

Daily Digest

HIGHLIGHTS

Senate passed H.R. 2989, Transportation/Treasury Appropriations Act.

Senate

Chamber Action

Routine Proceedings, pages S13067–S13185

Measures Introduced: Nine bills and five resolutions were introduced, as follows: S. 1776–1784, S.J. Res. 20, S. Res. 250–252, and S. Con. Res. 75.

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Measures Reported:

S. 1400, to develop a system that provides for ocean and coastal observations, to implement a research and development program to enhance Security at United States ports, to implement a data and information system required by all components of an integrated ocean observing system and related research, with an amendment in the nature of a substitute. (S. Rept. No. 108–171)

S. 269, to amend the Lacey Act Amendments of 1981 to further the conservation of certain wildlife species, with amendments. (S. Rept. No. 108–172)

S. Res. 239, designating November 7, 2003, as “National Native American Veterans Day” to honor the Service of Native Americans in the United States Armed Forces and the contribution of Native Americans to the defense of the United States.

S. Res. 240, designating November 2003 as “National American Indian Heritage Month”.

S. 1194, to foster local collaborations which will ensure that resources are effectively and efficiently used within the criminal and juvenile justice systems, with an amendment in the nature of a substitute.

S. 1743, to permit reviews of criminal records of applicants for private Security officer employment.

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Measures Passed:

Transportation/Treasury Appropriations Act: By 91 yeas to 3 nays (Vote No. 410), Senate passed H.R. 2989, making appropriations for the Departments of Transportation and Treasury, and independent agencies for the fiscal year ending Sep-

tember 30, 2004, after taking action on the following amendments proposed thereto:

Pages S13076–S13124

Adopted:

Shelby/Murray Amendment No. 1899, in the nature of a substitute. (Amendment, as agreed to, will be considered original text for the purpose of further amendment.)

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Craig Amendment No. 1901 (to Amendment No. 1900), of a perfecting nature.

Pages S13079–87

Dorgan Amendment No. 1900, to prohibit the enforcement of the ban on travel to Cuba. (By 36 yeas to 59 nays (Vote No. 405), Senate earlier failed to table the amendment.)

Pages S13079–87

Harkin Amendment No. 1905, to prohibit the Internal Revenue Service from using funds to go forward with its proposed cash balance regulation.

Pages S13089–91

By 95 yeas to 1 nay (Vote No. 407), Thomas/Voinovich Amendment No. 1923, to substitute a requirement for an annual report on competitive Sourcing activities on lists required under the Federal Activities Inventory Reform Act of 1998 that are performed for executive agencies by Federal Government sources.

Pages S13101–05

Dodd Amendment No. 1928, to fund the Election Assistance Commission for fiscal year 2004.

Pages S13106–12

Shelby (for Durbin) Amendment No. 1936, to insert a provision relating to notification information concerning pharmacy services.

Page S13116

Shelby (for Chambliss) Amendment No. 1937, to make a technical correction.

Page S13117

Shelby (for Feinstein) Amendment No. 1938, to modify section 130 to extend the prohibition under that section to the use of funds to provide maximum hours of service for certain drivers engaged for motion picture or television production.

Page S13117

Shelby (for Bingaman) Amendment No. 1939, to prohibit the obligation of funds for the establishment or implementation of an EAS local participation pilot program.

Pages S13117–18

Shelby (for Bayh) Amendment No. 1940, to expand aviation capacity and alleviate congestion in the greater Chicago metropolitan area. **Page S13118**

Shelby (for Reid/Murray) Amendment No. 1941, to require notice of regulations relating to travel agent service fees. **Page S13118**

Shelby (for Hollings) Amendment No. 1942, to modify a Federal share for a specific project under 49 U.S.C. 5307. **Page S13118**

Shelby (for Murray) Amendment No. 1943, to clarify the use of GSA funds. **Page S13118**

Shelby (for Reed) Amendment No. 1944, to provide that no funds may be used to remove any area within a locality pay area established under section 5304 of title 5, United States Code, from coverage under that locality pay area. **Page S13118**

Shelby (for Levin) Amendment No. 1945, to make certain technical modifications to previous transportation acts. **Pages S13118–19**

Shelby (for Specter) Amendment No. 1947, to clarify that allocated funds may be used for the Corridor One Light Rail Project. **Page S13120**

Shelby (for Carper/Biden) Amendment No. 1948, to express the Sense of the Senate that the Secretary of Transportation must consider the impact on northern Delaware of aircraft noise related to the Philadelphia International Airport Capacity Enhancement Program. **Page S13120**

Shelby (for Grassley) Amendment No. 1949, to provide that none of the funds appropriated or made available under this Act may be used to implement proposed regulations relating to the detail of executive branch employees to the legislative branch. **Pages S13120–21**

Shelby (for Stevens) Amendment No. 1950, to provide funds for the operation of the Midway Atoll Airfield by the Federal Aviation Administration pursuant to an operational agreement with the Department of the Interior. **Page S13121**

Shelby (for Lott) Amendment No. 1951, to set aside an amount for air traffic control facilities, John C. Stennis International Airport, Hancock County, Mississippi. **Page S13121**

Shelby (for Roberts) Amendment No. 1952, to provide that unexpended funds made available for improvements to Council Grove Lake, Kansas, may be used to make improvements to Richey Cove, Santa Fe Recreation Area, Canning Creek Recreation Area, and other areas in the State of Kansas. **Page S13121**

Shelby (for Landrieu) Amendment No. 1953, to require the Internal Revenue Service to conduct a study on the earned income tax credit pre-certification program. **Page S13121**

