

# Daily Digest

## HIGHLIGHTS

The House passed H.R. 1699, to authorize appropriations for the Coast Guard for fiscal year 2002.

## Senate

### Chamber Action

*Routine Proceedings, pages S5907–S5995*

**Measures Introduced:** Twelve bills and one resolution were introduced, as follows: S. 994–1005, and S. Con. Res. 47. **Pages S5966–67**

#### Measures Passed:

**Copyright Infringement Exemption:** Senate passed S. 487, to amend chapter 1 of title 17, United States Code, relating to the exemption of certain performances or displays for educational uses from copyright infringement provisions, to provide that the making of copies or phonorecords of such performances or displays is not an infringement under certain circumstances, after agreeing to the committee amendment in the nature of a substitute, and the following amendments proposed thereto:

**Pages S5988–95**

Reid (for Hatch) Amendment No. 793, to clarify the application of certain technological measures.

**Page S5595**

Reid (for Hatch) Amendment No. 794, to amend the title.

**Page S5595**

**Elementary and Secondary Education Act Authorization:** Senate continued consideration of S. 1, to extend programs and activities under the Elementary and Secondary Education Act of 1965, taking action on the following amendments proposed thereto:

**Pages S5907–54**

#### Adopted:

Kennedy (for Corzine) Amendment No. 356 (to Amendment No. 358), to promote the concept of achieving financial literacy through the teaching of personal financial management skills, including the basic principles involved in earning, spending, saving, and investing.

**Pages S5916–17**

Subsequently, the amendment was modified.

**Pages S5925–26**

Kennedy (for Reed) Amendment No. 401 (to Amendment No. 358), to assist parents in becoming active participants in the education of their children.

**Pages S5916–17**

Kennedy (for Reed) Amendment No. 434 (to Amendment No. 358), to revise the definition of parental involvement.

**Pages S5916–17**

Gregg (for Voinovich) Modified Amendment No. 513 (to Amendment No. 358), to develop and implement effective mechanisms to assist local education agencies and schools in effectively recruiting and retaining highly qualified teachers and principals, and in cases in which a State deems appropriate, pupil services personnel.

**Pages S5916–17**

Gregg (for Enzi) Amendment No. 642 (to Amendment No. 358), to provide for Indian education programs.

**Pages S5916–17**

Gregg (for Enzi) Modified Amendment No. 643 (to Amendment No. 358), to provide rural schools with options to improve student performance during the reconstitution process.

**Pages S5916–17**

Kennedy (for Torricelli) Modified Amendment No. 363 (to Amendment No. 358), to enable local educational agencies to extend the amount of educational time spent in schools, including enabling the agencies to extend the length of the school year to 210 days.

**Pages S5916–17**

Subsequently, the amendment was further modified.

**Pages S5925–26**

Kennedy (for Nelson of FL) Modified Amendment No. 638 (to Amendment No. 358), to provide for an annual report to Congress on a State's progress in developing and implementing student assessments.

**Pages S5916–17**

Gregg (for Hatch) Modified Amendment No. 354 (to Amendment No. 358), to establish a study on finance disparities and the effects of equalization on student performance.

**Pages S5916–17**

Gregg (for Hatch) Modified Amendment No. 418 (to Amendment No. 358), to provide for the protection of pupil rights.

**Pages S5916–17**

Kennedy (for Levin) Modified Amendment No. 633 (to Amendment No. 358), to ensure that grant funds are available for use to enhance educators' knowledge in the use of computer related technology to enhance student learning. **Pages S5916–17**

By 96 yeas to 1 nay (Vote No. 175), Smith (of NH) Amendment No. 487 (to Amendment No. 358), expressing the sense of the Senate to urge that no less than 95 percent of Federal education dollars be spent in the classroom. **Pages S5922–25**

Hutchison Modified Amendment No. 540 (to Amendment No. 358), to amend certain provisions relating to same gender schools and classrooms. **Pages S5943–45**

Gregg (for Hutchinson) Modified Amendment No. 557 (to Amendment No. 358), to provide additional limitations on national testing of students, national testing and certification of teachers, and the collection of personally identifiable information. **Pages S5951–54**

Kennedy (for Bingaman) Modified Amendment No. 483 (to Amendment No. 358), to establish a National Panel on Teacher Mobility. **Pages S5951–54**

Gregg (for Murkowski) Modified Amendment No. 404 (to Amendment No. 358), to provide for the funding of suicide prevention programs. **Pages S5951–54**

