

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S1813–S1878*

**Measures Introduced:** Sixteen bills and two resolutions were introduced, as follows: S. 543–558, S. Res. 77, and S. Con. Res. 10. **Page S1848**

#### Measures Reported:

S. 214, to amend chapter 35 of title 28, United States Code, to preserve the independence of United States attorneys, with an amendment. **Page S1848**

#### Measures Passed:

**Antitrust Modernization Commission:** Senate passed H.R. 742, to amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction, clearing the measure for the President. **Page S1873**

**Continuing Appropriations—Agreement:** A unanimous-consent agreement was reached providing that Senate resume consideration of H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, at 2:15 p.m., on Tuesday, February 13, 2007; that the time until 2:30 p.m., be equally divided and controlled by the Majority Leader and Republican Leader, or their designees; that at 2:30 p.m., Senate vote on the motion to invoke cloture on the resolution; and provided further that on Tuesday, February 13, 2007, Members have until noon to file second-degree amendments. **Page S1873**

#### Appointments:

**Reading of Washington's Farewell Address:** The Chair, on behalf of the Vice President, pursuant to the order of the Senate on January 24, 1901, as modified by the order of February 5, 2007, appointed Senator Corker to read Washington's Farewell Address on Monday, February 26, 2007. **Page S1873**

**Messages From the President:** Senate received the following messages from the President of the United States:

Transmitting, pursuant to law, a report relative to the export of items to the People's Republic of

China; which was referred to the Committee on Foreign Relations. (PM–6) **Page S1846**

Transmitting, pursuant to law, the Economic Report of the President dated February 2007 with the Annual Report of the Council of Economic Advisers for 2007; which was referred to the Joint Economic Committee. (PM–7) **Pages S1846–47**

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

John D. Negroponte, of New York, to be Deputy Secretary of State. **Pages S1873, S1878**

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

Janis Herschkowitz, of Pennsylvania, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

David George Nason, of Rhode Island, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Nguyen Van Hanh, of California, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Zalmay Khalilzad, of Maryland, to be Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations.

Zalmay Khalilzad, of Maryland, to be the Representative of the United States of America to the United Nations, with the rank and status of Ambassador, and the Representative of the United States of America in the Security Council of the United Nations.

Ford M. Fraker, of Massachusetts, to be Ambassador to the Kingdom of Saudi Arabia.

Marylyn Andrea Howe, of Massachusetts, to be a Member of the National Council on Disability for a term expiring September 17, 2008.

Lonnie C. Moore, of Kansas, to be a Member of the National Council on Disability for a term expiring September 17, 2008.

Cynthia Allen Wainscott, of Georgia, to be a Member of the National Council on Disability for a term expiring September 17, 2008.

W. Craig Vanderwagen, of Maryland, to be Assistant Secretary for Preparedness and Response, Department of Health and Human Services.

David C. Geary, of Missouri, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2010.

Eric Alan Hanushek, of California, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2010.

Carol D'Amico, of Indiana, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2010.

Ellen C. Williams, of Kentucky, to be a Governor of the United States Postal Service for a term expiring December 8, 2014.

Kristine Mary Miller, of Colorado, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2010.

Brenda L. Kingery, of Texas, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2012.

Julie E. Kitka, of Alaska, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2012.

Sonya Kelliher Combs, of Alaska, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2008.

Perry R. Eaton, of Alaska, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development for a term expiring May 19, 2012.

**Pages S1877–78**

**Nomination Withdrawn:** Senate received notification of withdrawal of the following nomination:

Ellen C. Williams, of Kentucky, to be a Governor of the United States Postal Service for a term expiring December 8, 2016, which was sent to the Senate on January 9, 2007.

