

**NOMINATIONS**

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of William J. Hudson, of Virginia, to be Ambassador to Tunisia, Margaret Scobey, of Tennessee, to be Ambassador to Syria, and Thomas Riley, of California, to be Ambassador to the Kingdom of Morocco, after the nominees, who were introduced by Senator Chafee, testified and answered questions in their own behalf.

**NORTH KOREA**

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs concluded a hearing to examine the human rights situation in North Korea, focusing on prison camps, six-party peace talks, the United Nations Human Rights Commission efforts, and strategies for those seeking asylum, after receiving testimony from David Hawk, U.S. Committee for Human Rights in North Korea, Mark Palmer, Capital Development Corporation, Sandy Rios, North Korea Freedom Coalition, Mike Mochizuki, George Washington University Sigur Center for Asian Studies, T. Kumar, Amnesty International, and Joel R. Charney, Refugees International, all of Washington, D.C.

**MENTAL HEALTH REPORT**

*Committee on Health, Education, Labor, and Pensions:* Subcommittee on Substance Abuse and Mental

Health Services concluded a hearing to examine the report from the President's New Freedom Commission on Mental Health relating to recommendations to improve mental health care in America, after receiving testimony from Charles G. Curie, Administrator, Substance Abuse and Mental Health Services Administration, Department of Health and Human Services; Stephen W. Mayberg, Member, President's New Freedom Commission on Mental Health; Paul S. Appelbaum, University of Massachusetts Medical School Department of Psychiatry, Worcester; Michael M. Faenza, National Mental Health Association, Washington, D.C., on behalf of the Campaign for Mental Health Reform; Carlos Brandenburg, Nevada Division of Mental Health and Developmental Services, Carson City; and Ann Buchanan, Cockeysville, Maryland.

**DATABASE SECURITY: IDENTITY THEFT**

*Committee on the Judiciary:* Subcommittee on Terrorism, Technology and Homeland Security concluded a hearing to examine database security, focusing on identity theft and S. 1350, Notification of Risk to Personal Data Act, after receiving testimony from David J. McIntyre, Jr., TriWest Healthcare Alliance, Phoenix, Arizona; Mark MacCarthy, Visa USA, Inc., Washington, D.C.; and Evan Hendricks, *Privacy Times*, Cabin John, Maryland.

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# House of Representatives

***Chamber Action***

**Measures Introduced:** 12 public bills, H.R. 3428–3439; and; 4 resolutions, H.J. Res. 76; H. Con. Res. 320, and H. Res. 431–432 were introduced.

**Pages H10339–40**

**Additional Cosponsors:**

**Pages H10340–41**

**Reports Filed:** Reports were filed today as follows:

H.R. 3145, to amend the Foreign Assistance Act of 1961 to reauthorize the Overseas Private Investment Corporation, amended (H. Rept. 108–339);

H.R. 3181, to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to reauthorize the predisaster mitigation program (H. Rept. 108–340);

H.R. 1274, to direct the Administrator of General Services to convey to Fresno County, California, the existing Federal courthouse in that county, amended (H. Rept. 108–341);

Conference report on H.R. 2559, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2004 (H. Rept. 108–342);

H. Con. Res. 237, honoring the late Rick Lupe, lead forestry technician for the Bureau of Indian Affairs Fort Apache Agency, for his dedication and service to the United States and for his essential service in fighting wildfires and protecting the environment and communities of Arizona (H. Rept. 108–343);

S. 677, to revise the boundary of the Black Canyon of the Gunnison National Park and Gunnison Gorge National Conservation Area in the State of Colorado (H. Rept. 108–344);

S. 924, to authorize the exchange of lands between an Alaska Native Village Corporation and the Department of the Interior (H. Rept. 108–345);

H.R. 506, to provide for the protection of archaeological sites in the Galisteo Basin in New Mexico, amended (H. Rept. 108–346);

