

By 38 yeas to 57 nays (Vote No. 208), Boxer Amendment No. 856 (to Amendment No. 850), to provide for equal liability treatment of vehicle fuels and fuel additives. **Pages S7423–32, S7443–44**

Withdrawn:

Domenici (for Gregg) Amendment No. 841 (to Amendment No. 840), to express the sense of the Senate regarding the reauthorization of the Low-Income Home Energy Assistance Act of 1981. **Pages S7448–49**

Pending:

Campbell/Domenici Amendment No. 864, to replace “tribal consortia” with “tribal energy resource development organizations”. **Pages S7459–62**

A unanimous-consent-time agreement was reached providing that on Tuesday, June 10, 2003, when the Senate considers the Wyden/Sununu amendment relative to commercial nuclear power plants, there be 2 hours equally divided; that no amendments to the amendment or the language proposed to be stricken be in order prior to the vote on or in relation to the amendment; and that the amendment remain debatable and amendable, if not disposed of.

A unanimous-consent agreement was reached providing for further consideration of the bill at 1 p.m., on Monday, June 9, 2003. **Page S7509**

Nomination—Agreement: A unanimous-consent-time agreement was reached providing for consideration of the nomination of Michael Chertoff, of New Jersey, to be United States Circuit Judge for the Third Circuit at 5:15 p.m., on Monday, June 9, 2003, with 30 minutes of debate, to be followed by a vote on confirmation of the nomination to occur at 5:45 p.m. **Page S7507**

Nominations Confirmed: Senate confirmed the following nominations:

Peter D. Keisler, of Maryland, to be an Assistant Attorney General. **Page S7509**

Nominations Received: Senate received the following nominations:

Karin J. Immergut, of Oregon, to be United States Attorney for the District of Oregon for the term of four years.

Lance Robert Olson, of Iowa, to be United States Marshal for the Northern District of Iowa for the term of four years.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard. **Page S7509**

Messages From the House: **Page S7474**

Measures Referred: **Page S7474**

Executive Communications: **Pages S7474–76**

Executive Reports of Committees: **Page S7476**

Additional Cosponsors: **Pages S7477–78**

Statements on Introduced Bills/Resolutions: **Pages S7478–97**

Additional Statements: **Pages S7472–73**

Amendments Submitted: **Pages S7497–S7506**

Authority for Committees to Meet: **Pages S7506–07**

Privilege of the Floor: **Page S7507**

Record Votes: Four record votes were taken today. (Total—210) **Pages S7443, S7443–44, S7447, S7456**

Adjournment: Senate met at 9:30 a.m., and adjourned at 7:47 p.m., until 12 noon, on Monday, June 9, 2003. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on page S7509.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee on Foreign Operations concluded hearings to examine proposed budget estimates for fiscal year 2004 for foreign operations, after receiving testimony from Andrew S. Natsios, Administrator, United States Agency for International Development.

AUTHORIZATION—DEFENSE PRODUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine proposed legislation authorizing funds for the Defense Production Act, focusing on its role in helping to obtain the goods and services needed to promote the national defense, after receiving testimony from Ronald M. Sega, Director, Defense Research and Engineering, and Suzanne D. Patrick, Deputy Under Secretary for Industrial Policy, both of the Department of Defense; Karan K. Bhatia, Deputy Under Secretary of Commerce for Industry and Security; R. David Paulison, Director, Preparedness Division, Emergency Preparedness and Response Directorate, Department of Homeland Security; and Denise Swink, Acting Director, Office of Energy Assurance, Department of Energy.

INTERCITY PASSENGER RAIL FINANCE

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings to examine intercity passenger rail finance, focusing on existing and future Amtrak services, government and freight railroad subsidization, and a separate and sealed future high-

speed passenger rail corridor, after receiving testimony from Allan Rutter, Administrator, Federal Railroad Administration, Department of Transportation; Jeff Morales, California Department of Transportation, Sacramento; Robert Serlin, Rail Infrastructure Management, Phoenixville, Pennsylvania; Sonny Hall, Transportation Trades Department, (AFL-CIO), on behalf of the Transport Workers Union of America, and Edward R. Hamberger, Association of American Railroads, both of Washington, D.C.; and James Query, Lehman Brothers, Philadelphia, Pennsylvania.

