's, Inc., has over its 150-year history; and to congratulate Macy's, Inc., as an American entrepreneurial success story;

Pages H8625–26

**United States-Republic of Korea Defense Cooperation Improvement Act of 2008:** H.R. 5443, to improve defense cooperation between the Republic of Korea and the United States;

Pages H8626–28

**Requiring the Secretary of State, in consultation with the Secretary of Defense, to provide detailed briefings to Congress on any recent discussions conducted between United States Government and the Government of Taiwan and any potential transfer of defense articles or defense services to the Government of Taiwan:** H.R. 6646, amended, to require the Secretary of State, in consultation with the Secretary of Defense, to provide detailed briefings to Congress on any recent discussions conducted between United States Government and the Government of Taiwan and any potential transfer of defense articles or defense services to the Government of Taiwan;

Pages H8628–30

**Condemning sexual violence in the Democratic Republic of the Congo and calling on the international community to take immediate actions to respond to the violence:** H. Res. 1227, amended, to condemn sexual violence in the Democratic Republic of the Congo and to call on the international community to take immediate actions to respond to the violence;

Pages H8632–33

**Remembering the 75th anniversary of the Ukrainian Famine-Genocide of 1932–1933 and extending the deepest sympathies of the House of Representatives to the victims, survivors, and families of this tragedy:** H. Res. 1314, amended, to remember the 75th anniversary of the Ukrainian Famine-Genocide of 1932–1933 and to extend the deepest sympathies of the House of Representatives to the victims, survivors, and families of this tragedy;

Pages H8633–35

Agreed to amend the title so as to read: “Remembering the 75th anniversary of the Ukrainian Famine (Holodomor) of 1932–1933 and extending the deepest sympathies of the House of Representatives to the victims, survivors, and families of this tragedy, and for other purposes.”.

Page H8635

**Supporting a transition to democracy through free, fair, credible, peaceful, and transparent elections in Bangladesh:** H. Res. 1402, to support a transition to democracy through free, fair, credible, peaceful, and transparent elections in Bangladesh;

Pages H8635–37

*Recognizing the 70th anniversary of the 1938 occurrence of Kristallnacht, The Night of Broken Glass:* H. Res. 1435, to recognize the 70th anniversary of the 1938 occurrence of Kristallnacht, The Night of Broken Glass; **Pages H8637–38**

*Strongly supporting an immediate and just restitution of, or compensation for, property illegally confiscated during the last century by Nazi and Communist regimes:* H. Con. Res. 371, amended, to strongly support an immediate and just restitution of, or compensation for, property illegally confiscated during the last century by Nazi and Communist regimes; **Pages H8645–47**

*Expressing the sense of the House of Representatives that the United States should lead a high-level diplomatic effort to defeat the campaign by some members of the Organization of the Islamic Conference to divert the United Nations' Durban Review Conference from a review of problems in their own and other countries by attacking Israel, promoting anti-Semitism, and undermining the Universal Charter of Human Rights and to ensure that the Durban Review Conference serves as a forum to review commitments to combat all forms of racism:* H. Res. 1361, amended, to express the sense of the House of Representatives that the United States should lead a high-level diplomatic effort to defeat the campaign by some members of the Organization of the Islamic Conference to divert the United Nations' Durban Review Conference from a review of problems in their own and other countries by attacking Israel, promoting anti-Semitism, and undermining the Universal Charter of Human Rights and to ensure that the Durban Review Conference serves as a forum to review commitments to combat all forms of racism; **Pages H8647–52**

Agreed to amend the title so as to read: "Expressing the sense of the House of Representatives that the United States should lead a high-level diplomatic effort to ensure that the Durban Review Conference serves as a forum to review implementation of commitments made at the 2001 Durban Conference to combat all forms of racism by defeating the campaign by some members of the Organization of the Islamic Conference to divert the United Nations' Durban Review Conference from a review of problems in their own and other countries by attacking Israel, promoting anti-Semitism, and undermining the Universal Declaration of Human Rights." **Page H8652**

*Recognizing nongovernmental organizations working to bring just and lasting peace between Israelis and Palestinians:* H. Res. 1369, to recognize nongovernmental organizations working to

bring just and lasting peace between Israelis and Palestinians; **Pages H8652–55**

