

proceed to the immediate consideration of S. Con. Res. 63.

The PRESIDING OFFICER. The clerk will report the concurrent resolution by title.

The legislative clerk read as follows:

A concurrent resolution (S. Con. Res. 63) authorizing the use of the rotunda of the Capitol for the unveiling of the portrait bust of Vice President Dan Quayle on September 10, 2003.

There being no objection, the Senate proceeded to consider the concurrent resolution.

Mr. DEWINE. Mr. President, I ask unanimous consent that the concurrent resolution be agreed to and that the motion to reconsider be laid upon the table, with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The concurrent resolution (S. Con. Res. 63) was agreed to, as follows:

S. CON. RES. 63

Resolved by the Senate (the House of Representatives concurring), That the Senate Committee on Rules and Administration is authorized to use the rotunda of the Capitol for the unveiling of the portrait bust of Vice President Dan Quayle on September 10, 2003. The Architect of the Capitol and the Capitol Police Board shall take such action as may be necessary with respect to physical preparations and security for the ceremony.

COMMENDING MICHAEL J. MCGHEE, KEEPER OF THE STATIONERY

Mr. DEWINE. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 218, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 218) commending Michael J. McGhee, Keeper of the Stationery, United States Senate.

There being no objection, the Senate proceeded to consider the resolution.

Mr. FRIST. Mr. President, I wish to take a moment to recognize a faithful, long-serving member of our Senate family. Mike McGhee—our Keeper of the Stationery—retired this past 29th day of August, after serving the Senate for almost 30 years.

Mike began his Senate career in July 1974 as a sales clerk when the stationery room operation was located in the basement of the Russell Building. He worked his way up in the stationery room to become the 17th Keeper of the Stationery. It is interesting to note that the Senate Stationery Room has been in existence since the very first Congress assembled in Federal Hall in New York City. Since that time—a period of 230 plus years—there have only been 16 other Keepers of the Stationery, a very exclusive group of people indeed!

During Mike's almost three-decade career, he has developed life-long professional relationships with many Sen-

ate employees. Indeed, most Senate staff and members know him and know that they can count on Mike to provide the help they need.

Of special note is Mike's "beyond the call of duty" response to the anthrax attack and related closure of the Hart Building, including the Stationery Room. Under Mike's leadership, the Stationery Room continued operations throughout the response period, fulfilling the countless requests for supplies under a most challenging atmosphere. Mike and his staff helped keep the work of the Senate rolling.

Mike's family—his wife Kathleen, son Luke, and daughter Molly—are justly proud of their husband and dad, respectively, for his many tireless efforts and the significant contributions he has made to the Senate and our country.

As Mike leaves the Senate family, the Senate will miss him. On behalf of all my colleagues and our entire Senate family, I thank Mike for his dedicated service and wish him and his family God-speed in retirement.

Mr. DASCHLE. Mr. President, I wish to add my congratulations to Mike McGhee on his career here in the Senate and to wish him well on his retirement. His rise, over nearly a 30-year span, from clerk in the Stationery Room to become the 17th Keeper of the Stationery shows the dedication and hard work that everyone has come to expect from Mike. The stationery office serves the entire Senate community and involves managing over a \$4 million budget. He has accomplished this task both efficiently and effectively. His commitment to public service has been exemplary. I wish him and his family all the best in the years to come, and I congratulate him on a job well done.

Mr. DEWINE. Mr. President, I ask unanimous consent that the resolution be agreed to; that the preamble be agreed to; that the motion to reconsider be laid upon the table; and that any statements relating to this resolution be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 218) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 218

Whereas the Senate recognizes that its Keeper of the Stationery, Michael J. McGhee, retired on August 29, 2003;

Whereas Michael J. McGhee became an employee of the Senate in August 1974, and since that date has ably and faithfully upheld the high standards and traditions of the Senate for a period that included 16 Congresses;

Whereas Michael J. McGhee has served with distinction as Keeper of the Stationery, and at all times has discharged the important duties and responsibilities of his office with dedication and excellence; and

Whereas Michael J. McGhee's exceptional service and his unflinching dedication have earned him the esteem and affection of the Senate: Now, therefore, be it

Resolved, That the Senate—

(1) commends Michael J. McGhee for his exemplary service to the Senate and the Nation;

(2) wishes to express its deep appreciation for his long, faithful and outstanding service; and

(3) extends its very best wishes upon his retirement.