TITLE XI MARITIME LOAN GUARANTEE PROGRAM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on reform of the Title XI Maritime Loan Guarantee Program, which authorizes the Maritime Administration (MARAD) to assist private companies in obtaining financing for the U.S. construction of vessels or the modernization of U.S. shipyards, after receiving testimony from William G. Schubert, Administrator, Maritime Administration, and Kenneth M. Mead, Inspector General, both of the Department of Transportation; and Thomas J. McCool, Managing Director, Financial Markets and Community Investment, General Accounting Office.

CLEAR SKIES ACT

Committee on Environment and Public Works: Subcommittee on Clean Air, Climate Change, and Nuclear Safety concluded hearings to examine S. 485, to amend the Clean Air Act to reduce air pollution through expansion of cap and trade programs, to provide an alternative regulatory classification for units subject to the cap and trade program, focusing on emissions-control technologies and utility-sector investment issues, after receiving testimony from Randall S. Kroszner, Member Council of Economic Advisers; Larry S. Monroe, Southern Company, on behalf of Edison Electric Institute, and Margo Thorning, American Council for Capital Formation, both of Washington, D.C.; Steve Benson, University of North Dakota Energy and Environment Center, Grand Forks; Richard Bucher, W.L. Gore and Associates, Inc., Newark, Delaware; Denise L. Nappier, Connecticut State Treasurer, Hartford; Wes Taylor, TXU Energy North America, Dallas, Texas; Jim McGinnis, Morgan Stanley, New York, New York; Douglas G. Cogan, Investor Responsibility Research Center, Washington, D.C.; and Mark S. Brownstein, Enterprise Strategy, Newark, New Jersey, on behalf of the Public Service Enterprise Group and Clean Energy Group.

BUSINESS MEETING

Committee on Finance: Committee met and approved a proposal to extend expenditure authority for the aviation trust fund through September 30, 2006, and conform the expenditure purposes to include those obligations of the United States authorized by S. 824, Aviation Investment and Revitalization Vision Act (pending on Senate calendar).

NORTH KOREA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine the human rights situation in North Korea, focusing on social and religious control, access to food and health care, political prisoners, prison, and labor camps, after receiving testimony from Andrew S. Natsios, Administrator, U.S. Agency for International Development; Debra Liang-Fenton, U.S. Committee for Human Rights in North Korea, and Marcus Noland, Institute for International Economics, both of Washington, D.C.; Kongdon Oh Hassig, Institute for Defense Analysis, Alexandria, Virginia; Stephen W. Linton, Eugene Bell Foundation, Clarksville, Maryland; and Hae Nam Ji, North Korea.

Nominations:

Committee on Governmental Affairs: Committee concluded hearings to examine the nominations: of C. Stewart Verdery, Jr., of Virginia, to be Assistant Secretary for Policy and Planning, Border and Transportation Security Directorate, and Michael J. Garcia, of New York, to be Assistant Secretary for the Bureau of Immigration and Customs Enforcement, both of the Department of Homeland Security, after each nominee testified and answered questions in their own behalf.

TRIBAL FISH AND WILDLIFE MANAGEMENT PROGRAMS

Committee on Indian Affairs: On June 4, 2003, Committee concluded oversight hearings to examine the status of tribal fish and wildlife management programs across Indian country, focusing on efforts of tribal governments to preserve and protect fish and wildlife resources, after receiving testimony from D. Robert Lohn, Regional Administrator, Northwest Region, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; Hannibal Bolton, Chief, Division of Fish and Wildlife Management and Habitat Restoration, Fisheries and Habitat Conservation, U.S. Fish and Wildlife Service, Department of the Interior; J. Mark Robinson, Director, Office of Energy Projects, Federal Energy Regulatory Commission, and Steven Wright, Administrator, Bonneville Power Administration, both of the Department of Energy;

