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No. 135—Part II

House of Representatives

□ 1016

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. DREIER) at 10 o'clock and 16 minutes a.m.

MAKING IN ORDER ON LEGISLATIVE DAY OF WEDNESDAY, OCTOBER 16, 2002, CONSIDERATION OF MOTION TO SUSPEND THE RULES

Mr. GOSS. Mr. Speaker, I ask unanimous consent that it be in order at any time on the legislative day of Wednesday, October 16, 2002, for the Speaker to entertain a motion that the House suspend the rules relating to S. 1533.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

There was no objection.

REPORT ON RESOLUTION WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS

Mr. GOSS, from the Committee on Rules, submitted a privileged report (Rept. No. 107-757) on the resolution (H. Res. 587) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules, which was referred to the House Calendar and ordered to be printed.

MESSAGE FROM THE SENATE

A message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed with amendments in which the concurrence of the House is requested, bills of the House of the following titles:

H.R. 3801. An act to provide for improvement of Federal education research, statis-

tics, evaluation, information, and dissemination, and for other purposes.

H.R. 4015. An act to amend title 38, United States Code, to revise and improve employment, training, and placement services furnished to veterans, and for other purposes.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1632. An act to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to extend the deadline for submission of State recommendations of local governments to receive assistance for predisaster hazard mitigation and to authorize the President to provide additional repair assistance to individuals and households.

The message also announce that the Senate agreed to the amendment of the House to Senate amendments with an amendment on a bill of the House of the following title:

H.R. 3253. Senate amendment to House amendment to Senate amendments—An act to amend title 38, United States Code, to provide for the establishment within the Department of Veterans Affairs of improved emergency medical preparedness, research, and education programs to combat terrorism, and for other purposes.

CORRECTION TO THE CONGRESSIONAL RECORD OF THURSDAY OCTOBER 10, 2002

The incorrect versions of the following concurrent resolutions were inadvertently printed. The correct engrossed versions are as follows:

H. CON. RES. 486

Whereas over 30,300 people will be diagnosed with pancreatic cancer this year in the United States.

Whereas the mortality rate for pancreatic cancer is 99 percent, the highest of any cancer;

Whereas pancreatic cancer is the 4th most common cause of cancer death for men and women in the United States;

Whereas there are no early detection methods and minimal treatment options for pancreatic cancer;

Whereas when symptoms of pancreatic cancer generally present themselves, it is

too late for an optimistic prognosis, and the average survival rate of those diagnosed with metastasis disease is only 3 to 6 months;

Whereas pancreatic cancer does not discriminate by age, gender, or race, and only 4 percent of patients survive beyond 5 years;

Whereas the Pancreatic Cancer Action Network (PanCAN), the only national advocacy organization for pancreatic cancer patients, facilitates awareness, patient support, professional education, and advocacy for pancreatic cancer research funding, with a view to ultimately developing a cure for pancreatic cancer; and

Whereas the Pancreatic Cancer Action Network has requested that the Congress designate November as Pancreatic Cancer Awareness Month in order to educate communities across the Nation about pancreatic cancer and the need for research funding, early detection methods, effective treatments, and prevention programs: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring). That the Congress supports the goals and ideals of Pancreatic Cancer Awareness Month.

Amend the title so as to read: "A concurrent resolution supporting the goals and ideals of Pancreatic Cancer Awareness Month".

H. CON. RES. 487

Resolved by the House of Representatives (the Senate concurring),

SECTION 1. AUTHORIZING PRINTING OF VOLUME OF TRANSCRIPTS OF NEW YORK CITY MEETING AND STATEMENTS OF TERRORIST ATTACKS OF SEPTEMBER 11.

(a) IN GENERAL.—A volume consisting of the transcripts of the ceremonial meeting of the House of Representatives and Senate in New York City on September 6, 2002, and a collection of statements by Members of the House of Representatives and Senators on the terrorist attacks of September 11, 2001, shall be printed as a House document under the direction of the Joint Committee on Printing, with suitable binding.

(b) STATEMENTS TO BE INCLUDED IN VOLUME.—A statement by a Member of the House of Representatives or a Senator on the terrorist attacks of September 11, 2001, shall be included in the volume printed under subsection (a) if the statement—

(1) was printed in the Congressional Record prior to the most recent date on which the

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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H7927

House of Representatives adjourned prior to the date of the regularly scheduled general election in November 2002; and

(2) is approved for inclusion in the volume by the Committee on House Administration of the House of Representatives (in the case of a statement by a Member of the House), or the Committee on Rules and Administration of the Senate (in the case of a statement by a Senator).

SEC. 2. NUMBER OF COPIES.

The number of copies of the document printed under section 1 shall be 15,000 casebound copies, of which—

(1) 15 shall be provided to each Member of the House of Representatives;

(2) 25 shall be provided to each Senator; and

(3) the balance shall be distributed by the Joint Committee on Printing to Members of the House of Representatives and Senators, based on requests submitted to the Joint Committee by Members and Senators.