*Supporting the spirit of peace and desire for unity displayed in the letter from 138 leading Muslim scholars, and in the Pope's response:* H. Con. Res. 374, amended, to support the spirit of peace and desire for unity displayed in the letter from 138 leading Muslim scholars, and in the Pope's response; **Pages H8655–57**

Agreed to amend the title so as to read: "Supporting Christian, Jewish, and Muslim interfaith dialogue that promotes peace, understanding, unity, and religious freedom." **Page H8657**

*North Korean Human Rights Reauthorization Act of 2008:* Agreed to the Senate amendments to H.R. 5834, to amend the North Korean Human Rights Act of 2004 to promote respect for the fundamental human rights of the people of North Korea—clearing the measure for the President; **Pages H8659–61**

*Health Insurance Source of Injury Clarification Act of 2008:* H.R. 6908, amended, to require that limitations and restrictions on coverage under group health plans be timely disclosed to group health plan sponsors and timely communicated to participants and beneficiaries under such plans in a form that is easily understandable; **Pages H8666–68**

*Healthy Start Reauthorization Act:* S. 1760, to amend the Public Health Service Act with respect to the Healthy Start Initiative—clearing the measure for the President; **Pages H8670–71**

*Physician Workforce Enhancement Act of 2008:* H.R. 2583, amended, to amend title VII of the Public Health Service Act to establish a loan program for eligible hospitals to establish residency training programs; **Pages H8681–82**

*Supporting the We Don't Serve Teens campaign:* H. Res. 1042, amended, to support the We Don't Serve Teens campaign; **Pages H8682–84**

*Expressing the sense of the House that there should be an increased Federal commitment prioritizing prevention and public health for all people in the United States:* H. Res. 1381, amended, to express the sense of the House that there should be an increased Federal commitment prioritizing prevention and public health for all people in the United States; **Pages H8686–88**

Agreed to amend the title so as to read: "Expressing the sense of the House that there should be an increased public and private commitment prioritizing prevention and public health for all people in the United States." **Page H8688**

*Ryan Haight Online Pharmacy Consumer Protection Act of 2008:* H.R. 6353, amended, to amend the Controlled Substances Act to address online pharmacies; **Page H8691**

*Defense Production Act Extension and Reauthorization of 2008:* H.R. 6894, to extend and reauthorize the Defense Production Act of 1950; and **Pages H8699–H8700**

*Extending the authorization of the national flood insurance program:* H.R. 6965, to extend the authorization of the national flood insurance program. **Pages H8705–06**

*Suspensions—Proceedings Postponed:* The House debated the following measures under suspension of the rules. Further proceedings were postponed:

*Expressing the sense of Congress regarding the United States commitment to preservation of religious and cultural sites and condemning instances where sites are desecrated:* H. Con. Res. 255, amended, to express the sense of Congress regarding the United States commitment to preservation of religious and cultural sites and condemning instances where sites are desecrated; **Pages H8630–32**

*Tom Lantos Human Rights Commission Establishment Resolution:* H. Res. 1451, to establish the Tom Lantos Human Rights Commission in the House of Representatives; **Pages H8638–43**

*Recognizing the 10th anniversary of the terrorist bombings of the United States embassies in Nairobi, Kenya, and Dar es Salaam, Tanzania, and the memorializing of the citizens and families of the United States, the Republic of Kenya, and the United Republic of Tanzania whose lives were lost and injured as a result of these attacks:* H. Res. 1461, amended, to recognize the 10th anniversary of the terrorist bombings of the United States embassies in Nairobi, Kenya, and Dar es Salaam, Tanzania, and the memorializing of the citizens and families of the United States, the Republic of Kenya, and the United Republic of Tanzania whose lives were lost and injured as a result of these attacks; **Pages H8643–45**

*Breast Cancer Patient Protection Act of 2008:* H.R. 758, amended, to require that health plans provide coverage for a minimum hospital stay for mastectomies, lumpectomies, and lymph node dissection for the treatment of breast cancer and coverage for secondary consultations; **Pages H8661–66**

*Organ Transplant Authorization Act of 2008:* H.R. 6469, amended, to amend the Public Health Service Act to authorize increased Federal funding for the Organ Procurement and Transplantation Network; **Pages H8668–70**

