

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, February 11, 2003.  
Hon. J. DENNIS HASTERT,  
Speaker of the House of Representatives,  
Washington, DC.

DEAR DENNY: As discussed with you and your staff, in response to your request I am happy to accept a position on the Budget Committee as its Vice-Chairman.

It is my understanding this requires me to temporarily resign, or go "on leave," from the Committee on Science, but that I will be able to retain my position and seniority on that committee for the future.

I am grateful for this opportunity and appreciate the confidence you have placed in me.

Sincerely,

CHRISTOPHER SHAYS,  
Member of Congress.

The SPEAKER pro tempore. Without objection, the resignation is accepted. There was no objection.

#### RESIGNATION AS MEMBER OF COMMITTEE ON VETERANS' AFFAIRS

The SPEAKER pro tempore laid before the House the following resignation as a member of the Committee on Veterans' Affairs:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, February 12, 2003.  
Hon. DENNIS HASTERT,  
Speaker of the House of Representatives,  
Washington, DC.

DEAR SPEAKER HASTERT: With this letter, please accept my resignation from the House Committee on Veterans Affairs, effective immediately.

Should you have any questions, please feel free to contact me.

Sincerely,

JIM GIBBONS,  
Member of Congress.

The SPEAKER pro tempore. Without objection, the resignation is accepted. There was no objection.

#### APPOINTMENT OF MEMBERS TO SELECT COMMITTEE ON HOMELAND SECURITY

The SPEAKER pro tempore. Pursuant to section 4 of House Resolution 5, 108th Congress, and the order of the House of January 8, 2003, the Chair announces the Speaker's appointment of the following Members of the House to the Select Committee on Homeland Security:

Mr. COX of California, Chairman;  
Ms. DUNN of Washington;  
Mr. YOUNG of Florida;  
Mr. YOUNG of Alaska;  
Mr. SENSENBRENNER of Wisconsin;  
Mr. TAUZIN of Louisiana;  
Mr. DREIER of California;  
Mr. HUNTER of California;  
Mr. ROGERS of Kentucky;  
Mr. BOEHLERT of New York;  
Mr. SHAYS of Connecticut;  
Mr. SMITH of Texas;  
Mr. WELDON of Pennsylvania;  
Mr. GOSS of Florida;  
Mr. CAMP of Michigan;  
Mr. LINCOLN DIAZ-BALART of Florida;  
Mr. GOODLATTE of Virginia;

Mr. ISTOOK of Oklahoma;  
Mr. KING of New York;  
Mr. LINDER of Georgia;  
Mr. SHADEGG of Arizona;  
Mr. SOUDER of Indiana;  
Mr. THORNBERRY of Texas;  
Mr. GIBBONS of Nevada;  
Ms. GRANGER of Texas;  
Mr. SESSIONS of Texas;  
Mr. SWEENEY of New York;  
Mr. TURNER of Texas;  
Mr. THOMPSON of Mississippi;  
Ms. LORETTA SANCHEZ of California;  
Mr. MARKEY of Massachusetts;  
Mr. DICKS of Washington;  
Mr. FRANK of Massachusetts;  
Ms. HARMAN of California;  
Mr. CARDIN of Maryland;  
Ms. SLAUGHTER of New York;  
Mr. DEFAZIO of Oregon;  
Mrs. LOWEY of New York;  
Mr. ANDREWS of New Jersey;  
Ms. NORTON of the District of Columbia;  
Ms. LOFGREN of California;  
Ms. MCCARTHY of Missouri;  
Ms. JACKSON-LEE of Texas;  
Mr. PASCRELL of New Jersey;  
Mrs. CHRISTENSEN of the Virgin Islands;  
Mr. ETHERIDGE of North Carolina;  
Mr. GONZALEZ of Texas;  
Mr. LUCAS of Kentucky;  
Mr. LANGEVIN of Rhode Island; and  
Mr. MEEK of Florida.