SEC. 3. MEMBER DEFINED.

In this concurrent resolution, the term "Member of the House of Representatives" includes a Delegate or Resident Commissioner to the Congress.

SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Member (at the request of Mrs. TAUSCHER) to revise and extend her remarks and include extraneous material:)

Ms. NORTON, for 5 minutes, today.

(The following Members (at the request of Mr. HAYES) to revise and extend their remarks and include extraneous material:)

Ms. ROS-LEHTINEN, for 5 minutes, October 16.

Mr. JONES of North Carolina, for 5 minutes, October 16 and 17.

SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1632. An act to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to extend the deadline for submission of State recommendations of local governments to receive assistance for predisaster hazard mitigation and to authorize the President to provide additional repair assistance to individuals and households; to the Committee on Transportation and Infrastructure.

ENROLLED BILL SIGNED

Mr. Trandahl, Clerk of the House, reported and found truly an enrolled bill of the House of the following title, which were thereupon signed by the Speaker:

H.J. Res. 122. Joint Resolution making further continuing appropriations for the fiscal year 2003, and for other purposes.

BILLS PRESENTED TO THE PRESIDENT

Jeff Trandahl, Clerk of the House reports that on October 11, 2002 he pre-

sented to the President of the United States, for his approval, the following bills.

H.J. Res 122. Making further continuing appropriations for the fiscal year 2003, and for other purposes.

H.R. 2121. To make available funds under the Foreign Assistance Act of 1961 to expand democracy, good governance, and anti-corruption programs in the Russian Federation in order to promote and strengthen democratic government and civil society, etc.

H.R. 4085. To increase, effective as of December 1, 2002, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans.

H.R. 5531. To facilitate famine relief efforts and a comprehensive solution to the war in Sudan.

ADJOURNMENT

Mr. GOSS. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 10 o'clock and 19 minutes a.m.), under its previous order, the House adjourned until today, October 16, 2002, at noon.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

9639. A letter from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting the Department's final rule — Rural Business Enterprise Grants and Television Demonstration Grants (RIN: 0570-AA32) received October 9, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9640. A letter from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting the Department's final rule — Rural Business Opportunity Grants; Definition of "rural and rural area" (RIN: 0570-AA37) received October 9, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9641. A letter from the Under Secretary, Department of Defense, transmitting the Department's report for purchases from foreign entities in Fiscal Year 2001; to the Committee on Armed Services.

9642. A letter from the Under Secretary, Department of Defense, transmitting a report required pursuant to title 10, United States Code, section 12302(d), relating to those units of the Ready Reserve of the Armed Forces that remained on active duty under the provisions of section 12302 as of January 1, 2002, and as of July 1, 2002; to the Committee on Armed Services.

9643. A letter from the Assistant Secretary — Indian Affairs, Department of the Interior, transmitting the Department's final rule — Indian School Equalization Program (RIN: 1076-AE14) received July 19, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

9644. A letter from the Deputy Assistant Administrator, Office of Diversion Control, Department of Justice, transmitting the Department's final rule — Registration and Re-registration Application Fees [DEA-140F] (RIN: 1117-AA34) received October 15, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9645. A letter from the Acting Assistant Secretary for Legislative Affairs, Depart-

ment of State, transmitting the Department's Affirmative Employment Program for Minorities and Women Annual Affirmative Employment Program Accomplishments Report for the period of October 1, 2000 to October 1, 2001, pursuant to 22 U.S.C. 3905(d)(2); to the Committee on Government Reform.

9646. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule — Air Transportation Excise Tax; Amount Paid for the Right to Award Miles (Notice 2002-63) received October 8, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9647. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule — Settlement Initiative for Section 302/318 Basis-Shifting Transactions (Announcement 2002-97) received October 8, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9648. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule — Interest Rates and Appropriate Foreign Loss Payment Patterns For Determining the Qualified Insurance Income of Certain Controlled Corporations under Section 954(i) (Notice 2002-69) received October 8, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9649. A letter from the Chairman, United States International Trade Commission, transmitting the eighth annual report entitled "The Impact of the Andean Trade Preference Act," pursuant to 19 U.S.C. 3204; to the Committee on Ways and Means.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. TAUZIN: Committee on Energy and Commerce. Supplemental report on H.R. 3580. A bill to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, and for other purposes (Rept. 107-728 Pt. 2).

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4747. A bill to improve the national instant criminal background check system, and for other purposes; with an amendment (Rept. 107-748). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. S. 1339. An act to amend the Bring Them Home Alive Act of 2000 to provide an asylum program with regard to American Persian Gulf War POW/MIAs, and for other purposes; (Rept. 107-749 Pt. 1). Ordered to be printed.