H.R. 1204, to amend the National Wildlife Refuge System Administration Act of 1966 to establish requirements for the award of concessions in the National Wildlife Refuge System, to provide for maintenance and repair of properties located in the System by concessionaires authorized to use such properties, amended (H. Rept. 108–347);

H. Res. 428, providing for the consideration of H.R. 1829, to amend title 18, United States Code, to require Federal Prison Industries to compete for its contracts minimizing its unfair competition with private sector firms and their non-inmate workers and empowering Federal agencies to get the best value for taxpayers' dollars, to provide a five-year period during which Federal Prison Industries adjusts to obtaining inmate work opportunities through other than its mandatory source status, to enhance inmate access to remedial and vocational opportunities and other rehabilitative opportunities to better prepare inmates for a successful return to society, to authorize alternative inmate work opportunities in support of non-profit organizations (H. Rept. 108–348);

H. Res. 429, waiving points of order against the conference report to accompany H.R. 2559, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2004 (H. Rept. 108–349);

H. Res. 430, providing for consideration of H.J. Res. 76, making further continuing appropriations for the fiscal year 2004 (H. Rept. 108–350); and

H.R. 2420, to improve transparency relating to the fees and costs that mutual fund investors incur and to improve corporate governance of mutual funds, amended (H. Rept. 108–351).

**Pages H10253–81, H10338–39**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Renzi to act as Speaker Pro Tempore for today. **Page H10239**

**Chaplain:** The prayer was offered today by Rev. Johnny L. Green, Senior Pastor, Bethel Assembly of God in Savage, Maryland. **Page H10242**

**Recess:** The House recessed at 12:49 a.m. and reconvened at 2 p.m. **Page H10241**

**Messages from the Clerk:** Read letters from the Clerk stating that he received messages from the Senate on Monday, November 3. **Page H10239**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

**John G. Dow Post Office Building Designation Act:** H.R. 3166, to designate the facility of the United States Postal Service located at 57 Old Tappan Road in Tappan, New York, as the John G. Dow Post Office Building; **Pages H10242–43**

**S. Truett Cathy Post Office Building Designation Act:** H.R. 3029, to designate the facility of the United States Postal Service located at 255 North Main Street in Jonesboro, Georgia, as the S. Truett Cathy Post Office Building; **Pages H10243–45**

**Major Henry A. Commiskey, Sr. Post Office Building Designation Act:** H.R. 2438, to designate the facility of the United States Postal Service located at 115 West Pine Street in Hattiesburg, Mississippi, as the Major Henry A. Commiskey, Sr. Post Office Building; **Pages H10245–46**

**Sense of Congress supporting the National Anthem “SingAmerica” project:** H. Con. Res. 262, expressing the sense of the Congress in support of the National Anthem “SingAmerica” project;

**Pages H10246–47, H10301**

**Supporting Financial Planning Week:** H. Con. Res. 176, supporting the goals and ideals of Financial Planning Week, recognizing the significant impact of sound financial planning on achieving life's goals, and honoring American families and the financial planning profession for their adherence and dedication to the financial planning process, by a 2/3 yeand-nay vote of 381 yeas with none voting “nay”, Roll No. 602; **Pages H10247–48, H10312–13**

**Orville Wright Federal Building and the Wilbur Wright Federal Building Designation Act:** H.R. 3118, to designate the Orville Wright Federal Building and the Wilbur Wright Federal Building in Washington, District of Columbia;

**Pages H10248–49**

**Recognizing the American Concrete Institute:** H. Res. 394, recognizing the American Concrete Institute's 100-year contribution as the standards development organization of the concrete industry and for the safe and technologically current construction activity it has enabled, which contributes to the economic stability, quality of life, durability of infrastructure, and international competitiveness of the United States; **Pages H10249–50**

**Recognizing the National Stone, Sand, & Gravel Association:** H. Con. Res. 280, recognizing the National Stone, Sand & Gravel Association for reaching its 100th Anniversary, and for the many vital contributions of its members to the Nation's economy and to improving the quality of life through the constantly expanding roles stone, sand, and gravel serve in the Nation's everyday life; **Pages H10250–53**