**Page S1878**

**Messages From the House:** **Page S1847**

**Executive Communications:** **Pages S1847–48**

**Additional Cosponsors:** **Pages S1848–50**

**Statements on Introduced Bills/Resolutions:** **Pages S1850–69**

**Additional Statements:** **Pages S1845–46**

**Amendments Submitted:** **Pages S1869–73**

**Notices of Hearings/Meetings:** **Page S1873**

**Authorities for Committees to Meet:** **Page S1873**

**Adjournment:** Senate convened at 1:00 p.m., and adjourned at 7:22 p.m., until 10 a.m., on Tuesday, February 13, 2007.

## Committee Meetings

*(Committees not listed did not meet)*

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee approved for reporting the following subcommittee assignments for the 110th Congress:

*Subcommittee on Aviation Operations, Safety, and Security:* Senators Rockefeller (Chair), Kerry, Dorgan, Boxer, Nelson (FL), Cantwell, Lautenberg, Pryor, Carper, McCaskill, Klobuchar, Lott, McCain, Hutchison, Snowe, Smith, Ensign, Sununu, DeMint, Vitter, and Thune.

*Subcommittee on Science, Technology, and Innovation:* Senators Kerry (Chair), Rockefeller, Dorgan, Boxer, Cantwell, Pryor, McCaskill, Klobuchar, Ensign, McCain, Hutchison, Smith, Sununu, DeMint, and Thune.

*Subcommittee on Interstate Commerce, Trade, and Tourism:* Senators Dorgan (Chair), Rockefeller, Kerry, Boxer, Cantwell, Pryor, McCaskill, DeMint, McCain, Snowe, Smith, Ensign, and Sununu.

*Subcommittee on Space, Aeronautics, and Related Science:* Senators Nelson (FL) (Chair), Kerry, Dorgan, Pryor, Hutchison, Lott, and Sununu.

*Subcommittee on Oceans, Atmosphere, Fisheries, and Coast Guard:* Senators Cantwell (Chair), Kerry, Boxer, Nelson (FL), Lautenberg, Carper, Klobuchar, Snowe, Lott, Smith, Sununu, DeMint, and Vitter.

*Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety, and Security:* Senators Lautenberg (Chair), Rockefeller, Kerry, Dorgan, Cantwell, Pryor, Carper, McCaskill, Klobuchar, Smith, McCain, Lott, Hutchison, Snowe, DeMint, Vitter, and Thune.

*Subcommittee on Consumer Affairs, Insurance, and Automotive Safety:* Senators Pryor (Chair), Rockefeller, Nelson (FL), Cantwell, Lautenberg, Carper, McCaskill, Klobuchar, Sununu, McCain, Lott, Snowe, Smith, Vitter, and Thune.

*Senators Inouye and Stevens are ex officio members of each of the Subcommittees.*

## ENERGY EFFICIENCY

*Committee on Energy and Natural Resources:* Subcommittee on Energy concluded a hearing to examine recommendations on policies and programs to improve the energy efficiency of buildings and to expand the role of electric and gas utilities in energy efficiency programs, after receiving testimony from Kim Christianson, North Dakota Department of Commerce, Bismarck, on behalf of the National As-

sociation of State Energy Officials; R. K. Stewart, American Institute of Architects, and Kateri Callahan, Alliance to Save Energy, both of Washington, D.C.; Charles R. Zimmerman, Wal-Mart Stores, Inc., Bentonville, Arkansas; Jack Hebert, Cold Climate Housing Research Center, Fairbanks, Alaska; and James E. Rogers, Duke Energy, Charlotte, North Carolina, on behalf of the Edison Electric Institute.

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## House of Representatives

### *Chamber Action*

**Public Bills and Resolutions Introduced:** 26 public bills, H.R. 979–1004; 1 private bill, H.R. 1005; and 7 resolutions, H. Con. Res. 63–64 and H. Res. 152–156, were introduced. **Pages H1470–71**

**Additional Cosponsors:** **Pages H1471–72**

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

H.R. 342, to designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the “Rush Hudson Limbaugh, Sr., United States Courthouse”, with amendments (H. Rept. 110–10);

H.R. 798, to direct the Administrator of General Services to install a photovoltaic system for the headquarters building of the Department of Energy (H. Rept. 110–11); and

H. Res. 157, providing for consideration of H. Con. Res. 63, disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq (H. Rept. 110–12). **Page H1470**

**Speaker:** Read a letter from the Speaker wherein she appointed Representative Inslee to act as Speaker pro tempore for today. **Page H1425**