Mr. HANSEN: Committee on Resources. H.R. 5200. A bill to establish wilderness areas, promote conservation, improve public land, and provide for high quality development in Clark County, Nevada, and for other purposes; with an amendment (Rept. 107-750). Referred to the Committee of the Whole House on the State of the Union.

Mr. HANSEN: Committee on Resources. H.R. 4840. A bill to amend the Endangered Species Act of 1973 to ensure the use of sound science in the implementation of that Act; with an amendment (Rept. 107-751). Referred to the Committee of the Whole House on the State of the Union.

Mr. HANSEN: Committee on Resources. H.R. 2386. A bill to establish terms and conditions for use of certain Federal lands by outfitters and to facilitate public opportunities for the recreational use and enjoyment of such lands (Rept. 107-752 Pt. 1)

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4967. A bill to establish new nonimmigrant classes for border commuter students (Rept. 107-753). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 2155. A bill to amend title 18, United States Code, to make it illegal to operate a motor vehicle with a drug or alcohol in the body of the driver at a land border port of entry, and for other purposes; with an amendment. (Rept. 107-754). Referred to the Committee of the Whole House on the State of the Union.

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 585. Resolution providing for consideration of the joint resolution (House Joint Resolution 123) making further continuing appropriations for the fiscal year 2003, and for other purposes (Rept. 107-755). Referred to the House Calendar.

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 586. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 107-756). Referred to the House Calendar.

DISCHARGE OF COMMITTEE

Pursuant to clause 2 of rule XII the Committee on Agriculture discharged from further consideration. H.R. 2386 referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

[Filed on October 16 (legislative day of October 15), 2002]

Mr. SESSIONS: Committee on Rules. House Resolution 587. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 107-757). Referred to the House Calendar.

Mr. HANSEN: Committee on Resources. H.R. 4966. A bill to improve the conservation and management of coastal and ocean resources by reenacting and clarifying provisions of a reorganization plan authorizing the National Oceanic and Atmospheric Administration; with an amendment (Rept. 107-759 Pt. 1). Ordered to be printed.

REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. HANSEN: Committee on Resources. H.R. 701. A bill to use royalties from Outer Continental Shelf oil and gas production to establish a fund to meet the outdoor conservation and recreation needs of the American people, and for other purposes, with an amendment; referred to the Committees on Agriculture and the Budget for a period ending not later than October 18, 2002, for consideration of such provisions of the bill and amendments as fall within the jurisdictions of those committees pursuant to clause 1 (a) and (d), rule X, respectively (Rept. 107-758, Pt. 1).

TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 2386. Referral to the Committee on Agriculture extended for a period ending not later than October 15, 2002.

H.R. 4966. Referral to the Committee on Science extended for a period ending not later than October 18, 2002.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. BLUNT:

H.R. 5642. A bill to increase tariffs on certain spring and other mattress support products; to the Committee on Ways and Means.

By Mr. THOMPSON of Mississippi (for himself and Mr. SHOWS):

H.R. 5643. A bill to designate the United States Courthouse to be constructed in Jackson, Mississippi, as the "R. Jess Brown United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. YOUNG of Florida:

H.J. Res. 123. A joint resolution making further continuing appropriations for the fiscal year 2003, and for other purposes; to the Committee on Appropriations.

By Mr. SESSIONS:

H. Res. 587. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

By Mrs. CAPPS (for herself, Mr. HOUGHTON, Mr. LEWIS of Georgia, Mr. ISAKSON, Mr. LANTOS, Mr. BISHOP, Mr. SKELTON, Mr. PALLONE, Mr. KILDEE, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. ISRAEL, Mr. DAVIS of Illinois, Ms. CARSON of Indiana, Mr. FARR of California, Mr. SNYDER, Mrs. MALONEY of New York, Ms. MCCARTHY of Missouri, Mr. HONDA, Mr. LANGEVIN, Mr. DOGGETT, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BRADY of Pennsylvania, Ms. KILPATRICK, Mr. RANGEL, Ms. MILLENDER-MCDONALD, Mr. SERRANO, Ms. LOFGREN, Mr. TOWNS, Mr. HINCHEY, Mr. MARKEY, Mr. PETERSON of Minnesota, Mrs. CLAYTON, Ms. KAPTUR, Mr. PAYNE, Mr. LEVIN, Mr. GEORGE MILLER of California, Mr. DOOLEY of California, Mr. MCGOVERN, Mr. MORAN of Virginia, Ms. DELAURO, Mr. MCDERMOTT, and Mr. COSTELLO):

H. Res. 588. A resolution to commend former President Jimmy Carter for being awarded the 2002 Nobel Peace Prize and for his lifetime of dedication to peace; to the Committee on International Relations.

MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

370. The SPEAKER presented a memorial of the General Assembly of the State of North Carolina, relative to House Resolution No. 1804 memorializing the United States Congress to enact legislation protection our children by establishing an exclusive web domain extension of ".XXX" and limiting the posting and dissemination of obscene or pornographic materials to the designated domain; to the Committee on Energy and Commerce.

