

Daily Digest

HIGHLIGHTS

- Senate and House passed H.J. Res. 75, Continuing Appropriations.
- Senate passed H.R. 1904, Healthy Forest Restoration Act.
- Senate passed H.R. 2800, Foreign Operations Appropriations Act.
- The House agreed to the conference report on H.R. 2115, Flight 100—Century of Aviation Reauthorization Act.
- The House agreed to the conference report on H.R. 2691, Department of Interior and Related Agencies Appropriations Act of FY 2004.
- The House agreed to the conference report on H.R. 3289, Supplemental Appropriations Act for FY 2004.

Senate

Chamber Action

Routine Proceedings, pages S13613–S13697

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 1798–1804, S. Res. 255, and S. Con. Res. 78. **Page S13660**

Measures Reported:

S. 1663, to replace certain Coastal Barrier Resources System maps. (S. Rept. No. 108–179)

H.R. 274, to authorize the Secretary of the Interior to acquire the property in Cecil County, Maryland, known as Garrett Island for inclusion in the Blackwater National Wildlife Refuge. (S. Rept. No. 108–180)

S. 1395, to authorize appropriations for the Technology Administration of the Department of Commerce for fiscal years 2004 through 2005, with amendments. (S. Rept. No. 108–181)

S. 1402, to authorize appropriations for activities under the Federal railroad safety laws for fiscal years 2004 through 2008, with amendments. (S. Rept. No. 108–182)

S. 1720, to provide for Federal court proceedings in Plano, Texas, with an amendment in the nature of a substitute.

S. Con. Res. 58, expressing the sense of Congress with respect to raising awareness and encouraging prevention of stalking in the United States and supporting the goals and ideals of National Stalking

Awareness Month, with an amendment in the nature of a substitute and with an amended preamble.

Page S13659

Measures Passed:

Continuing Appropriations: Senate passed H.J. Res. 75, making further continuing appropriations for the fiscal year 2004, clearing the measure for the President. **Page S13659**

Healthy Forests Restoration Act: By 80 yeas to 14 nays (Vote No. 428), Senate passed H.R. 1904, to improve the capacity of the Secretary of Agriculture and the Secretary of the Interior to conduct hazardous fuels reduction projects on National Forest System lands and Bureau of Land Management lands aimed at protecting communities, watersheds, and certain other at-risk lands from catastrophic wildfire, to enhance efforts to protect watersheds and address threats to forest and rangeland health, including catastrophic wildfire, across the landscape, after agreeing to the committee amendment in the nature of a substitute, and taking action on the following amendments proposed thereto:

Pages S13600–11, S13613–37

Adopted:

Bingaman Amendment No. 2036, to require collaborative monitoring of forest health projects.

Pages S13609–11, S13613–16

Bingaman Amendment No. 2042, to require best-value contracting criteria in awarding contracts and agreements.

Pages S13616–17

Cochran Amendment No. 2046, to make certain improvements to the bill. **Page S13631**

Notwithstanding passage of the bill, Cochran Amendment No. 2046 was subsequently modified. **Page S13696**

Rejected:

Bingaman Amendment No. 2035, to require the treatment of slash and other long-term fuels management for hazardous fuels reduction projects. (By 58 yeas to 36 nays (Vote No. 422), Senate tabled the amendment.) **Pages S13608–09**

Leahy Amendment No. 2039, to remove certain provisions relating to administrative and judicial review. (By 62 yeas to 33 nays (Vote No. 423), Senate tabled the amendment.) **Pages S13609–11**

Boxer Amendment No. 2043, to increase the minimum percentage of funds allocated for authorized hazardous fuel reduction projects in the wildland-urban interface. (By 61 yeas to 34 nays (Vote No. 424), Senate tabled the amendment.) **Pages S13617–21**

Murray Amendment No. 2030, to ensure protection of old-growth stands. (By 62 yeas to 32 nays (Vote No. 425), Senate tabled the amendment.) **Pages S13621–24**

Cantwell Modified Amendment No. 2038, to require the Comptroller General to study the costs and benefits of the analysis of alternatives in environmental assessments and environmental impact statements. (By 57 yeas to 34 nays (Vote No. 426), Senate tabled the amendment.) **Pages S13624–26**

Harkin Amendment No. 2045, to provide authority for title I, relative to hazardous fuels reduction on federal land. (By 61 yeas to 31 nays (Vote No. 427), Senate tabled the amendment.) **Pages S13626–31**

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

By 36 yeas to 60 nays (Vote No. 421), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Bingaman Amendment No. 2031, to provide the Secretary of Agriculture with the authority to borrow funds from the Treasury to pay for firefighting costs that exceed funds available and to provide funding to conduct hazardous fuels reduction and burned area restoration projects on non-Federal lands in and around communities. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, was sustained, and the amendment thus falls. **Pages S13601–05**

Foreign Operation Appropriations Act: Senate passed H.R. 2800, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2004, tak-

ing action on the following amendments proposed thereto: **Pages S13637–51**

Adopted:

By 89 yeas to 1 nay (Vote No. 429), DeWine Amendment No. 1966, to increase assistance to combat HIV/AIDS. **Pages S13638–39**

McConnell Amendment No. 2049, to make certain technical corrections and to provide for international military training assistance for Indonesia. **Page S13648**