SEC. 2. That the Secretary of the Senate shall transmit a copy of this resolution to Michael J. McGhee.

HOSPITAL MORTGAGE INSURANCE ACT OF 2003

Mr. DEWINE. Mr. President, I ask unanimous consent that the Banking Committee be discharged from further consideration of H.R. 659 and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 659) to amend section 242 of the National Housing Act regarding the requirements for mortgage insurance under such Act for hospitals.

There being no objection, the Senate proceeded to consider the bill.

Mr. DEWINE. Mr. President, I ask unanimous consent that the substitute that is at the desk be agreed to; that the bill, as amended, be read the third time and passed; that the motion to reconsider be laid upon the table; and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 1546) was agreed to, as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Hospital Mortgage Insurance Act of 2003".

SEC. 2. STANDARDS FOR DETERMINING NEED AND FEASIBILITY FOR HOSPITALS.

(a) IN GENERAL.—Paragraph (4) of section 242(d) of the National Housing Act (12 U.S.C. 1715z-7) is amended to read as follows:

"(4)(A) The Secretary shall require satisfactory evidence that the hospital will be located in a State or political subdivision of a State with reasonable minimum standards of licensure and methods of operation for hospitals and satisfactory assurance that such standards will be applied and enforced with respect to the hospital.

"(B) The Secretary shall establish the means for determining need and feasibility for the hospital, if the State does not have an official procedure for determining need for hospitals. If the State has an official procedure for determining need for hospitals, the Secretary shall require that such procedure be followed before the application for insurance is submitted, and the application shall document that need has also been established under that procedure."

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendment made by this subsection (a) shall take effect and apply as of the date of the enactment of this Act.

(2) EFFECT OF REGULATORY AUTHORITY.—Any authority of the Secretary of Housing and Urban Development to issue regulations to carry out the amendment made by subsection (a) may not be construed to affect the effectiveness or applicability of such

amendment under paragraph (1) of this subsection.

SEC. 3. EXEMPTION FOR CRITICAL ACCESS HOSPITALS.

(a) IN GENERAL.—Section 242 of the National Housing Act (12 U.S.C.1715z-7) is amended—

(1) in subsection (b)(1)(B), by inserting “, unless the facility is a critical access hospital (as that term is defined in section 1861(mm)(1) of the Social Security Act (42 U.S.C. 1395x(mm)(1)))” after “tuberculosis”; and

(2) by adding at the end the following:

“(i) TERMINATION OF EXEMPTION FOR CRITICAL ACCESS HOSPITALS.—

“(1) IN GENERAL.—The exemption for critical access hospitals under subsection (b)(1)(B) shall have no effect after July 31, 2006.

“(2) REPORT TO CONGRESS.—Not later than 3 years after July 31, 2003, the Secretary shall submit a report to Congress detailing the effects of the exemption of critical access hospitals from the provisions of subsection (b)(1)(B) on—

“(A) the provision of mortgage insurance to hospitals under this section; and

“(B) the General Insurance Fund established under section 519.”.

SEC. 4. STUDY OF BARRIERS TO RECEIPT OF INSURED MORTGAGES BY FEDERALLY QUALIFIED HEALTH CENTERS.

(a) IN GENERAL.—The Secretary of Housing and Urban Development shall conduct a study on the barriers to the receipt of mortgage insurance by Federally qualified health centers (as defined in section 1905(1)(2)(B) of the Social Security Act (42 U.S.C. 1396d(1)(2)(B))) under section 1101 of the National Housing Act (12 U.S.C. 1749aaa), or other programs under that Act.

(b) REPORT.—Not later than 6 months after the date of enactment of this Act, the Secretary of Housing and Urban Development shall submit a report regarding any appropriate legislative and regulatory changes needed to enable Federally qualified health centers to access mortgage insurance under section 1101 of the National Housing Act (12 U.S.C. 1749aaa), or other programs under that Act to—

(1) the Committee on Banking, Housing, and Urban Affairs of the Senate; and

(2) the Committee on Financial Services of the House of Representatives.

The bill (H.R. 659), as amended, was read the third time and passed.

INCREASING THE FEDERAL HOUSING ADMINISTRATION MORTGAGE COMMITMENT LEVEL

Mr. DEWINE. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 1571.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 1571) to increase the Federal Housing Administration mortgage commitment level to carry out the purposes of section 203(b) of the National Housing Act.