371. Also, a memorial of the Senate of the State of New Hampshire, relative to Senate Resolution No. 2 memorializing the United States Congress to support the retention of the phrase "under God" in the pledge of allegiance; to the Committee on the Judiciary.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 190: Mr. WELDON of Florida.

H.R. 375: Mr. STEARNS.

H.R. 376: Mr. STEARNS.

H.R. 408: Ms. NORTON, Mr. HOEFFEL, and Mr. MORAN of Virginia.

H.R. 454: Mr. RAMSTAD, Mr. EHRLICH, Mr. SOUDER, Mrs. KELLY, and Mr. DOOLEY of California.

H.R. 638: Mr. MOORE.

H.R. 1265: Mr. PLATTS.

H.R. 1307: Mrs. DAVIS of California and Mr. RODRIGUEZ.

H.R. 1509: Mr. PETERSON of Pennsylvania.

H.R. 1599: Mr. DUNCAN.

H.R. 2073: Mrs. WILSON of New Mexico.

H.R. 2349: Mr. ENGLISH and Mr. CRAMER.

H.R. 2770: Mr. JEFFERSON, Mr. BLUMENAUER, Mr. CUNNINGHAM, Mr. MANZULLO, and Mrs. TAUSCHER.

H.R. 3675: Ms. RIVERS.

H.R. 3831: Mr. OSBORNE.

H.R. 3930: Mr. CALLAHAN.

H.R. 3974: Mr. BASS and Ms. MCCOLLUM.

H.R. 3992: Mr. ACEVEDO-VILA and Mr. STUPAK.

H.R. 4089: Mr. FILNER, Mr. RODRIGUEZ, and Mr. MCNULTY.

H.R. 4091: Mr. FILNER, Mr. RODRIGUEZ, and Mr. LANGEVIN.

H.R. 4614: Mr. BLUMENAUER.

H.R. 4728: Mr. MENENDEZ, Mr. GRUCCI, and Mr. ETHERIDGE.

H.R. 4963: Mr. HOLT.

H.R. 5139: Mr. EVANS and Mrs. THURMAN.

H.R. 5346: Mr. TIERNEY, Mr. PALLONE, Mr. MEEHAN, Ms. VELAZQUEZ, Mr. REYES, Mr. VISLOSKEY, Mr. ACEVEDO-VILA, Mr. RAHALL, Mr. MORAN of Virginia, Mr. NADLER, Mr. STARK, Mr. MATSUI, Mr. DOGGETT, Mr. ROTHMAN, Mrs. NAPOLITANO, Ms. BERKLEY, Mr. HONDA, Mr. SHERMAN, and Mr. MCNULTY.

H.R. 5445: Mr. TANCREDO.

H.R. 5447: Ms. VELAZQUEZ.

H.R. 5463: Mr. SOUDER.

H.R. 5476: Mr. RANGEL.

H.R. 5482: Mr. KENNEDY of Rhode Island, Mr. DOYLE, Mr. CARSON of Oklahoma, Mr. HOEFFEL, Ms. WOOLSEY, Mr. DAVIS of Illinois, Mr. HONDA, and Mr. CROWLEY.

H.R. 5491: Mr. KILDEE, Mr. BECERRA, Mr. ACKERMAN, Ms. DELAURO, Ms. SCHAKOWSKY, Mr. CROWLEY, Ms. NORTON, Mr. FRANK, and Mr. PAYNE.

H.R. 5509: Mr. KOLBE.

H.R. 5511: Mr. STUPAK, Mr. TOWNS, Mr. OWENS, and Mr. HINCHEY.

H.R. 5528: Mr. MCHUGH, Mr. WALSH, Mr. GRUCCI, Mr. MEEKS of New York, Mr. HINCHEY, Mr. GUTKNECHT, Ms. PELOSI, Mr. EDWARDS, Mr. PITTS, Mr. PETRI, Mr. ADERHOLT, Mr. WHITFIELD, Mr. GALLEGLY, Mr. BOEHLERT, Mrs. JOHNSON of Connecticut, and Mr. ROHRBACHER.

H.R. 5587: Mr. HASTINGS of Washington, Mr. PLATTS, and Mr. MCINNIS.

H.R. 5618: Mr. BERMAN.

H.R. 5624: Mr. HINCHEY, Mr. MCHUGH, and Mr. MEEKS of New York.

H.J. Res. 59: Mr. MICA and Mr. WELDON of Florida.

H.J. Res. 93: Mr. LEWIS of Kentucky and Mr. COMBEST.