**E-911 Implementation Act of 2003:** H.R. 2898, amended, to improve homeland security, public safety, and citizen activated emergency response capabilities through the use of enhanced 911 wireless services;  
**Pages H10288-93**

**Animal Drug User Fee Act of 2003:** S. 313, amended, to amend the Federal Food, Drug, and Cosmetic Act to establish a program of fees relating to animal drugs;  
**Pages H10293-97**

**Recognizing the Contributions of Christian Colleges and Universities:** H. Res. 300, amended, recognizing the outstanding contributions of the faculty, staff, students, and alumni of Christian colleges and universities;  
**Pages H10297-H10300**

**Direct Support Professional Recognition Resolution:** H. Con. Res. 94, amended, 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, by a  $\frac{2}{3}$  yeas-and-nays vote of 382 yeas with none voting "nay", Roll No. 603;  
**Pages H10301-04, H10313-14**

**Honoring the Late Rick Lupe:** H. Con. Res. 237, honoring the late Rick Lupe, lead forestry technician for the Bureau of Indian Affairs Fort Apache Agency, for his dedication and service to the United States and for his essential service in fighting wildfires and protecting the environment and communities of Arizona;  
**Pages H10304-05**

**Arapaho and Roosevelt National Forests Land Exchange Act of 2003:** H.R. 2766, amended, to direct the Secretary of Agriculture to exchange certain lands in the Arapaho and Roosevelt National Forests in the State of Colorado;  
**Pages H10305-07**

**Canyon of the Gunnison Boundary Revision Act of 2003:** S. 677, to revise the boundary of the Black Canyon of the Gunnison National Park and Gunnison Gorge National Conservation Area in the State of Colorado—clearing the measure for the President;  
**Pages H10307-08**

**Alaska Native Village Corporation and the Department of the Interior Land Exchange Act:** S. 924, to authorize the exchange of lands between an Alaska Native Village Corporation and the Department of the Interior—clearing the measure for the President;  
**Pages H10308-09**

**Galisteo Basin Archaeological Sites Protection Act:** H.R. 506, amended, to provide for the protec-

tion of archaeological sites in the Galisteo Basin in New Mexico; and  
**Page H10309-11 H**

**Clarifying the tax treatment of bonds and other obligations issued by the Government of American Samoa:** H.R. 982, to clarify the tax treatment of bonds and other obligations issued by the Government of American Samoa.  
**Pages H10311-12**

**Suspension Postponed:** The House completed debate on the following motion to suspend the rules. Further proceedings were postponed until Wednesday, November 5:

**Trafficking Victims Protection Reauthorization Act of 2003:** H.R. 2620, amended, to authorize appropriations for fiscal years 2004 and 2005 for the Trafficking Victims Protection Act of 2000.  
**Pages H10281-88**

**Recess:** The House recessed at 5:35 p.m. and reconvened at 6:30 p.m.  
**Page H10312**

**Labor/HHS Appropriations—Motion to Instruct Conferees:** Representative DeLauro announced her intention to offer a motion to instruct conferees on H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004.  
**Page H10314**

**Tax Relief, Simplification, and Equity Act of 2003:** Representative Becerra announced his intention to offer a motion to instruct conferees on H.R. 1308, to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit.  
**Page H10314**

**Medicare Prescription Drug and Modernization Act of 2003:** Representative Capps announced her intention to offer a motion to instruct conferees on H.R. 1, to amend title XVIII of the Social Security Act to provide for a voluntary prescription drug benefit under the medicare program and to strengthen and improve the medicare program.  
**Page H10314**

**Senate Message:** Message received from the Senate today appears on page H10239.

**Senate Referrals:** S. 1210 was referred to the Committee on Resources; S. Con. Res. 58 was referred to the Committee on the Judiciary; S. 1400 was referred to the Committees on Resources, Science, Armed Services, and Transportation; S. 269, S. 1757, S. Con. Res. 76, S. 1132 and S.J. Res. 22 were ordered held at the desk.  
**Page H10336**