Gregg (for Hutchinson) Modified Amendment No. 556 (to Amendment No. 358), to provide additional protections and limitations regarding private schools, religious schools, and home schools. **Pages S5951–54**

Kennedy (for Hollings) Modified Amendment No. 624 (to Amendment No. 358), to provide for the identification and recognition of exemplary schools and programs such as Blue Ribbon Schools, and for demonstration projects to evaluate the performance of such Blue Ribbon Schools. **Pages S5951–54**

Gregg (for Smith of NH) Amendment No. 548 (to Amendment No. 358), to limit the application of the bill with respect to the teaching of the Bible in any public school. **Pages S5951–54**

Gregg (for Domenici/Kennedy) Amendment No. 415 (to Amendment No. 358), to establish a grant program for the integration of schools and mental health systems. **Pages S5951–54**

Rejected:

By 43 yeas to 55 nays (Vote No. 174), Carnahan/Nelson (of NE) Amendment No. 385 (to Amendment No. 358), to limit the application of assessment requirements based on the costs to the State in administering such assessments. **Pages S5917–22**

By 23 yeas to 71 nays (Vote No. 176), Wellstone Amendment No. 466 (to Amendment No. 358), to limit the conduct of certain assessments based on the provision of sufficient funding to carry out part A

of title I of the Elementary and Secondary Education Act of 1965. **Pages S5926–43, S5945–47**

Pending:

Jeffords Amendment No. 358, in the nature of a substitute. **Pages S5907–54**

Kennedy (for Dodd) Amendment No. 382 (to Amendment No. 358), to remove the 21st century community learning center program from the list of programs covered by performance agreements. **Pages S5907–08**

Biden Amendment No. 386 (to Amendment No. 358), to establish school-based partnerships between local law enforcement agencies and local school systems, by providing school resource officers who operate in and around elementary and secondary schools. **Page S5908**

Leahy (for Hatch) Amendment No. 424 (to Amendment No. 358), to provide for the establishment of additional Boys and Girls Clubs of America. **Page S5908**

Helms Amendment No. 574 (to Amendment No. 358), to prohibit the use of Federal funds by any State or local educational agency or school that discriminates against the Boy Scouts of America in providing equal access to school premises or facilities. **Page S5908**

Helms Amendment No. 648 (to Amendment No. 574), in the nature of a substitute. **Page S5908**

Dorgan Amendment No. 640 (to Amendment No. 358), expressing the sense of the Senate that there should be established a joint committee of the Senate and House of Representatives to investigate the rapidly increasing energy prices across the country and to determine what is causing the increases. **Page S5908**

Hutchinson Modified Amendment No. 555 (to Amendment No. 358), to express the sense of the Senate regarding the Department of Education program to promote access of Armed Forces recruiters to student directory information. **Page S5908**

Bond Modified Amendment No. 476 (to Amendment No. 358), to strengthen early childhood parent education programs. **Page S5908**

Feinstein Modified Amendment No. 369 (to Amendment No. 358), to specify the purposes for which funds provided under subpart 1 of part A of title I may be used. **Page S5908**

Reed Amendment No. 431 (to Amendment No. 358), to provide for greater parental involvement. **Page S5908**

Dodd/Biden Further Modified Amendment No. 459 (to Amendment No. 358), to provide for the comparability of educational services available to elementary and secondary students within States. **Pages S5908–16**

Clinton Modified Amendment No. 516 (to Amendment No. 358), to provide for the conduct of a study concerning the health and learning impacts of sick and dilapidated public school buildings on children and to establish the Healthy and High Performance Schools Program. **Pages S5948–50**

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

Kennedy (for Bingaman) Modified Amendment No. 791 (to Amendment No. 358), to ensure that State applications and plans are developed and submitted in consultation with the Governor of the State involved (adopted on June 6, 2001), was further modified. **Pages S5925–26**

A unanimous-consent agreement was reached providing for further consideration of the bill at 2:30 p.m., on Monday, June 11, 2001, with votes to occur on certain amendments beginning at 5:15 p.m.

**Page S5951**

#### Appointments:

*U.S. Commission on International Religious Freedom:* The Chair, on behalf of the President pro tempore, upon the recommendation of the Majority Leader, pursuant to Public Law 105–292, as amended by Public Law 106–55, appointed the following individuals to the United States Commission on International Religious Freedom: Dr. Firuz Kazemzadeh of California, vice John Bolton, and Charles Richard Stith of Massachusetts, vice Theodore Cardinal McCarrick. **Pages S5987–88**

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

Steven John Morello, Sr., of Michigan, to be General Counsel of the Department of the Army.