H. Con. Res. 177: Mr. MCGOVERN and Mr. MARKEY.

H. Con. Res. 197: Mr. FLETCHER.

H. Con. Res. 362: Mrs. THURMAN.

H. Con. Res. 437: Mr. SHAYS.

H. Con. Res. 466: Mr. SIMPSON, Mr. BLUNT, and Mr. POMEROY.

H. Con. Res. 502: Mr. HILLEARY, Mr. LAN-
GEVIN, Mrs. JONES of Ohio, Mr. FROST, Mr.
COSTELLO, Mr. BACHUS, Mr. UDALL of New
Mexico, Mr. BENTSEN, Mr. OWENS, and Mr.
DEMINT.
H. Res. 505: Mr. TAUSCHER.
H. Res. 560: Mr. UPTON.

H. Res. 581: Mr. WELDON of Pennsylvania,
Mr. FRANK, Mr. FROST, Mr. BLAGOJEVICH, Mr.
WAXMAN, Mr. RODRIGUEZ, Mr. FILNER, and
Ms. LOFGREN.

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S10401–S10481

Measures Introduced: Three bills and three resolutions were introduced, as follows: S. 3111–3113, S. Res. 340–341, and S. Con. Res. 153. **Pages S10442–43**

Measures Reported:

H.R. 1070, to amend the Federal Water Pollution Control Act to authorize the Administrator of the Environmental Protection Agency to carry out projects and conduct research for remediation of sediment contamination in areas of concern in the Great Lakes, with an amendment in the nature of a substitute. (S. Rept. No. 107–312)

S. 3059, to provide for the distribution of judgment funds to the Assiniboine and Sioux Tribes of the Fort Peck Reservation. (S. Rept. No. 107–313)

Report to accompany S. 2556, to authorize the Secretary of the Interior to convey certain facilities to the Fremont-Madison Irrigation District in the State of Idaho. (S. Rept. No. 107–314)

H.R. 3034, to redesignate the facility of the United States Postal Service located at 89 River Street in Hoboken, New Jersey, as the “Frank Sinatra Post Office Building”.

H.R. 3738, to designate the facility of the United States Postal Service located at 1299 North 7th Street in Philadelphia, Pennsylvania, as the “Herbert Arlene Post Office Building”.

H.R. 3739, to designate the facility of the United States Postal Service located at 6150 North Broad Street in Philadelphia, Pennsylvania, as the “Rev. Leon Sullivan Post Office Building”.

H.R. 3740, To designate the facility of the United States Postal Service located at 925 Dickinson Street in Philadelphia, Pennsylvania, as the “William A. Cibotti Post Office Building”.

H.R. 4102, to designate the facility of the United States Postal Service located at 120 North Maine Street in Fallon, Nevada, as the “Rollan D. Melton Post Office Building”.

H.R. 4717, to designate the facility of the United States Postal Service located at 1199 Pasadena Boulevard in Pasadena, Texas, as the “Jim Fonteno Post Office Building”.

H.R. 4755, to designate the facility of the United States Postal Service located at 204 South Broad Street in Lancaster, Ohio, as the “Clarence Miller Post Office Building”.

H.R. 4794, to designate the facility of the United States Postal Service located at 1895 Avenida Del Oro in Oceanside, California, as the “Ronald C. Packard Post Office Building”.

H.R. 4797, to redesignate the facility of the United States Postal Service located at 265 South Western Avenue, Los Angeles, California, as the “Nat King Cole Post Office”.

H.R. 4878, to provide for estimates and reports of improper payments by Federal agencies.

H.R. 5308, to designate the facility of the United States Postal Service located at 301 South Howes Street in Fort Collins, Colorado, as the “Barney Apodaca Post Office”.

H.R. 5333, to designate the facility of the United States Postal Service located at 4 East Central Street in Worcester, Massachusetts, as the “Joseph D. Early Post Office Building”.

H.R. 5336, to designate the facility of the United States Postal Service located at 380 Main Street in Farmingdale, New York, as the “Peter J. Ganci, Jr. Post Office Building”.

S. 1651, to establish the United States Consensus Council to provide for a consensus building process in addressing national public policy issues, with an amendment in the nature of a substitute.

S. 2239, to amend the National Housing Act to simplify the downpayment requirements for FHA mortgage insurance for single family homebuyers, with amendments.

S. 2527, to provide for health benefits coverage under chapter 89 of title 5, United States Code, for individuals enrolled in a plan administered by the Overseas Private Investment Corporation.

S. 2828, to redesignate the facility of the United States Postal Service located at 6910 South Yorktown Avenue in Tulsa, Oklahoma, as the “Robert Wayne Jenkins Station”.

S. 2840, to designate the facility of the United States Postal Service located at 120 North Main Street in Fallon, Nevada, as the “Rollan D. Melton Post Office Building”.

S. 2918, to designate the facility of the United States Postal Service located at 380 Main Street in Farmingdale, New York, as the “Peter J. Ganci, Jr. Post Office Building”.

S. 2929, to designate the facility of the United States Postal Service located at 265 South Western Avenue, Los Angeles, California, as the “Nat King Cole Post Office”.