*Comprehensive Tuberculosis Elimination Act of 2008:* H.R. 1532, amended, to amend the Public Health Service Act with respect to making progress toward the goal of eliminating tuberculosis; **Pages H8671–74**

*National Pain Care Policy Act of 2008:* H.R. 2994, amended, to amend the Public Health Service Act with respect to pain care; **Pages H8674–76**

*Paul D. Wellstone Muscular Dystrophy Community Assistance, Research, and Education Amendments of 2008:* H.R. 5265, amended, to amend the Public Health Service Act to provide for research with respect to various forms of muscular dystrophy, including Becker, congenital, distal, Duchenne, Emery-Dreifuss facioscapulohumeral, limb-girdle, myotonic, and oculopharyngeal, muscular dystrophies; **Pages H8676–78**

*Meth Free Families and Communities Act:* H.R. 6901, amended, to amend the Public Health Service Act to provide for the establishment of a drug-free workplace information clearinghouse, to support residential methamphetamine treatment programs for pregnant and parenting women, and to improve the prevention and treatment of methamphetamine addiction; **Pages H8678–81**

*Supporting the goals and ideals of “National Sudden Cardiac Arrest Awareness Month”:* H. Con. Res. 393, to support the goals and ideals of “National Sudden Cardiac Arrest Awareness Month”; **Pages H8684–85**

*Designating the month of March 2008 as “MRSA Awareness Month”:* H. Res. 988, amended, to designate the month of March 2008 as “MRSA Awareness Month”; **Pages H8685–86**

*Heart Disease Education, Analysis Research, and Treatment for Women Act:* H.R. 1014, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women; **Pages H8688–91**

*Code Talkers Recognition Act of 2008:* H.R. 4544, amended, to require the issuance of medals to recognize the dedication and valor of Native American code talkers; **Pages H8696–99**

*Stephanie Tubbs Jones Gift of Life Medal Act of 2008:* H.R. 6950, to establish the Stephanie Tubbs Jones Gift of Life Medal for organ donors and the family of organ donors; and **Pages H8700–03**

*Family Self-Sufficiency Act:* H.R. 3018, to provide for payment of an administrative fee to public housing agencies to cover the costs of administering family self-sufficiency programs in connection with

the housing choice voucher program of the Department of Housing and Urban Development.

**Pages H8703–05**

**Recess:** The House recessed at 11:39 p.m. and reconvened at 12:08 a.m. on Wednesday, September 24th.

**Page H8714**

**Lance Corporal Eric Paul Valdepenas Post Office Building Designation Act:** The House agreed to discharge from committee and pass H.R. 6874, to designate the facility of the United States Postal Service located at 156 Taunton Avenue in Seekonk, Massachusetts, as the “Lance Corporal Eric Paul Valdepenas Post Office Building”.

**Page H8715**

**Honoring the 225th Anniversary of the Continental Congress meeting in Nassau Hall, Princeton, New Jersey, in 1783:** The House agreed to discharge from committee and agree to H. Con. Res. 351, to honor the 225th Anniversary of the Continental Congress meeting in Nassau Hall, Princeton, New Jersey, in 1783.

**Page H8715**

**Commemorating the 250th Anniversary of the Naming of Pittsburgh as the culmination of the Forbes Campaign across Pennsylvania and the significance this event played in the making of America, in the settlement of the Continent, and in spreading the ideals of freedom and democracy throughout the world:** The House agreed to discharge from committee and agree to H. Res. 1000, to commemorate the 250th Anniversary of the Naming of Pittsburgh as the culmination of the Forbes Campaign across Pennsylvania and the significance this event played in the making of America, in the settlement of the Continent, and in spreading the ideals of freedom and democracy throughout the world.

**Page H8715**

**Congratulating Michael Phelps, 2008 Beijing Summer Olympics champion swimmer, on winning 8 gold medals in the Games of the XXIX Olympiad and becoming one of the most highly decorated athletes in Olympic history:** The House agreed to discharge from committee and agree to H. Res. 1418, to congratulate Michael Phelps, 2008 Beijing Summer Olympics champion swimmer, on winning 8 gold medals in the Games of the XXIX Olympiad and becoming one of the most highly decorated athletes in Olympic history.