William A. Navas, Jr., of Virginia, to be an Assistant Secretary of the Navy.

Sheila C. Bair, of Kansas, to be an Assistant Secretary of the Treasury.

Ellen G. Engleman, of Indiana, to be Administrator of the Research and Special Programs Administration, Department of Transportation.

Alex Azar II, of Maryland, to be General Counsel of the Department of Health and Human Services.

Clark T. Randt, Jr., of Connecticut, to be Ambassador to the People's Republic of China.

C. David Welch, of Virginia, to be Ambassador to the Arab Republic of Egypt. **Page S5995**

**Executive Communications:** **Pages S5962–64**

**Petitions and Memorials:** **Pages S5964–66**

**Messages From the House:** **Page S5962**

**Measures Referred:** **Page S5962**

**Measures Placed on Calendar:** **Page S5962**

**Measures Read First Time:** **Page S5962**

**Statements on Introduced Bills:** **Pages S5969–85**

**Additional Cosponsors:** **Pages S5967–69**

**Amendments Submitted:** **Page S5987**

**Additional Statements:** **Pages S5961–62**

**Notices of Hearings:** **Page S5987**

**Authority for Committees:** **Page S5987**

**Record Votes:** Three record votes were taken today. (Total—176) **Pages S5922, S5925, S5947**

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 5:57 p.m., until 10:30 a.m., on Friday, June 8, 2001. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5995.)

## Committee Meetings

(Committees not listed did not meet)

### NOMINATIONS

*Committee on Armed Services:* Committee concluded on the nominations of Susan Morrissey Livingstone, of Montana, to be Under Secretary of the Navy, Jessie Hill Roberson, of Alabama, to be Assistant Secretary of Energy for Environmental Management, and Thomas P. Christie, of Virginia, to be Director of Operational Test and Evaluation, Department of Defense, after the nominees testified and answered questions in their own behalf.

### AUTHORIZATION—NAVY AND MARINE CORPS

*Committee on Armed Services:* Subcommittee on SeaPower concluded hearings on proposed legislation authorizing funds for fiscal year 2002 for the Department of Defense and the Future Years Defense Program, focusing on Navy and Marine Corps equipment for 21st century operational requirements, after receiving testimony from Vice Adm. Dennis V. McGinn, USN, Deputy Chief, Maj. Gen. William A. Whitlow, USMC, Director, Expeditionary Warfare Division, Rear Adm. Michael J. McCabe, USN, Director, Air Warfare Division, Rear Adm. Bruce B. Engelhardt, USN, Deputy Director, Submarine Warfare Division, and Rear Adm. John M. Kelly, USN, Deputy Director, Surface Warfare Division, all of the Office of the Deputy Chief of Naval Operations for Warfare Requirements and Programs; and Lt. Gen. William L. Nyland, USMC, Deputy Commandant for Programs and Resources.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 24 public bills, H.R. 2094–2117; and 5 resolutions, H. Con. Res. 153–155 and H. Res. 158–159, were introduced. **Pages H2996–98**

**Reports Filed:** No reports were filed today.

**Guest Chaplain:** The prayer was offered by the guest Chaplain, Rev. Robert Gannon, Pastor, Our Lady Queen of Peace Roman Catholic Church of Staten Island, New York. **Page H2959**

**Journal:** The House agreed to the Speaker's approval of the Journal of Wednesday, June 6 by a yea-and-nay vote of 362 yeas to 36 nays, Roll No. 154. **Pages H2959, H2963–64**

**Member Sworn—32nd Congressional District of California:** Representative-elect Diane E. Watson of California presented herself in the well and was administered the oath of office by the Speaker. **Page H2964**

**Coast Guard Authorization:** The House passed H.R. 1699, to authorize appropriations for the Coast Guard for fiscal year 2002 by a yea-and-nay vote of 411 yeas to 3 nays, Roll No. 155. **Pages H2965–75**

Agreed To:

Traficant amendment, as modified, that specifies that any new Coast Guard vessel be constructed in the United States with U.S. steel or iron and limits its application in cases that the Secretary determines would be inconsistent with the public interest and allows non U.S. steel or iron if the Secretary finds that not enough material is not produced in the United States or that its use would increase the cost by more than 25%. **Page H2973**