S. 2931, to designate the facility of the United States Postal Service located at 5805 White Oak Avenue in Encino, California, as the “Francis Dayle ‘Chick’ Hearn Post Office”.

S. 2936, to amend chapter 84 of title 5, United States Code, to provide that certain Federal annuity computations are adjusted by 1 percent relating to periods of receiving disability payments, with an amendment in the nature of a substitute.

S. 3044, to authorize the Court Services and Offender Supervision Agency of the District of Columbia to provide for the interstate supervision of offenders on parole, probation, and supervised release.

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Measures Passed:

Feed America Thursday: Senate agreed to S. Res. 341, designating Thursday, November 21, 2002, as “Feed America Thursday”.

Page S10472

Robert T. Stafford Disaster Relief Extension: Senate passed S. 1632, to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to extend the deadline for submission of State recommendations of local governments to receive assistance for predisaster hazard mitigation and to authorize the President to provide additional repair assistance to individuals and households.

Pages S10472–73

Jobs for Veterans Act: Committee on Veterans’ Affairs was discharged from further consideration of H.R. 4015, to amend title 38, United States Code, to revise and improve employment, training, and placement services furnished to veterans, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Pages S10476–79

Daschle (for Rockefeller) Amendment No. 4884, in the nature of a substitute.

Page S10479

National Assessment of Educational Progress Authorization: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of H.R. 3801, to provide for improvement of Federal education research, statistics, evaluation, information, and dissemination, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Pages S10480–81

Daschle (for Kennedy) Amendment No. 4885, in the nature of a substitute.

Page S10481

Election Reform Conference Report: Senate began consideration of the conference report on H.R. 3295, to require States and localities to meet uniform and nondiscriminatory election technology and administration requirements applicable to Federal elections, to establish grant programs to provide assistance to States and localities to meet those requirements and to improve election technology and the administration of Federal elections, to establish the Election Administration Commission.

Pages S10412–23

A unanimous-consent agreement was reached amending the order of October 11, 2002, with respect to the conference report; that the Senate will continue consideration of the conference report at 11:40 a.m., on Wednesday, October 16, 2002.

Pages S10424, S10481

By unanimous consent, Senate recessed from its amendment to the title.

A unanimous-consent agreement was reached providing that at 12 noon, on Wednesday, October 16, 2002, Senate will vote on the adoption of the conference report.

Page S10424

Reporting of Appropriation Bills—Agreement:

By unanimous consent, Senate vitiated the pending cloture vote on the motion to proceed to consideration of S. Res. 304, encouraging the Senate Committee on Appropriations to report therein, fiscally responsible, bipartisan appropriations bills to the Senate not later than July 31, 2002, which was scheduled to occur at 12 noon, on Wednesday, October 16, 2002; that the Senate proceed to the consideration of the resolution upon the disposition of the conference report to accompany H.R. 5010, Department of Defense Appropriations Act.

Page S10424

Defense Appropriations Conference Report—

Agreement: A unanimous-consent agreement was reached amending the order of October 11, 2002, with respect to the consideration of H.R. 5010, making appropriations for the Department of Defense for the fiscal year ending September 30, 2003; that the Senate will begin consideration of the conference report at 2:15 p.m., on Wednesday, October 16, 2002.

Page S10424

Department of Veterans Affairs Emergency Preparedness Act:

Senate concurred in the amendment of the House to the amendment of the Senate to H.R. 3253, to amend title 38, United States Code, to provide for the establishment within the Department of Veterans Affairs of improved emergency medical preparedness, research, and education programs to combat terrorism, with a further amendment as follows:

Pages S10473–76

Daschle (for Rockefeller) Amendment No. 4883, in the nature of a substitute.

Page S10476

Messages From the House:

Pages S10440–41

Measures Placed on Calendar: Page S10441
 Executive Communications: Pages S10441–42
 Additional Cosponsors: Pages S10443–44
 Statements on Introduced Bills/Resolutions: Pages S10444–51
 Additional Statements: Pages S10439–40
 Amendments Submitted: Pages S10451–72
 Adjournment: Senate met at 10 a.m., and adjourned at 5:57 p.m., until 10:40 a.m., on Wednesday, October 16, 2002. (For Senate's program, see

the remarks of the Majority Leader in today's Record on page S10481).

Committee Meetings

(Committees not listed did not meet)

NOMINATION

Committee on Armed Services: On Friday, October 12, Committee met in closed session to consider certain pending nominations, but did not take final action thereon, and recessed subject to call.