**Page H8716**

**Reverend Earl Abel Post Office Building Designation Act:** The House agreed to discharge from committee and pass H.R. 6198, to designate the facility of the United States Postal Service located at 1700 Cleveland Avenue in Kansas City, Missouri, as the “Reverend Earl Abel Post Office Building”.

**Page H8716**

**Supporting the goals and ideals of Sickle Cell Disease Awareness Month:** The House agreed to discharge from committee and agree to H. Res. 1453, to support the goals and ideals of Sickle Cell Disease Awareness Month.

**Pages H8716–17**

**Honoring professional surveyors and recognizing their contributions to society:** The House agreed to discharge from committee and agree to H. Con. Res. 223, to honor professional surveyors and recognizing their contributions to society.

**Page H8717**

**Kenneth Peter Zebrowski Post Office Building Designation Act:** The House agreed to discharge from committee and pass H.R. 6199, to designate the facility of the United States Postal Service located at 245 North Main Street in New City, New York, as the “Kenneth Peter Zebrowski Post Office Building”.

**Page H8717**

**Supporting the goals and ideals of National Ovarian Cancer Awareness Month:** The House agreed to discharge from committee and agree to H. Res. 671, to support the goals and ideals of National Ovarian Cancer Awareness Month.

**Page H8717**

**CeeCee Ross Lyles Post Office Building Designation Act:** The House agreed to discharge from committee and pass S. 3241, to designate the facility of the United States Postal Service located at 1717 Orange Avenue in Fort Pierce, Florida, as the “CeeCee Ross Lyles Post Office Building”—clearing the measure for the President.

**Pages H8717–18**

**Murphy A. Tannehill Post Office Building Designation Act:** The House agreed to discharge from committee and pass H.R. 3511, to designate the facility of the United States Postal Service located at 2150 East Hardtner Drive in Urania, Louisiana, as the “Murphy A. Tannehill Post Office Building”.

**Page H8718**

**Recognizing and celebrating the 232nd anniversary of the signing of the Declaration of Independence:** The House agreed to discharge from committee and agree to H. Con. Res. 386, to recognize and to celebrate the 232nd anniversary of the signing of the Declaration of Independence.

**Page H8718**

**Senate Message:** Message received from the Senate today appears on page H8594.

**Senate Referrals:** S. Con. Res. 93 and S. Con. Res. 96 were held at the desk; S. 3341 was referred to the Committee on Oversight and Government Reform; and S. 1193 was referred to the Committee on Natural Resources.

**Page H8718**

**Quorum Calls—Votes:** Seven yea-and-nay votes and two recorded votes developed during the proceedings of today and appear on pages H8596–97, H8597,

H8597–98, H8612–13, H8613, H8614, H8657–58, H8658, and H8659. There were no quorum calls.

**Adjournment:** The House met at 9 a.m. and adjourned at 12:16 a.m. on Wednesday, September 24th.

## *Committee Meetings*

### **TRANSFORMING THE NATION'S FOREIGN LANGUAGE CAPACITY**

*Committee on Armed Services:* Subcommittee on Oversight and Investigations held a hearing on the Department of Defense's work with states, universities and students to transform the nation's foreign language capacity. Testimony was heard from Robert O. Slater, Director, National Security Education Program, Department of Defense; and public witnesses.

### **CHILD LABOR ENFORCEMENT: ARE WE PROTECTING OUR CHILDREN**

*Committee on Education and Labor:* Subcommittee on Workforce Protections, hearing on Child Labor Enforcement: Are We Adequately Protecting our Children. Testimony was heard from Alexander Passantino, Acting Administrator, Wage and Hour Administration, Department of Labor; and public witnesses.

### **MISCELLANEOUS MEASURES**

*Committee on Energy and Commerce:* Ordered reported the following legislation: H.R. 1283, Arthritis Prevention, Control, and Cure Act of 2007; H.R. 3232, Travel Promotion Act of 2007; H.R. 3402, Calling Card Consumer Protection Act; H.R. 1157, Breast Cancer and Environmental Research Act of 2007; legislation to amend Part II of the Federal Power Act to address potential cybersecurity threats to the bulk power system; and H.R. 6568, amended, Tom Lantos Pulmonary Hypertension Research and Education Act of 2008.