**Amendments:** Amendments ordered printed pursuant to the rule appear on pages H10341-44.

**Adjournment:** The House met at 12:30 p.m. and adjourned at 10:46 p.m.

## Committee Meetings

### “MUTUAL FUNDS: WHO’S LOOKING OUT FOR INVESTORS?”

*Committee on Financial Services:* Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises hearing entitled “Mutual Funds: Who’s Looking Out for Investors?” Testimony was heard from Stephen M. Cutler, Director, Division of Enforcement, SEC; Eliot Spitzer, Attorney General, State of New York; Arthur Levitt, former Chairman, SEC; and public witnesses.

Hearings continue November 6.

### FEDERAL PRISON INDUSTRIES: COMPETITION IN CONTRACTING ACT

*Committee on Rules:* Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1829, Federal Prison Industries Competition in Contracting Act of 2003. The rule provides that the bill shall be considered for amendment under the five-minute rule. The rule provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill shall be considered as an original bill for the purpose of amendment and that each section shall be considered as read. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Coble, Hoekstra, Toomey and Scott of Virginia.

### CONFERENCE REPORT—MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Rules:* Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2559, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2004, and against its consideration. The rule provides that the conference report shall be considered as read.

### FURTHER CONTINUING APPROPRIATIONS FISCAL YEAR 2004

*Committee on Rules:* Granted, by voice vote, a closed rule providing 1 hour of debate in the House on H.J. Res. 76, making further continuing appropriations for fiscal year 2004, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. Finally, the rule provides one motion to recommit.

## BRIEFING—AFGHANISTAN UPDATE

*Permanent Select Committee on Intelligence:* Met in executive session to receive a briefing on Afghanistan Update. The Committee was briefed by departmental witnesses.

## Joint Meetings

### MILITARY CONSTRUCTION APPROPRIATIONS ACT

*Conferees* agreed to file a conference report on the differences between the Senate and House passed versions of H.R. 2559, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2004.

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## COMMITTEE MEETINGS FOR WEDNESDAY, NOVEMBER 5, 2003

*(Committee meetings are open unless otherwise indicated)*

### Senate

*Committee on Commerce, Science, and Transportation:* to hold open and closed hearings to examine aviation security, 9:30 a.m., SR-253.

*Committee on Foreign Relations:* to hold hearings to examine the nominations of Edward B. O'Donnell, Jr., of Tennessee, for the rank of Ambassador during his tenure of service as Special Envoy for Holocaust Issues, Jon R. Purnell, of Massachusetts, to be Ambassador to the Republic of Uzbekistan, Marguerita Dianne Ragsdale, of Virginia, to be Ambassador to the Republic of Djibouti, and Stuart W. Holliday, of Texas, to be Alternate Representative of the United States of America for Special Political Affairs in the United Nations, with the rank of Ambassador, 9 a.m., SD-419.

Full Committee, to hold hearings to examine the nominations of Mary Kramer, of Iowa, to be Ambassador to Barbados and to serve concurrently and without additional compensation as Ambassador to St. Kitts and Nevis, Saint Lucia, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, and Saint Vincent and the Grenadines, Timothy John Dunn, of Illinois, for the rank of Ambassador during his tenure of service as Deputy Permanent Representative to the Organization of American States, James Curtis Struble, of California, to be Ambassador to Peru, and Hector E. Morales, of Texas, to be United States Alternate Executive Director of the Inter-American Development Bank, 2:30 p.m., SD-419.

*Committee on Governmental Affairs:* to hold hearings to examine the report of the Presidential Commission on the U.S. Postal Service, 2 p.m., SD-342.

### House

*Committee on Agriculture,* Subcommittee on Livestock and Horticulture, hearing to review domestic policies affecting the specialty crop industry, 10 a.m., 1300 Longworth.