House of Representatives

Chamber Action

Measures Introduced: 2 public bills, H.R. 5642–5643; and 3 resolutions, H.J. Res. 123, and H. Res. 587–588, were introduced. Page H7929

Reports Filed: Reports were filed today as follows:

Filed on Friday, Oct. 11, H.R. 464, to establish the Kate Mullany National Historic Site in the State of New York (H. Rept. 107–743);

Filed on Friday, Oct. 11, H.R. 3148, to amend the Alaska Native Claims Settlement Act to provide equitable treatment of Alaska Native Vietnam Veterans, amended (H. Rept. 107–744);

Filed on Friday, Oct. 11, H.R. 4734, to expand Alaska Native contracting of Federal land management functions and activities and to promote hiring of Alaska Natives by the Federal Government within the State of Alaska, amended (H. Rept. 107–745);

Filed on Friday, Oct. 11, H.R. 4749, to reauthorize the Magnuson-Stevens Fishery Conservation and Management Act, amended (H. Rept. 107–746);

Filed on Friday, Oct. 11, H.R. 4844, to enhance ecosystem protection and the range of outdoor opportunities protected by statute in the Skykomish River valley of the State of Washington by designating certain lower-elevation Federal lands as wilderness, amended (H. Rept. 107–747);

H.R. 4757, to improve the national instant criminal background check system, and for other purposes, amended (H. Rept. 107–748);

S. 1339, to amend the Bring Them Home Alive Act of 2000 to provide an asylum program with regard to American Persian Gulf War POW/MIAs (H. Rept. 107–749, Pt. 1);

H.R. 5200, to establish wilderness areas, promote conservation, improve public land, and provide for

high quality development in Clark County, Nevada, amended (H. Rept. 107–750);

H.R. 4840, to amend the Endangered Species Act of 1973 to ensure the use of sound science in the implementation of that Act, amended (H. Rept. 107–751);

H.R. 2386, to establish terms and conditions for use of certain Federal lands by outfitters and to facilitate public opportunities for the recreational use and enjoyment of such lands (H. Rept. 107–752, Pt. 1);

H.R. 4967, to establish new nonimmigrant classes for border commuter students (H. Rept. 107–753);

H.R. 2155, to amend title 18, United States Code, to make it illegal to operate a motor vehicle with a drug or alcohol in the body of the driver at a land border port of entry, amended (H. Rept. 107–754);

H. Res. 585, providing for consideration of H.J. Res. 123, making further continuing appropriations for the fiscal year 2003 (H. Rept. 107–755); and

H. Res. 586, 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. 107–756);

H. Res. 587, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

Pages H7928–29

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Pence to act as Speaker pro tempore for today. Page H7899

Private Calendar: Agreed to dispense with the call of the Private Calendar. Page H7899

Recess: The House recessed at 12:33 p.m. and reconvened at 2 p.m. Page H7899

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

Per-Pupil Expenditure Requirements: H.R. 5599, to apply guidelines for the determination of per-pupil expenditure requirements for heavily impacted local educational agencies; **Pages H7900–01**

Persian Gulf War POW/MIA Accountability Act: S. 1339, to amend the Bring Them Home Alive Act of 2000 to provide an asylum program with regard to American Persian Gulf War POW/MIAs—clearing the measure for the President;

Pages H7901–02

Border Commuter Student Act: H.R. 4967, to establish new nonimmigrant classes for border commuter students;

Pages H7908–10

Our Lady of Peace Act: H.R. 4757, amended, to improve the national instant criminal background check system; and

Pages H7910–17

Armed Forces Domestic Security Act: H.R. 5590, to amend title 10, United States Code, to provide for the enforcement and effectiveness of civilian orders of protection on military installations.

Pages H7917–20

Suspension—Proceedings Postponed on Sober Borders Act: The House completed debate on the motion to suspend the rules and pass H.R. 2155, amended, to amend title 18, United States Code, to make it illegal to operate a motor vehicle with a drug or alcohol in the body of the driver at a land border port of entry. Further proceedings were postponed until Oct. 16.

Pages H7902–08

Recess: The House recessed at 4:20 p.m. and reconvened at 6:57 p.m.

Page H7920

Meeting Hour—Wednesday, Oct. 16: Agreed that when the House adjourns today, it adjourn to meet at noon on Wednesday, Oct. 16.

Page H7920

Recess: The House recessed at 6:59 p.m. and reconvened at 10:16 a.m. on Wednesday, Oct. 16.

Pages H7920, H7929

Order of Business: Agreed that it be in order at any time on the legislative day of Wednesday, October 16, 2002, for the Speaker to entertain a motion that the House suspend the rules relating to S. 1533, to amend the Public Health Service Act to reauthorize and strengthen the health centers program and the National Health Service Corps, and to establish the Healthy Communities Access Program, which will help coordinate services for the uninsured and underinsured.

Page H7927

Senate Messages: Messages received from the Senate today appear on pages H7899 and H7927.

Quorum Calls—Votes: No quorum calls or recorded votes developed during the proceedings of the House today.

Adjournment: The House met at 12:30 p.m. and adjourned at 10:19 a.m. on Wednesday, Oct. 16.