### **HURRICANES IN HAITI: DISASTER AND RECOVERY**

*Committee on Foreign Affairs:* Subcommittee on Western Hemisphere held a hearing on the Hurricanes in Haiti: Disaster and Recovery. Testimony was heard from the following Representatives: Maxine Waters; Alcee L. Hastings; Barbara Lee; Kendrick B. Meek; Yvette D. Clarke; and Donna F. Edwards; Kirsten D. Madison, Deputy Assistant Secretary, Bureau of Western Hemisphere Affairs, Department of State; RADM Joseph D. Kernan, Commander, U.S. Naval Forces, Southern Command, U.S. 4th Fleet, Department of Defense; Jose R. Cardenas, Acting Assistant Administrator, Latin America and Caribbean Bureau, U.S. Agency for International Development; and a public witness.

### **PREVENTION OF EQUINE CRUELTY ACT**

*Committee on the Judiciary:* Ordered reported H.R. 6598, amended, Prevention of Equine Cruelty Act of 2008.

### **EXECUTIVE OFFICE OF IMMIGRATION REVIEW**

*Committee on the Judiciary:* Subcommittee on Immigration, Citizenship, Refugees, Border Security and International Law held a hearing on the Executive Office for Immigration Review. Testimony was heard from the following officials of the Department of Justice: Lee Lofthus, Assistant Attorney General, Administration; and Kevin Ohlson, Director, Executive Office for Immigration Review; and public witnesses.

### **IDENTIFYING LABOR SOLUTIONS FOR THE GUAM MILITARY BUILD-UP**

*Committee on Natural Resources:* Subcommittee on Insular Affairs held an oversight hearing on Identifying Labor Solutions for the Guam Military Build-Up. Testimony was heard from Douglas W. Domenech, Acting Deputy Assistant Secretary, Insular Affairs, Department of the Interior; Major Gen. David F. Bice, USMC Retired, Executive Director, Joint Guam Program Office, Department of Defense; and Maria S. Connelley, Director, Guam Department of Labor and public witnesses.

### **NECESSARY REFORM TO PEDIATRIC DENTAL CARE**

*Committee on Oversight and Government Reform:* Subcommittee on Domestic Policy, hearing on Necessary Reform to Pediatric Dental Care under Medicaid. Testimony was heard from Herb B. Kuhn, Acting Director, Center for Medicaid and State Operations, Centers for Medicare and Medicaid Services; Department Health and Human Services; Alicia Cackley, Acting Director, Health Care Team, GAO; and public witnesses.

### **PROVIDING FOR CONSIDERATION OF THE SENATE AMENDMENT TO THE BILL (H.R. 2638) MAKING APPROPRIATIONS FOR THE DEPARTMENT OF HOMELAND SECURITY FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2008, AND FOR OTHER PURPOSES**

*Committee on Rules:* Granted, by a record vote of 9–4, a rule providing for consideration of the Senate amendment to the bill (H.R. 2638), the Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009. The resolution would make in order a motion offered by the chairman of the Committee on Appropriations that the House

concur in the Senate amendment with the amendment printed in this report. The rule waives all points of order against consideration of the motion except those arising under clause 10 of rule XXI. The motion shall be debatable for 1 hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The Senate amendment and the motion shall be considered as read. Notwithstanding the operation of the previous question, the Chair may postpone consideration of the motion to a time designated by the Speaker. The rule requires the chairman of the Committee on Appropriations to insert in the Congressional Record dated September 24, 2008, such material as he may deem explanatory of the motion. Testimony was heard from Chairman Obey.

**WAIVING A REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM THE COMMITTEE ON RULES**

*Committee on Rules:* Granted, by a non-record vote, a rule waiving clause 6(a) of rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to any resolution reported on the legislative day of September 24, 2008, providing for consideration or disposition of a measure to provide incentives for energy production and conservation, to extend certain expiring provisions, to provide individual income tax relief, and for other purposes.