Jim Wells, Director, Natural Resources and Environment Team, General Accounting Office; Olney Patt, Jr., Columbia River Inter-Tribal Fish, Portland, Oregon; Charles Wilkinson, University of Colorado School of Law, Boulder; Bill Frank, Jr., Northwest Indian Fisheries Commission, and Jim Anderson, Northwest Indian Fisheries Commission, both of Olympia, Washington; Dave Herrera, Skokomish Tribe, Shelton, Washington; Mel Moon, Quileute Tribe, Forks, Washington; Gary Aitken, Sr., Kootenai Tribe of Idaho, Spokane, Washington; and Terry Gibson, Shoshone Paiute Tribes of the Duck Valley Reservation, Owyhee, Nevada.

ASBESTOS LITIGATION

Committee on the Judiciary: On June 4, 2003, Committee concluded hearings to examine S. 1125, to create a fair and efficient system to resolve claims of victims for bodily injury caused by asbestos exposure, after receiving testimony from Senators Hagel and Murray; Laurence H. Tribe, Harvard University Law School, Cambridge, Massachusetts; James D. Crapo, National Jewish Medical Research Center, Denver, Colorado; Laura Stewart Welch, Center to Protect Workers Rights, Silver Spring, Maryland; John E. Parker, University of West Virginia Department of Medicine, Morgantown, West Virginia;

Mark A. Peterson, Legal Analysis Systems, Thousand Oaks, California; Fred Dunbar, National Economic Research Associates, and Robert Hartwig, Insurance Information Institute, both of New York, New York; Eric D. Green, Boston University School of Law, Boston, Massachusetts; and Jennifer L. Biggs, Tillinghast-Towers Perrin, St. Louis, Missouri.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. Res. 116, commemorating the life, achievements, and contributions of Al Lerner; and

The nominations of Richard C. Wesley, of New York, to be United States Circuit Judge for the Second Circuit, J. Ronnie Greer, to be United States District Judge for the Eastern District of Tennessee, Mark R. Kravitz, to be United States District Judge for the District of Connecticut, and John A. Woodcock, Jr., to be United States District Judge for the District of Maine, and R. Hewitt Pate, of Virginia, to be an Assistant Attorney General, David B. Rivkin, Jr., of Virginia, to be a Member of the Foreign Claims Settlement Commission of the United States, and Harlon Eugene Costner, to be United States Marshal for the Middle District of North Carolina, all of the Department of Justice.

House of Representatives

Chamber Action

Measures Introduced: 47 public bills, H.R. 2344–2390; and 6 resolutions, H. Con. Res. 208–211, and H. Res. 260, 261, were introduced.

Pages H5042–45

Additional Cosponsors:

Pages H5045–46

Reports Filed: No reports were filed today.

Guest Chaplain: The prayer was offered by the Very Rev. Ernesto Medina, Provost, Episcopal Cathedral Center of St. Paul, Los Angeles, California.

Page H4981

Member Sworn—Nineteenth Congressional District of Texas: Representative-elect Randy Neugebauer presented himself in the well of the House and was administered the Oath of Office by the Speaker. Earlier the Majority Leader asked unanimous consent that the Oath of Office be administered today after the Clerk of the House transmitted the unofficial results of the Special Runoff Election

held on Tuesday, June 3 from Ann McGeehan, Director of Elections, State of Texas.

Page H4982

Check Clearing for the 21st Century—Check 21 Act: The House passed H.R. 1474, to facilitate check truncation by authorizing substitute checks, to foster innovation in the check collection system without mandating receipt of checks in electronic form, and to improve the overall efficiency of the Nation's payments system by ye-and-nay vote of 405 yeas with none voting "nay", Roll No. 246.

Pages H4985–H5005, H5022

Pursuant to the rule the Committee on Financial Services amendment in the nature of a substitute now printed in the bill (H. Rept. 108–132) was considered as an original bill for the purpose of an amendment.

Page H5001

Agreed to:

Hart amendment No. 1 printed in the Congressional Record that changes the short title to the Check Clearing for the 21st Century Act or the Check 21 Act.

Pages H5001–05