**Recess:** The House recessed at 12:31 p.m. and reconvened at 2:00 p.m. **Page H1425**

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

*Recognizing and honoring the employees of the Department of Homeland Security for their efforts and contributions to protect and secure the Nation:* H. Res. 134, to recognize and honor the employees of the Department of Homeland Security for their efforts and contributions to protect and secure the Nation, by a  $\frac{2}{3}$  yeas-and-nays vote of 412 yeas with none voting “nay”, Roll No. 93;

**Pages H1426–30, H1447–48**

*Establishing a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges:* H.R. 34, to establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges; **Pages H1430–33**

*Honoring and praising the National Association for the Advancement of Colored People on the occasion of its 98th anniversary:* H. Con. Res. 44, to honor and praise the National Association for the Advancement of Colored People on the occasion of its 98th anniversary, by a  $\frac{2}{3}$  yeas-and-nays vote of 410 yeas with none voting “nay”, Roll No. 94;

**Pages H1433–36, H1448–49**

*Recognizing the historical significance of the Pinedale Assembly Center, the reporting site for 4,823 Japanese Americans who were unjustly interned during World War II:* H. Res. 109, to recognize the historical significance of the Pinedale Assembly Center, the reporting site for 4,823 Japanese Americans who were unjustly interned during World War II; **Pages H1440–41**

*Miguel Angel Garcia Mendez Post Office Building Designation Act:* H.R. 414, to designate the facility of the United States Postal Service located at 60 Calle McKinley, West in Mayaguez, Puerto Rico, as the “Miguel Angel Garcia Mendez Post Office Building”; **Pages H1442–43**

*Rush Hudson Limbaugh, Sr., United States Courthouse Designation Act:* H.R. 342, to designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the “Rush Hudson Limbaugh, Sr., United States Courthouse”; and **Pages H1443–44**

Agreed to amend the title so as to read: “To designate the United States courthouse located at 555 Independence Street in Cape Girardeau, Missouri, as

the ‘Rush Hudson Limbaugh, Sr. United States Courthouse’.” **Page H1444**

*Directing the Administrator of General Services to install a photovoltaic system for the headquarters building of the Department of Energy:* H.R. 798, to direct the Administrator of General Services to install a photovoltaic system for the headquarters building of the Department of Energy.

**Pages H1444–46**

**Presidential Messages:** Read a message from the President certifying that export of certain items to the People’s Republic of China is not detrimental to the U.S. space launch industry—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 110–14) and **Page H1446**

Read a message from the President wherein he transmitted to Congress the 2007 Economic Report of the President—referred to the Joint Economic Committee and ordered printed (H. Doc. 110–2).

**Page H1447**

**Recess:** The House recessed at 4:43 p.m. and reconvened at 6:30 p.m. **Page H1447**

**Suspensions:** The House debated the following measures under suspension of the rules. Further proceedings were postponed until a later date:

*Recognizing the significance of the 65th anniversary of the signing of Executive Order 9066 by President Franklin D. Roosevelt:* H. Res. 122, to recognize the significance of the 65th anniversary of the signing of Executive Order 9066 by President Franklin D. Roosevelt and to support the goals of the Japanese American, German American, and Italian American communities in recognizing a National Day of Remembrance to increase public awareness of the events surrounding the restriction, exclusion, and internment of individuals and families during World War II and **Pages H1436–39**

*Lino Perez, Jr. Post Office Designation Act:* H.R. 437, to designate the facility of the United States Postal Service located at 500 West Eisenhower Street in Rio Grande City, Texas, as the “Lino Perez, Jr. Post Office”. **Pages H1441–42**

**Committee Elections:** The House agreed to H. Res. 153, electing the following Members to serve on the Committee on Standards of Official Conduct of the House of Representatives: Representatives Bonner, Barrett (SC), Kline, and McCaul (TX). **Page H1449**

**Senate Message:** Message received from the Senate today appears on page H1453.

**Quorum Calls—Votes:** Two yea-and-nay votes developed during the proceedings of today and appear on pages H1447–48 and H1448–49. There were no quorum calls.

**Adjournment:** The House met at 12:30 p.m. and adjourned at 11 p.m.

## Committee Meetings

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense held a hearing on U.S. Air Force Fiscal Year 2007 Supplemental Request. Testimony was heard from the following officials of the Department of the Air Force: Michael W. Wynnee, Secretary; and GEN T. Michael Moseley, USMC, Chief of Staff.