Shelby (for Hutchison) Amendment No. 1954, to set aside funds made available for Texas State-wide

ITS Deployment and Integration for the deployment and integration of Intelligent Transportation Systems at Port of Galveston, Texas, and City of Lubbock, Texas. **Page S13121**

Shelby (for Thomas) Amendment No. 1955, to provide clarifying language that instructs the Federal Highway Administration to extend through February 29, 2004, existing research contracts funded under the TEA–21. **Page S13121**

Shelby (for Thomas) Amendment No. 1956, to provide for the acquisition of an ASR–11 radar for the Jackson Hole, Wyoming Airport. **Page S13121**

Shelby (for Lautenberg) Amendment No. 1957, to provide funds for the FAA Technical Center. **Page S13121**

Shelby (for Frist) Amendment No. 1958, to provide funding for the Memphis Medical Center light rail extension project. **Page S13121**

Shelby (for Warner/Jeffords) Amendment No. 1959, to make available from amounts available for the Federal Highway Administration for the Transportation and Community and System Pilot Preservation Program, \$850,000 for interior air quality demonstration activities at the Bristol, Virginia, control facility to evaluate Standard industrial fuel system performance and efficiency with drive-by-wire engine management and emissions systems. **Pages S13121–22**

Shelby (for Warner) Amendment No. 1960, to provide funding for Intelligent transportation System Research. **Page S13122**

Shelby (for Murray/Hollings) Amendment No. 1961, to provide funding for improvements to Bowman Road and Johnnie Dodds Boulevard, Highway 17, Mt. Pleasant, South Carolina. **Page S13122**

Shelby (for Frist) Amendment No. 1962, relative to the Memphis-Shelby International Airport intermodal facility. **Page S13122**

Shelby (for Chambliss/Miller) Amendment No. 1963, to provide from amounts available for Lee Gilmer Memorial Airport, Gainesville, Georgia. **Page S13122**

McConnell (for Collins) Amendment No. 1964, to limit the use of funds for converting to contractor performance of executive agency activities and functions. **Page S13124**

Rejected:

Feingold Amendment No. 1904, to provide that Members of Congress shall not receive a cost-of-living adjustment in pay during fiscal year 2003. (By 60 yeas to 34 nays (Vote No. 406), Senate tabled the amendment.) **Pages S13087–89**

By 47 yeas to 48 nays (Vote No. 408), Mikulski Amendment No. 1917, to prohibit the use of funds

for implementing the 2003 revision of Office of Management and Budget Circular A-76.

Pages S13091-S13101, S13105-06

Withdrawn:

Shelby (for Akaka) Amendment No. 1946, to prohibit the use of funds for the Debt Indicator program.

Pages S13119-20

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

By yeas 63 and nays 31 (Vote No. 409), three-fifths of those Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive Section 302(f) of the Congressional Budget Act of 1974, with respect to Dodd Amendment No. 1928, to fund the Election Assistance Commission for fiscal year 2004. The point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974 was not sustained.

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Shelby, Specter, Bond, Bennett, Campbell, Hutchison, DeWine, Brownback, Stevens, Murray, Byrd, Mikulski, Reid, Kohl, Durbin, Dorgan, and Inouye.

International Religious Freedom Day: Senate agreed to S. Res. 251, designating October 27, 2003, as "International Religious Freedom Day".

Page S13183

Recognizing Dr. Samuel D. Harris National Museum of Dentistry: Senate passed H.J. Res. 52, recognizing the Doctor Samuel D. Harris National Museum of Dentistry, an affiliate of the Smithsonian Institution in Baltimore, Maryland, as the official national museum of dentistry in the United States, clearing the measure for the President.

Pages S13183-84

National Cancer Prevention Month: Senate agreed to S. Res. 252, designating the month of February 2004 as "National Cancer Prevention Month".

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National Consumer Credit Reporting System Improvement Act Agreement: A unanimous-consent agreement was reached providing that at a time determined by the Majority Leader, after consultation with the Democratic Leader, but not before Monday, October 27, 2003, Senate proceed to the consideration of S. 1753, to amend the Fair Credit Reporting Act in order to prevent identity theft, to improve the use of and consumer access to consumer reports, to enhance the accuracy of consumer reports, to limit the Sharing of certain consumer information, to improve financial education and literacy.

Page S13124

Nomination Considered: Senate began consideration of the nomination of Michael O. Leavitt, of Utah, to be Administrator of the Environmental Protection Agency.

Pages S13182-83

A motion was entered to close further debate on the nomination and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur at 5:30 p.m., on Monday, October 27, 2003.

Pages S13182-83

Nominations Received: Senate received the following nominations:

Carol Kinsley, of Massachusetts, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2006.

Routine lists in the Air Force.

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Messages From the House:

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Measures Read First Time:

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Enrolled Bills Presented:

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Executive Communications:

Pages S13132-33

Executive Reports of Committees:

Pages S13133-34

Additional Cosponsors:

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Statements on Introduced Bills/Resolutions:

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Additional Statements:

Pages S13131-32

Amendments Submitted:

Pages S13149-50

Notices of Hearings/Meetings:

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Authority for Committees to Meet:

Page S13176

Privilege of the Floor:

Page S13176

Record Votes: Six record votes were taken today. (Total-410)

Pages S13087, S13089, S13105, S13106, S13112, S13123

Adjournment: Senate met at 9:30 a.m., and adjourned at 8:22 p.m., until 9:30 a.m., on Friday, October 24, 2003. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S13185.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the nomination of Maj. Gen. Robert T. Clark for appointment in the United States Army to the grade of Lieutenant General.

HOUSING GSE'S

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine proposals