**FEMA'S RESPONSE TO THE 2008 HURRICANE SEASON AND THE NATIONAL HOUSING STRATEGY**

*Committee on Transportation and Infrastructure:* Subcommittee on Economic Development, Public Buildings and Emergency Management held a hearing on FEMA's Response to the 2008 Hurricane Season and the National Housing Strategy. Testimony was heard from ADM. Harvey Johnson, Deputy Administrator and Chief Operating Officer, FEMA; Cynthia Fagnoni, Managing Director, Education, Workforce and Income Security Issues, GAO; Ray Nagin, Mayor, City of New Orleans, Louisiana; and public witnesses.

**MEDIA OUTREACH TO VETERANS: AN UPDATE**

*Committee on Veterans' Affairs:* Oversight and Investigations held a hearing on Media Outreach to Veterans: An Update. Testimony was heard from Lisette M. Mondello, Assistant Secretary, Public and Inter-

governmental Affairs, Department of Veterans Affairs; and public witnesses.

**HEALTH OF THE PRIVATE HEALTH INSURANCE MARKET**

*Committee on Ways and Means:* Subcommittee on Health held a hearing on Health of the Private Health Insurance market. Testimony was heard from public witnesses.

**COMMITTEE BRIEFING**

*Permanent Select Committee on Intelligence:* Met in executive session for a briefing on the CIA's Clandestine Service. Testimony was heard from departmental witnesses.

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**COMMITTEE MEETINGS FOR WEDNESDAY, SEPTEMBER 24, 2008**

*(Committee meetings are open unless otherwise indicated)*

**Senate**

*Committee on Agriculture, Nutrition, and Forestry:* to hold hearings to examine the nomination of Mark Everett Keenum, of Mississippi, to be a Member of the Farm Credit Administration Board, Farm Credit Administration for a term ending May 21, 2014, 9:30 a.m., SR-328A.

Full Committee, with the Committee on Homeland Security and Governmental Affairs, Ad Hoc Subcommittee on Disaster Recovery, to hold joint hearings to examine the effectiveness of agricultural disaster assistance programs in the wake of the 2008 Midwest floods, Hurricane Gustav, and Hurricane Ike, 10 a.m., SR-328A.

*Committee on Commerce, Science, and Transportation:* Subcommittee on Interstate Commerce, Trade, and Tourism, to hold hearings to examine the imbalance in United States-Korea automobile trade, 10 a.m., SR-253.

Full Committee, to hold hearings to examine the safety and security of spent nuclear fuel transportation, 2 p.m., SR-253.

*Committee on Environment and Public Works:* to hold hearings to examine the Bush Administration's environmental record at the Department of the Interior and the Environmental Protection Agency (EPA), 2:30 p.m., SD-406.

*Committee on Foreign Relations:* Subcommittee on African Affairs, to hold hearings to examine Africa's management of its extractive industries, 9:30 a.m., SD-419.

Full Committee, to hold hearings to examine the nominations of James Franklin Jeffrey, of Virginia, to be Ambassador to the Republic of Turkey, and Gene Allan Cretz, of New York, to be Ambassador to Libya, 2:30 p.m., SD-419.

*Committee on Homeland Security and Governmental Affairs:* Ad Hoc Subcommittee on Disaster Recovery, with the Committee on Agriculture, Nutrition, and Forestry, to hold joint hearings to examine the effectiveness of agricultural disaster assistance programs in the wake of the 2008 Midwest floods, Hurricane Gustav, and Hurricane Ike, 10 a.m., SR-328A.

Full Committee, to hold hearings to examine domestic partner benefits for federal employees, 10 a.m., SD-342.

Ad Hoc Subcommittee on State, Local, and Private Sector Preparedness and Integration, to hold hearings to examine the Federal Emergency Management Agency's (FEMA) future preparedness planning, 2:30 p.m., SD-342.

*Committee on the Judiciary*: Subcommittee on Human Rights and the Law, to hold hearings to examine extracting natural resources, focusing on corporate responsibility and the rule of law, 10:45 a.m., SH-216.

Subcommittee on Terrorism, Technology and Homeland Security, to hold hearings to examine the Visa Waiver Program, focusing on mitigating risks to ensure the safety of all Americans, 2:30 p.m., SH-216.