### RESOLUTION DISAPPROVING DEPLOYMENT OF ADDITIONAL U.S. TROOPS TO IRAQ

*Committee on Rules:* Granted, by a vote of 9 to 4, a closed rule. The rule provides for the following general debate in the House on H. Con. Res. 63, disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq: (1) not beyond midnight on Tuesday, February 13, 2007; (2) not beyond midnight on Wednesday, February 14, 2007; and (3) 12 hours beginning on Thursday, February 15, 2007. All debate is equally divided and controlled by the Majority and Minority Leader or their designees. The rule waives all points of order against consideration of the concurrent resolution and provides that the concurrent resolution shall be considered as read.

The rule provides that the Majority Leader at any time, after consultation with the Minority Leader, may extend debate time for an additional hour. The rule also provides that, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker. Finally, the rule contains one motion to recommit which may not contain instructions. Testimony was heard from Chairman Skelton, Chairman Lantos, Representatives Jones of North Carolina, Pence, Wolf, Shays, Gilchrest, and Sam Johnson of Texas.

### SMALL BUSINESS TAX RELIEF ACT OF 2007

*Committee on Ways and Means:* Ordered reported, as amended, H.R. 976, Small Business Tax Relief Act of 2007.

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## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D138)

H.R. 188, to provide a new effective date for the applicability of certain provisions of law to Public Law 105–331. Signed on February 8, 2007 (Public Law 110–3)

## COMMITTEE MEETINGS FOR TUESDAY, FEBRUARY 13, 2007

(Committee meetings are open unless otherwise indicated)

### Senate

*Committee on Agriculture, Nutrition, and Forestry:* to hold hearings to examine challenges and opportunities relating to rural development, 9:45 a.m., SR-328A.

*Committee on Appropriations:* Subcommittee on Interior and Related Agencies, to hold oversight hearings to examine the Outer Continental Shelf oil and natural gas royalty management by the Department of the Interior, 10 a.m., SD-124.

*Committee on the Budget:* to hold hearings to examine the President's Fiscal Year 2008 budgetary proposals for the Department of Health and Human Services, 10 a.m., SD-608.

*Committee on Commerce, Science, and Transportation:* business meeting to consider pending calendar business, 10 a.m., SR-253.

*Committee on Energy and Natural Resources:* to hold hearings to examine the "Stern Review of the Economics of Climate Change" examining the economic impacts of climate change and stabilizing greenhouse gases in the atmosphere, 10 a.m., SD-106.

*Committee on Environment and Public Works:* to hold hearings to review and report the recommendations of the United States Climate Action Partnership Report, 10 a.m., SD-406.

*Committee on Health, Education, Labor, and Pensions:* to hold hearings to examine The Healthy Families Act, focusing on safeguarding Americans' livelihood, families and health with paid sick days, 10 a.m., SD-430.

*Committee on Homeland Security and Governmental Affairs:* to hold hearings to examine the Homeland Security Department's budget request for Fiscal Year 2008, 10 a.m., SD-342.

*Committee on Small Business and Entrepreneurship:* to hold hearings to examine alternatives for easing small business health care costs, 10 a.m., SR-428A.

*Committee on Veterans' Affairs:* to hold hearings to examine the President's proposed budget request for fiscal year 2008 for veterans programs, 9:30 a.m., SR-418.

*Select Committee on Intelligence:* to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

### House

*Committee on Appropriations,* Subcommittee on Defense, on U.S. Navy/Marine Corps Fiscal Year 2007 Supplemental Request, 1:30 p.m., H-140 Capitol.

Subcommittee on Homeland Security, on Aviation Security Challenges, 10 a.m., and on Transportation Security Challenges, 2 p.m., 2358 Rayburn.

Subcommittee on Interior, Environment, and Related Agencies, on Overview of National Forest Service, 10 a.m., B-308 Rayburn.

Subcommittee on Military Construction, Veterans' Affairs, and Related Agencies, on Related Agencies, on 9:30 a.m., H-143 Capitol.