Committee Meetings

FURTHER CONTINUING APPROPRIATIONS FISCAL YEAR 2003

Committee on Rules: Committee granted, by voice vote, a closed rule providing 1 hour of debate in the House on H.J. Res. 123, making further continuing appropriations for fiscal year 2003, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the joint resolution. The rule provides one motion to recommit. Finally, the rule provides that House Resolutions 550, 551, and 577 are laid on the table. Testimony was heard from Representative Obey.

SAME DAY CONSIDERATION OF RESOLUTION REPORTED BY COMMITTEE ON RULES—FURTHER CONTINUING APPROPRIATIONS FISCAL YEAR 2003

Committee on Rules: Committee granted, by voice vote, a resolution 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 resolution applies the waiver to any special rule reported on the legislative day of Wednesday, October 16, 2002, providing for the consideration or disposition of a joint resolution making further continuing appropriations for the fiscal year 2003.

SAME DAY CONSIDERATION OF RESOLUTION REPORTED BY COMMITTEE ON RULES—FURTHER CONTINUING APPROPRIATIONS FISCAL YEAR 2003—ARMED FORCES TAX FAIRNESS ACT

Committee on Rules: Committee granted, by voice vote, a resolution 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 resolution applies the waiver to any special rule reported on the legislative day of Wednesday, October 16, 2002, providing for the consideration or disposition of a joint resolution making further continuing appropriations for the fiscal year 2003. The resolution applies the waiver to any special rule reported on the legislative day of

Wednesday, October 16, 2002, providing for consideration or disposition of Senate amendments to the bill (H.R. 5063) to amend the Internal Revenue Code of 1986 to provide a special rule for members of the uniformed services in determining the exclusion of gain from the sale of a principal residence and to restore the tax exempt status of death gratuity payments to members of the uniformed services.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, October 10, 2002, p. D1078)

S. 238, to authorize the Secretary of the Interior to conduct feasibility studies on water optimization in the Burnt River basin, Malheur River basin, Owyhee River basin, and Powder River Basin, Oregon. Signed on October 11, 2002. (Public Law 107-237)

S. 1175, to modify the boundary of Vicksburg National Military Park to include the property known as Pemberton's Headquarters. Signed on October 11, 2002. (Public Law 107-238)

S. 1325, to ratify an agreement between the Aleut Corporation and the United States of America to exchange land rights received under the Alaska Native Claims Settlement Act for certain land interests on Adak Island. Signed on October 11, 2002. (Public Law 107-239)

H.J. Res. 122, making further continuing appropriations for the fiscal year 2003. (Public Law 107-240)

COMMITTEE MEETINGS FOR WEDNESDAY, OCTOBER 16, 2002

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: Subcommittee on Treasury and General Government, to hold hearings to examine

the appropriateness of U.S. companies moving their headquarters to offshore tax havens, 10 a.m., SD-192.

Committee on Armed Services: to hold closed hearings to examine the nomination of Maj. Gen. Robert T. Clark, USA, for appointment to the grade of lieutenant general and to be Commanding General, Fifth United States Army, 2 p.m., SR-222.

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Trade and Finance, to hold hearings to examine U.S. policy and the role of the international community concerning instability in Latin America, 10 a.m., SD-538.

Committee on Foreign Relations: to hold hearings to examine the current situation in Angola, 10 a.m., SD-419.

Full Committee, to hold hearings to examine the nominations of Collister Johnson, Jr., of Virginia, and John L. Morrison, of Minnesota, each to be a Member of the Board of Directors of the Overseas Private Investment Corporation, 2:30 p.m., SD-419.

Select Committee on Intelligence: closed business meeting to consider the nomination of Scott W. Muller, of Maryland, to be General Counsel of the Central Intelligence Agency, 12 noon, S-216, Capitol.

House

Committee on the Judiciary, Subcommittee on Immigration, Border Security, and Claims, oversight hearing on "The United States and Canada Safe Third Country Agreement," 2 p.m., 2237 Rayburn.

Committee on Veterans' Affairs, hearing to review the Department of Veterans Affairs report on the National Cemetery system, 1 p.m., 334 Cannon.

Joint Meetings

Conference: meeting of conferees on H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 5 p.m., S-207, Capitol.

Next Meeting of the SENATE

10:40 a.m., Wednesday, October 16

Next Meeting of the HOUSE OF REPRESENTATIVES

12 noon, Wednesday, October 16

Senate Chamber

Program for Wednesday: After the transaction of any morning business (not to extend beyond 11:40 a.m.), Senate will continue consideration of the conference report on H.R. 3295, Election Reform, with a vote on the adoption of the conference report to occur at 12 noon.

At 2:15 p.m., Senate will consider the conference report on H.R. 5010, Department of Defense Appropriations Act, with a vote to occur on the adoption of the conference report.

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

House Chamber

Program for Wednesday: Consideration of H.J. Res. 123, making further continuing appropriations (closed rule, one hour of debate).



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