Withdrawn:

Biggert amendment No. 4 printed in the Congressional Record of June 6 was offered but subsequently withdrawn that sought to authorize funding to pay the Federal share for the marine safety station on the Chicago lakefront; and **Pages H2972–73**

Hoekstra amendment No. 2 printed in the Congressional Record of June 5 was offered but subsequently withdrawn that sought to authorize continued funding for the Coast Guard air search and rescue facility in Muskegon, Michigan. **Pages H2973–74**

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill. **Page H2975**

H. Res. 155, the rule that provided for consideration of the bill, was agreed to by voice vote. Pursuant to the rule, the following resolutions were laid

on the table: H. Res. 130, H. Res. 147, H. Res. 149, and H. Res. 150. **Pages H2961–63**

**Legislative Program:** Representative Portman announced the Legislative Program for the week of June 11. **Pages H2975–76**

**Meeting Hour—Friday, June 8:** Agreed that when the House adjourns today, it adjourn to meet at 10 a.m. on Friday, June 8 in pro forma session. **Page H2976**

**Meeting Hour—Tuesday, June 12:** Agreed that when the House adjourns on Friday, June 8, it adjourn to meet at 12:30 p.m. on Tuesday, June 12 for morning-hour debates. **Page H2976**

**Calendar Wednesday:** Agreed to dispense with the Calendar Wednesday business of Wednesday, June 13. **Page H2976**

**Committee Election:** The House agreed to H. Res. 158, electing Representative Duncan to the Committee on Government Reform, Representative Gilchrest to the Committee on Science, Representative Shuster to the Committee on Small Business, and Representatives Ney (to rank after Representative Baker), Culberson, and Shuster to the Committee on Transportation and Infrastructure. **Page H2976**

**Committee Resignation:** Read a letter from Representative Culberson wherein he announced his resignation from the Committee on Science. **Page H2980**

**Late Report:** The Committee on International Relations received permission to have until 5 p.m. on May 8 to file a report on H.R. 2052, to facilitate famine relief efforts and a comprehensive solution to the war in Sudan. **Page H2976**

**Senate Message:** Message received by the Senate today appears on page H2959.

**Quorum Calls Votes:** Two yea-and-nay votes developed during the proceedings of the House today and appear on pages H2963–64 and H2974–75.

**Adjournment:** The House met at 10 a.m. and adjourned at 3:50 p.m.

## *Committee Meetings*

### COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Bureau of Prisons. Testimony was heard from Kathleen Hawk, Director, Bureau of Prisons, Department of Justice.

**INTERIOR APPROPRIATIONS**

*Committee on Appropriations:* Subcommittee on Interior approved for full Committee action the Interior appropriations for Fiscal Year 2002.

**SALES INCENTIVE COMPENSATION ACT**

*Committee on Education and the Workforce:* Subcommittee on Workforce Protections held a hearing on H.R. 2070, Sales Incentive Compensation Act. Testimony was heard from public witnesses.

**IMPORTED PHARMACEUTICALS—  
CONTINUING CONCERNS**

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing on Continuing Concerns Over Imported Pharmaceuticals. Testimony was heard from Donald Vereen, Deputy Director, Office of National Drug Control Policy; Laura Nagel, Deputy Assistant Administrator, Office of Diversion Control, DEA, Department of Justice; Elizabeth Durant, Executive Director, Trade Programs, U.S. Customs Service, Department of the Treasury; the following officials of the Department of Health and Human Services: William Hubbard, Senior Associate Commissioner, Policy, Planning and Legislation, FDA; and Alan I. Leshner, M.D., Director, National Institute on Drug Abuse; Landon Gibbs, First Sgt., State Police, State of Virginia; and public witnesses.

**INTERNATIONAL CAPITAL FLOW**

*Committee on Financial Services:* Subcommittee on Capital Markets, Insurance and Government Sponsored Enterprises held a hearing on Promotion of International Capital Flow through Accounting Standards. Testimony was heard from public witnesses.

**U.S. WAR ON AIDS**

*Committee on International Relations:* Held a hearing on the United States' War on AIDS. Testimony was heard from Andrew Natsios Administrator, AID, Department of State; and public witnesses.

**OVERSIGHT**

*Committee on the Judiciary:* Subcommittee on the Constitution held an oversight hearing on the Constitutional Role of Faith-Based Organizations in Competition for Federal Social Service Funds. Testimony was heard from Carl Esbeck, Senior Counsel to the Deputy Attorney General, Department of Justice; and public witnesses.