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#### DO-NOT-CALL IMPLEMENTATION ACT

Mr. TAUZIN. Madam Speaker, pursuant to the previous order of the House, I call up the bill (H.R. 395) to authorize the Federal Trade Commission to collect fees for the implementation and enforcement of a "do-not-call" registry, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The text of H.R. 395 is as follows:

H.R. 395

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

##### SECTION 1. SHORT TITLE.

This Act may be cited as the "Do-Not-Call Implementation Act".

##### SEC. 2. TELEMARKETING SALES RULE; DO-NOT-CALL REGISTRY FEES.

The Federal Trade Commission may promulgate regulations establishing fees sufficient to implement and enforce the provisions relating to the "do-not-call" registry of the Telemarketing Sales Rule (16 C.F.R. 310.4(b)(1)(iii)), promulgated under the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. 6101 et seq.). Such regulations shall be promulgated in accordance with section 553 of title 5, United States Code. Fees may be collected pursuant to this section for fiscal years 2003 through 2007, and shall be deposited and credited as offsetting collections to the account, Federal Trade Commission—Salaries and Expenses, and shall remain available until expended. No amounts shall be collected as fees pursuant to this section for such fiscal years except to the extent provided in advance in appropriations Acts. Such amounts shall be available

for expenditure only to offset the costs of activities and services related to the implementation and enforcement of the Telemarketing Sales Rule, and other activities resulting from such implementation and enforcement.

##### SEC. 3. FEDERAL COMMUNICATIONS COMMISSION DO-NOT-CALL REGULATIONS.

Not later than 180 days after the date of enactment of this Act, the Federal Communications Commission shall issue a final rule pursuant to the rulemaking proceeding that it began on September 18, 2002, under the Telephone Consumer Protection Act (47 U.S.C. 227 et seq.). In issuing such rule, the Federal Communications Commission shall consult and coordinate with the Federal Trade Commission to maximize consistency with the rule promulgated by the Federal Trade Commission (16 C.F.R. 310.4(b)).

##### SEC. 4. REPORTING REQUIREMENTS.

(a) REPORT ON REGULATORY COORDINATION.—Within 45 days after the promulgation of a final rule by the Federal Communications Commission as required by section 3, the Federal Trade Commission and the Federal Communications Commission shall each transmit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report which shall include—

(1) an analysis of the telemarketing rules promulgated by both the Federal Trade Commission and the Federal Communications Commission;

(2) any inconsistencies between the rules promulgated by each such Commission and the effect of any such inconsistencies on consumers, and persons paying for access to the registry; and

(3) proposals to remedy any such inconsistencies.

(b) ANNUAL REPORT.—For each of fiscal years 2003 through 2007, the Federal Trade Commission and the Federal Communications Commission shall each transmit an annual report to the Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report which shall include—

(1) an analysis of the effectiveness of the "do-not-call" registry as a national registry;

(2) the number of consumers who have placed their telephone numbers on the registry;

(3) the number of persons paying fees for access to the registry and the amount of such fees;

(4) an analysis of the progress of coordinating the operation and enforcement of the "do-not-call" registry with similar registries established and maintained by the various States;

(5) an analysis of the progress of coordinating the operation and enforcement of the "do-not-call" registry with the enforcement activities of the Federal Communications Commission pursuant to the Telephone Consumer Protection Act (47 U.S.C. 227 et seq.); and

(6) a review of the enforcement proceedings under the Telemarketing Sales Rule (16 C.F.R. 310), in the case of the Federal Trade Commission, and under the Telephone Consumer Protection Act (47 U.S.C. 227 et seq.), in the case of the Federal Communications Commission.

The SPEAKER pro tempore (Mrs. BIGGERT). Pursuant to the order of the House of Tuesday, February 11, 2003, the gentleman from Louisiana (Mr. TAUZIN) and the gentlewoman from Illinois (Ms. SCHAKOWSKY) each will control 30 minutes.