*Committee on Armed Services,* hearing on an assessment of security and stability in Afghanistan and developments in U.S. strategy and operations, 10 a.m., 2118 Rayburn.

Subcommittee on Military Personnel, hearing to review the fiscal year 2008 military health care budget and the challenges facing the military health care system, 2 p.m., 2212 Rayburn.

Subcommittee on Seapower and Expeditionary Forces and the Subcommittee on Readiness, joint hearing on U.S. Marine Corps and U.S. Navy reset requirements, 3 p.m., 2118 Rayburn.

*Committee on the Budget,* hearing on the Department of Health and Human Services Fiscal Year 2008 Budget, 2 p.m., 210 Cannon.

*Committee on Energy and Commerce,* Subcommittee on Energy and Air Quality, hearing entitled "Addressing Climate Change—Views from Private Sector Panels," 10 a.m., 2322 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled "The Adequacy of FDA to Assure the Safety of the Drug Supply, 9:15 a.m., 2123 Rayburn.

*Committee on Financial Services,* to mark up the following bills: H.R. 835, To reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians; and H.R. 556, National Security Foreign Investment Reform and Strengthened Transparency Act of 2007 and to consider the Oversight Plan for the 110th Congress, 10 a.m., 2128 Rayburn.

*Committee on Foreign Affairs,* hearing on the Future of the United Nations under Ban Ki-Moon, 10 a.m., 2172 Rayburn.

*Committee on Homeland Security,* Subcommittee on Border, Maritime, and Global Counterterrorism, hearing entitled "Border Security: Infrastructure, Technology, and the Human Element," 10 a.m., 311 Cannon.

Subcommittee on Transportation Security and Infrastructure Protection, hearing entitled "Rail and Mass Transit Security: Industry and Labor Perspectives," 3 p.m., Cannon.

*Committee on the Judiciary,* Subcommittee on Commercial and Administrative Law held an oversight hearing entitled "Amending Executive Order 12866: Good Governance or Regulatory Usurpation?" 1 p.m., 2141 Rayburn.

*Committee on Oversight and Government Reform,* hearing on the following: the Executive Branch Reform Act of 2007; and the Whistleblower Protection Enhancement Act of 2007, 10 a.m., 2154 Rayburn.

*Committee on Science and Technology,* hearing on National Imperatives for Earth and Climate Science (National Academy of Sciences Decadal Survey), 10 a.m., 2318 Rayburn.

Subcommittee on Investigations and Oversight, hearing on Amending Executive Order 12866: Good Governance or Regulatory Usurpation? 12 p.m., 2141 Rayburn.

*Committee on Transportation and Infrastructure,* Subcommittee on Highways and Transit, hearing entitled "Public-Private Partnerships: Innovative Financing and Protecting the Public Interest," 10 a.m., 2167 Rayburn.

Subcommittee on Railroads, Pipelines and Hazardous Materials, hearing entitled “Fatigue in the Rail Industry,” 2 p.m., 2167 Rayburn.

*Committee on Ways and Means*, Subcommittee on Health, hearing on the Medicare portions of the President’s Fiscal Year 2008 Budget Proposals, 2 p.m., 1100 Longworth.

Subcommittee on Income Security and Family Support, to meet for organizational purposes; followed by a hearing on economic opportunity and poverty in America, 10 a.m., B-318 Rayburn.

Subcommittee on Oversight, hearing on Earned Income Tax Credit Outreach, 1 p.m., B-318 Rayburn.

*Next Meeting of the SENATE*

10 a.m., Tuesday, February 13

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Tuesday, February 13

## Senate Chamber

**Program for Tuesday:** After the transaction of any morning business (not to extend beyond 12:30 p.m.), Senate will resume consideration of H.J. Res. 20, Continuing Appropriations, at 2:15 p.m. and following a period of debate, vote on the motion to invoke cloture on the resolution at approximately 2:30 p.m.

*(Senate will recess from 12:30 p.m. until 2:15 p.m. for their respective party conferences.)*

## House Chamber

**Program for Tuesday:** Begin consideration of H. Con. Res. 63—Disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq (subject to a rule).

## Extensions of Remarks, as inserted in this issue

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