There being no objection, the Senate proceeded to consider the bill.

Mr. DEWINE. Mr. President, I ask unanimous consent that the bill be read the third time and passed; that the motion to reconsider be laid upon the table; and that any statements relating to this measure be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 1571) was read the third time and passed, as follows:

S. 1571

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

Notwithstanding the first paragraph of the item in title II of Division K of the Consolidated Appropriations Resolution, 2003 (Public Law 108-7) relating to “FEDERAL HOUSING ADMINISTRATION – MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT”, during the fiscal year 2003, commitments to guarantee loans to carry out the purposes of section 203(b) of the National Housing Act (12 U.S.C. 1709), shall not exceed a loan principal of \$185,000,000,000.

**MEASURES PLACED ON THE CAL-
ENDAR—S. 1434, S. 1490, S. 1504,
H.R. 2799, AND H.R. 2861**

Mr. DEWINE. Mr. President, I understand there are five bills at the desk which are due for a second reading. I ask unanimous consent that the bills be given a second reading, en bloc, and I object to further proceedings on the measures at this time.

The PRESIDING OFFICER. Without objection, it is so ordered.

The objection is noted. Under the rules, the bills will be placed on the calendar.

ORDER FOR PRINTING OF H.R. 6

Mr. DEWINE. Mr. President, I ask unanimous consent that H.R. 6, as passed by the Senate on July 31, 2003, be printed.

The PRESIDING OFFICER. Without objection, it is so ordered.

**REMOVAL OF INJUNCTION OF SE-
CRECY—TREATY DOCUMENT NO.
108-8**

Mr. DEWINE. Mr. President, as in executive session, I ask unanimous consent that the injunction of secrecy be removed from the following protocol transmitted to the Senate on September 2, 2003, by the President of the United States: Protocol to Treaty of Friendship, Commerce, and Navigation with Denmark, treaty document 108-8.

I further ask that the protocol be considered as having been read the first time; that it be referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed; and that the President's message be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The message of the President is as follows:

To the Senate of the United States:

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith the Protocol to the Treaty of Friendship, Commerce, and Navigation Between the United States and Denmark of October 1, 1951, signed at Copenhagen on May 2, 2001. I transmit also, for the information of the Senate, the report of the Department of State with respect to this protocol.

The protocol will establish the legal basis by which the United States may issue treaty-investor (E-2) visas to qualified nationals of Denmark, by supplementing the U.S.-Denmark friendship, commerce, and navigation (FCN) treaty to allow for entry and sojourn of investors, a benefit provided in the large majority of U.S. FCN treaties. United States investors are already eligible for Danish visas that offer comparable benefits to those that would be accorded nationals of Denmark under E-2 visa status.

The United States has long championed the benefits of an open investment climate, both at home and abroad. It is the policy of the United States to welcome market-driven foreign investment and to permit capital to flow freely to seek its highest return. Denmark also provides an open investment climate. Visas for investors facilitate investment activity, and thus directly support U.S. policy objectives.

I recommend that the Senate consider this protocol as soon as possible, and give its advice and consent to ratification of the protocol at an early date.

GEORGE W. BUSH.

THE WHITE HOUSE, September 2, 2003.

**ORDERS FOR TUESDAY,
SEPTEMBER 3, 2003**

Mr. DEWINE. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m., Wednesday, September 3. I further ask that following the prayer and the pledge, the morning hour be deemed expired, the Journal of proceedings be approved, the time for the two leaders be reserved and the Senate then resume consideration of H.R. 2660, the Labor-HHS-Education appropriations bill.

I further ask unanimous consent that the Senate recess from 12:30 p.m. to 2:15 p.m. for the weekly party lunches.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. DEWINE. Mr. President, for the information of all Senators, tomorrow the Senate will resume consideration of H.R. 2660, the Labor-HHS-Education appropriations bill. There are two pending amendments that were offered and debated during today's session. It is hoped that we will be able to schedule votes in relation to these amendments as early as possible tomorrow. The leader would like to alert all Members that rollcall votes can be expected at approximately 12 noon on Wednesday. Therefore, Senators should expect the possibility of votes prior to the party lunches and Members will be notified when the first vote is scheduled.

ORDER FOR ADJOURNMENT

Mr. DEWINE. If there is no further business to come before the Senate, I