*Committee on Veterans' Affairs*: to hold oversight hearings to examine cooperation and collaboration by the Departments of Veterans Affairs and Defense on information technology efforts, 9:30 a.m., SR-418.

*Special Committee on Aging*: to hold hearings to examine ways to respect Americans' choices at the end of life, 10:30 a.m., SD-562.

### House

*Committee on Appropriations*, Subcommittee on Legislative, on Capitol Visitor Center, oversight, 11 a.m., 2362A Rayburn.

*Committee on Armed Services*, hearing on Consideration for an American Grand Strategy, 10 a.m., 2118 Rayburn.

*Committee on the Budget*, hearing on the Federal Response to Market Turmoil: What's the Impact on the Budget, 10 a.m., 210 Cannon.

*Committee on Energy and Commerce*, Subcommittee on Environment and Hazardous Materials, hearing on Hazardous Substance Releases and Reporting under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) and the Emergency Planning and Community Right-to-Know Act of 1986 (EPCRA), 10:30 a.m., 2123 Rayburn.

*Committee on Financial Services*, hearing on The Future of Financial Services: Exploring Solutions for the Market Crisis, 12:30 p.m., 2128 Rayburn.

*Committee on Homeland Security*, Subcommittee on Intelligence, Information Sharing and Terrorism Risk Assessment, hearing on A Report Card on Homeland Security Information Sharing, 10 a.m., 311 Cannon.

*Committee on the Judiciary*, Subcommittee on the Constitution, Civil Rights and Civil Liberties, and the Subcommittee on Elections of the Committee on House Administration, joint hearing on Federal, State and Local Efforts to Prepare for the 2008 General Election, 10 a.m., 2141 Rayburn.

2141 Rayburn.

*Committee on Natural Resources*, Subcommittee on Fisheries, Wildlife and Oceans, oversight hearing on recent trends concerning annual budgets for the National Wildlife Refuge System and implications for management activities, 10 a.m., 1324 Longworth.

*Committee on Oversight and Government Reform*, Subcommittee on Government Management, Organization, and Procurement, hearing on Passing the Baton: Preparing for the Presidential Transition, 2 p.m., 2247 Rayburn.

Subcommittee on Information Policy, Census and National Archives, hearing on How Information Policy Affects Competitive Viability in Minority Contracting, 2 p.m., 2154 Rayburn.

Subcommittee on National Security, and Foreign Affairs, hearing on Oversight of U.S.-Pakistan Relations: From Ad Hoc and Transactional to Strategic and Enduring, 2 p.m., 2203 Rayburn.

*Committee on Small Business*, Subcommittee on Contracting and Technology, hearing on Small Business Recovery from the Midwest Disasters of 2008, 2 p.m., 1539 Longworth.

*Committee on Transportation and Infrastructure*, to mark up the following: H.R. 6707, Taking Responsible Action for Community Safety Act; GSA Capital Investment and Leasing Program Resolutions; U.S. Army Corps of Engineers Survey Resolution; and other matters, 11 a.m., and a hearing on National Mediation Board Oversight of Elections for Union Representation, 2 p.m., 2167 Rayburn.

*Committee on Veterans' Affairs*, Subcommittee on Economic Opportunity, to continue oversight hearings on G.I. Bill Implementation, 1 p.m., 340 Cannon.

*Committee on Ways and Means*, Subcommittee on Oversight, hearing on Pension Benefit Guaranty Corporation, 11 a.m., 1100 Longworth.

*Permanent Select Committee on Intelligence*, Subcommittee on Oversight and Investigations, executive, to consider pending business, 10 a.m., H-405 Capitol.

Subcommittee on Terrorism, Human Intelligence, Analysis and Counterintelligence, executive, to consider pending business, 3 p.m., H-405 Capitol.

Subcommittee on Terrorism, Human Intelligence, Analysis and Counterintelligence, briefing on Hot Spots, 8:45 a.m., H-405 Capitol.

### Joint Meetings

*Joint Economic Committee*: to hold hearings to examine the current economic outlook, 10 a.m., SD-106.

*Next Meeting of the SENATE*

9:30 a.m., Wednesday, September 24

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Wednesday, September 24

## Senate Chamber

## House Chamber

**Program for Wednesday:** Senate will be in a period of morning business.

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



# Congressional Record

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