McConnell (for Stevens) Amendment No. 2050, to provide assistance for democracy programs in Russia. **Pages S13648–49**

McConnell Amendment No. 1970, to express the sense of the Senate on Burma. **Pages S13649–51**

Rejected:

By 45 yeas to 47 nays (Vote No. 430), Feinstein Amendment No. 1977, to clarify the definition of HIV/AIDS prevention for purposes of providing funds for therapeutic medical care. **Pages S13644–46**

By 41 yeas to 51 nays (Vote No. 432), Bingaman/Daschle Amendment No. 2048, to make an additional \$200,000,000 available for the Global AIDS Initiative and reduce the amount available for Millennium Challenge Assistance by \$200,000,000. **Pages S13645, S13647–48**

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

By 42 yeas to 50 nays (Vote No. 431), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Durbin Amendment No. 2047, to increase assistance to combat HIV/AIDS. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, was sustained, and the amendment thus falls. **Pages S13639–44, S13646–47**

McConnell (for Kennedy) Amendment No. 2023, to provide for the disclosure of prices paid for HIV/AIDS medicines in developing countries, previously agreed to on Tuesday, October 28, 2003, was modified. **Page S13648**

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 McConnell, Specter, Gregg, Shelby, Bennett, Campbell, Bond, DeWine, Stevens, Leahy, Inouye, Harkin, Mikulski, Durbin, Johnson, Landrieu, and Byrd. **Page S13651**

A Tribute to Survivors: Committee on the Judiciary was discharged from further consideration of S. Con. Res. 76, recognizing that November 2, 2003, shall be dedicated to “A Tribute to Survivors” at the

United States Holocaust Memorial Museum, and the resolution was then agreed to. **Pages S13696–97**

Climate Stewardship Act: Senate continued consideration of S. 139, to provide for a program of scientific research on abrupt climate change, to accelerate the reduction of greenhouse gas emissions in the United States by establishing a market-driven system of greenhouse gas tradeable allowances that could be used interchangeably with passenger vehicle fuel economy standard credits, to limit greenhouse gas emissions in the United States and reduce dependence upon foreign oil, and ensure benefits to consumers from the trading in such allowances, taking action on the following amendment proposed thereto: **Pages S13572–98**

Rejected:

By 43 yeas to 55 nays (Vote No. 420), Lieberman/McCain Amendment No. 2028, in the nature of a substitute. **Pages S13572, S13598**

A unanimous-consent agreement was reached providing that the bill be re-referred to the Committee on Environment and Public Works. **Page S13598**

Interior Department Appropriations—Conference Report: A unanimous-consent agreement was reached providing that on Monday, November 3, 2003, at a time determined by the Majority Leader, after consultation with the Democratic Leader, Senate begin consideration of the conference report to accompany H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004; that there be 60 minutes of debate equally divided; and following the use or yielding back of time, Senate vote on adoption of the conference report on Monday, November 3, 2003, at a time determined by the Majority Leader, after consultation with the Democratic Leader. **Page S13643**

Internet Tax Non-Discrimination Act: 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 Thursday, November 6, 2003, Senate begin consideration of S. 150, to make permanent the moratorium on taxes on Internet access and multiple and discriminatory taxes on electronic commerce imposed by the Internet Tax Freedom Act. **Pages S13643–44**

Emergency Supplemental, Iraq and Afghanistan Appropriations Act Conference Report—Agreement: A unanimous-consent agreement was reached providing that at 11 a.m., on Monday, November 3, 2003, Senate begin consideration of the conference report to accompany H.R. 3289, making emergency supplemental appropriations for defense and for the reconstruction of Iraq and Afghanistan for the fiscal year ending September 30, 2004; with the time

until 5 p.m. equally divided and that at 5 p.m. the conference report be adopted. **Page S13697**

Nomination Considered: Senate resumed consideration of the nomination of Charles W. Pickering, Sr., of Mississippi, to be United States Circuit Judge for the Fifth Circuit. **Pages S13535–72**

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

By 54 yeas to 43 nays (Vote No. 419), 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 nomination. **Page S13572**

Nominations Received: Senate received the following nominations:

1 Army nomination in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Army, Marine Corps, Navy.

Page S13612

Messages From the House: **Pages S13658–59**

Measures Referred: **Page S13658**

Enrolled Bills Presented: **Page S13659**

Executive Reports of Committees: **Pages S13659–60**

Additional Cosponsors: **Pages S13660–61**

Statements on Introduced Bills/Resolutions:
Pages S13661–81

Additional Statements: **Page S13658**

Amendments Submitted: **Pages S13681–95**

Notices of Hearings/Meetings: **Page S13695**

Authority for Committees to Meet:
Pages S13695–96

Privilege of the Floor: **Page S13696**

Record Votes: Fourteen record votes were taken today. (Total—432) **Pages S13572, S13598, S13605, S13609, S13611, S13621, S13624, S13626, S13630–31, S13637, S13639, S13646, S13647, S13648**

Adjournment: Senate met at 9 a.m., and adjourned at 11:44 p.m., until 10 a.m., on Friday, October 31, 2003. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S13611.)

Committee Meetings

(Committees not listed did not meet)

PALESTINIAN EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded a hearing to examine the content of Palestinian education materials, including textbooks and films, and the effect such materials have on the peace