**OVERSIGHT—U.S. PATENT AND  
TRADEMARK OFFICE**

*Committee on the Judiciary:* Subcommittee on Courts, Internet, and Intellectual Property held an oversight hearing on the Operations of the U.S. Patent and

Trademark Office, including Review of Agency Funding. Testimony was heard from Nicholas Godici, Acting Under Secretary, Intellectual Property and Acting Director, U.S. Patent and Trademark Office, Department of Commerce; and public witnesses.

**OVERSIGHT—ETHICS OF CLONING**

*Committee on the Judiciary:* Subcommittee on Crime held an oversight hearing on "The Ethics of Cloning." Testimony was heard from public witnesses.

**MISCELLANEOUS MEASURES**

*Committee on Resources:* Subcommittee on Fisheries Conservation, Wildlife and Oceans held an hearing on the following bills: H.R. 1989, Fisheries Conservation Act of 2001; and H.R. 896, to ensure the safety of recreational fishermen and other persons who use motor vehicles to access beaches adjacent to the Brigantine Wilderness Area in the Edwin B. Forsythe National Wildlife Refuge, New Jersey, by providing a narrow transition zone above the mean high tide line where motor vehicles can be safely driven and parked. Testimony was heard from Ambassador Mary Beth West, Deputy Assistant Secretary, Oceans, Fisheries, and Space, Department of State; William Hogarth, Acting Assistant Administrator, Fisheries, NOAA, Department of Commerce; the following officials of the Department of the Interior: Kathy Short, Assistant Director, Fisheries and Habitat Conservation; and Daniel M. Ashe, Assistant Director, Refuges and Wildlife, U.S. Fish and Wildlife Service; Robert McDowell, Division Director, Fish and Wildlife, Department of Environmental Protection, State of New Jersey; and public witnesses

**MISCELLANEOUS MEASURES**

*Committee on Resources:* Subcommittee on National Parks, Recreation and Public Lands held a hearing on the following bills: H.R. 1461, to amend the National Parks Omnibus Management Act of 1998 to remove the exemption for nonprofit organizations from the general requirement to obtain commercial use authorizations; and H.R. 1491, Utah Public Lands Artifact Preservation Act of 2001. Testimony was heard from Representative Matheson; Richard G. Ring, Associate Director, Park Operations and Education, National Park Service, Department of the Interior; and public witnesses.

**NATIONAL SCIENCE EDUCATION ACT;  
NATIONAL MATHEMATICS AND SCIENCE  
PARTNERSHIPS ACT**

*Committee on Science:* Subcommittee on Research approved for full Committee action, as amended, the

following bills: H.R. 100, National Science Education Act; and H.R. 1858, National Mathematics and Science Partnerships Act.

#### 21ST CENTURY MONTGOMERY GI BILL ENHANCEMENT ACT

*Committee on Veterans' Affairs:* Subcommittee on Benefits concluded hearings on H.R. 1291, 21st Century Montgomery GI Bill Enhancement Act; and to discuss GAO's report on Veterans' Employment and Training Service (VETS). Testimony was heard from Representatives Dingell and Shows; Anthony J. Principi, Secretary of Veterans Affairs; Sigurd Nilsen, Director, Education, Workforce, and Income Security Issues, GAO; Chris Spear, Assistant Secretary, Policy, Department of Labor; and public witnesses.

#### COMMITTEE MEETINGS FOR FRIDAY, JUNE 8, 2001

*(Committee meetings are open unless otherwise indicated)*

##### Senate

*Committee on Governmental Affairs:* Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia, to hold joint hearings with the House Committee on Government Reform Subcommittee on the District of Columbia to examine the post control board period regarding the District of Columbia government, 11 a.m., 2154, Rayburn Building.

##### House

No committee meetings are scheduled.

##### Joint Meetings

*Joint Meetings:* Senate Committee on Governmental Affairs, Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia, to hold joint hearings with the House Committee on Government Reform Subcommittee on the District of Columbia to examine the post control board period regarding the District of Columbia government, 11 a.m., 2154, Rayburn Building.

*Next Meeting of the SENATE*

10:30 a.m., Friday, June 8

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Friday, June 8

## Senate Chamber

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

## House Chamber

Program for Friday: pro forma session.

## Extensions of Remarks, as inserted in this issue

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# Congressional Record

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