

Daily Digest

HIGHLIGHTS

Senate passed S. 877, Controlling the Assault of Non-Solicited Pornography and Marketing Act (CAN SPAM Act).

Senate

Chamber Action

Routine Proceedings, pages S12985–S13065

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 1773–1775, S. Res. 249 and S. Con. Res. 74. **Page S13053**

Measures Reported:

Report to accompany S. 1293, to criminalize the sending of predatory and abusive e-mail. (S. Rept. No. 108–170) **Pages S13052–53**

Measures Passed:

Controlling the Assault of Non-Solicited Pornography and Marketing Act (CAN SPAM Act): By a unanimous vote of 97 yeas (Vote No. 404), Senate passed S. 877, to regulate interstate commerce by imposing limitations and penalties on the transmission of unsolicited commercial electronic mail via the Internet, after taking action on the following amendments proposed thereto: **Pages S13012–45**

Adopted:

Wyden/Burns Amendment No. 1891, to clarify the provision prohibiting false or misleading transmission information. **Pages S13024–26**

Subsequently, Wyden/Burns Amendment No. 1891 was modified. **Pages S13026–27**

Schumer Amendment No. 1892, to authorize the Commission to implement a nationwide “Do Not E-mail” registry. **Pages S13024, S13027**

Hatch Amendment No. 1893, to revise the criminal penalty provisions of the bill as reported. **Pages S13027–35**

Harkin Amendment No. 1895, to provide competitive grants for training court reporters and closed captioners to meet requirements for realtime writers under the Telecommunications Act of 1996. **Pages S13037–39**

McCain (for Enzi/Santorum) Amendment No. 1894, to require warning labels on sexually explicit commercial e-mail. **Pages S13035–37, S13039–40**

McCain (for Corzine) Amendment No. 1896, to direct the FTC to develop a system for rewarding those who supply information about violations of this Act and a system for requiring ADV labeling on unsolicited commercial electronic mail. **Pages S13040–41**

Developmental Disabilities Support: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Con. Res. 21, expressing the sense of the Congress that community inclusion and enhanced lives for individuals with mental retardation or other developmental disabilities is at serious risk because of the crisis in recruiting and retaining direct support professionals, which impedes the availability of a stable, quality direct support workforce, and the resolution was then agreed to, after agreeing to the following amendments proposed thereto: **Pages S13062–63**

Frist (for Bunning) Amendment No. 1897, to make a certain technical correction. **Page S13062**

Frist (for Bunning) Amendment No. 1898, to amend the preamble. **Pages S13062–63**

Class Action Reform: Senate continued consideration of the motion to proceed to consideration of S. 1751, to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants. **Pages S12999–13008**

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

By 59 yeas to 39 nays (Vote No. 403), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on the motion to proceed to consideration of the bill. **Page S13008**

Transportation/Treasury Appropriations—Agreement: A unanimous consent agreement was reached providing that on Thursday, October 23, 2003, Senate begin consideration of H.R. 2898, making appropriations for the Departments of Transportation and Treasury, and independent agencies for the fiscal year ending September 30, 2004.

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Nominations Confirmed: Senate confirmed the following nomination:

Thomas M. Hardiman, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

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Nominations Received: Senate received the following nominations:

Neil Vincent Wake, of Arizona, to be United States District Judge for the District of Arizona.

1 Navy nomination in the rank of admiral.

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Measures Placed on Calendar:

Page S13049

Petitions and Memorials:

Pages S13049–52

Executive Reports of Committees:

Page S13053

Additional Cosponsors:

Pages S13053–55

Statements on Introduced Bills/Resolutions:

Pages S13055–57

Additional Statements:

Pages S13048–49

Amendments Submitted:

Pages S13057–60

Notices of Hearings/Meetings:

Page S13060

Authority for Committees to Meet:

Pages S13060–61

Privilege of the Floor:

Page S13061

Record Votes: Two record votes were taken today. (Total—404)

Pages S13008, S13044

Adjournment: Senate met at 9:30 a.m., and adjourned at 8:09 p.m., until 9:30 a.m., on Thursday, October 23, 2003. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S13065.)

Committee Meetings

(Committees not listed did not meet)

TERRORIST FINANCING

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine counterterror initiatives in the terror finance program and organization of terror groups for funding and future U.S. responses, focusing on related provisions of the PATRIOT Act (Public Law 107–56), including fundraising methods, financial conduits, the

Islamic banking system, charities, and the role of Saudi Arabia, after receiving testimony from Richard A. Clarke, Good Harbor Consulting, LLC, Arlington, Virginia; Louise Richardson, Harvard University Radcliffe Institute for Advanced Study, Cambridge, Massachusetts; Jean-Charles Brisard, JCB Consulting International, Paris, France; and Matthew A. Levitt, Washington Institute for Near East Policy, Washington, D.C.

THE INSURANCE INDUSTRY

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine federal involvement in the regulation of the insurance industry, including proposals for an insurance regulatory modernization action plan and an optional federal charter, improvements to State insurance regulation, and a draft of consumer principles and standards for insurance regulation, after receiving testimony from Ernst Csizar, South Carolina Department of Insurance, Columbia, on behalf of the National Association of Insurance Commissioners; Thomas Ahart, Ahart, Frinzi, and Smith Insurance, Alexandria, Virginia, on behalf of the Independent Insurance Agents and Brokers of America; Stephen E. Rahn, Lincoln National Life Insurance Company, Fort Wayne, Indiana, on behalf of the American Council of Life Insurers; Douglas Heller, Foundation for Taxpayer and Consumer Rights, Santa Monica, California; and Craig A. Berrington, American Insurance Association, and J. Robert Hunter, Consumer Federation of America, both of Washington, D.C.

FISHERIES MANAGEMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans, Fisheries, and Coast Guard concluded an oversight hearing on fisheries, focusing on the Magnuson-Stevens Act National Standards, and the condition of New England groundfish fisheries, after receiving testimony from William Hogarth, Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce.

ANTI-SEMITISM IN EUROPE

Committee on Foreign Relations: Subcommittee on European Affairs concluded a hearing to examine the scope of anti-Semitism in Europe, including selected incidents that occurred across Europe and Eurasia in 2003, international anti-prejudice programs, and anti-Americanism, after receiving testimony from Edward B. O'Donnell, Jr., Special Envoy for Holocaust Issues, Department of State; Abraham H. Foxman, Anti-Defamation League, and David Harris, American Jewish Committee, both of New York, New York; and Mark B. Levin, National Conference on Soviet Jewry, Washington, D.C.