

Daily Digest

HIGHLIGHTS

See Résumé of Congressional Activity (current year-to-date).

Senate

Chamber Action

Routine Proceedings, pages S1901–S1945

Measures Introduced: Five bills were introduced, as follows: S. 2147–2151. **Page S1933**

Measures Passed:

Read Across America Day: Committee on the Judiciary was discharged from further consideration of S. Res. 306, designating March 2, 2004, as “Read Across America Day”, and the resolution was then agreed to. **Page S1936**

Protection of Lawful Commerce In Arms Act: Senate resumed consideration of S. 1805, to prohibit civil liability actions from being brought or continued against manufacturers, distributors, dealers, or importers of firearms or ammunition for damages resulting from the misuse of their products by others, taking action on the following amendments proposed thereto: **Pages S1901–28**

Rejected:

By 28 yeas to 59 nays (Vote No. 23), Bingaman/Corzine Amendment No. 2635, to modify the definition of reasonably foreseeable. **Pages S1922–28**

Pending:

Hatch (for Campbell) Amendment No. 2623, to amend title 18, United States Code, to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns. **Page S1901**

Kennedy Amendment No. 2619, to expand the definition of armor piercing ammunition and to require the Attorney General to promulgate standards for the uniform testing of projectiles against body armor. **Page S1901**

Craig (for Frist/Craig) Amendment No. 2625, to regulate the sale and possession of armor piercing ammunition. **Page S1901**

Levin Amendment No. 2631, to exempt any civil action against a person from the provisions of the

bill if the gross negligence or reckless conduct of the person proximately caused death or injury.

Pages S1901–22

Warner Amendment No. 2624, to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system. **Page S1901**

Lautenberg Amendment No. 2632, to require that certain notifications occur whenever a query to the National Instant Criminal Background Check System reveals that a person listed in the Violent Gang and Terrorist Organization File is attempting to purchase a firearm. **Page S1901**

Lautenberg Amendment No. 2633, to exempt lawsuits involving injuries to children from the definition of qualified civil liability action. **Page S1901**

A unanimous-consent-time agreement was reached providing that on Tuesday, March 2, 2004, the time from 9:30 a.m. to 11:15 a.m. be equally divided between the two leaders or their designees; that the time from 11:15 until 11:25 a.m. be under the control of the Democratic Leader or his designee; and further, that the time from 11:25 a.m. until 11:35 a.m. be under the control of the Majority Leader or his designee. **Pages S1936–37**

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Tuesday, March 2, 2004, with certain amendments to be proposed thereto, and votes to occur on certain pending amendments, beginning at 11:35 a.m., followed by a vote on final passage of the bill. **Pages S1936–37**

Messages From the President: Senate received the following message from the President of the United States:

Transmitting, pursuant to law, the 2004 National Drug Control Strategy; to the Committee on the Judiciary. (PM–67) **Page S1931**

Appointments:

Harry S Truman Scholarship Foundation Board of Trustees: The Chair, on behalf of the Vice President, pursuant to Public Law 93–642, appointed Senator Baucus to be a member of the Harry S Truman Scholarship Foundation Board of Trustees, vice Senator Murray. **Page S1936**

Nominations Received: Senate received the following nominations:

Ann R. Klee, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

Routine lists in the Air Force, Army. **Page S1945**

Messages From the House: **Page S1931**

Executive Communications: **Pages S1931–33**

Additional Cosponsors: **Pages S1933–35**

Statements on Introduced Bills/Resolutions: **Page S1935**

Additional Statements: **Page S1930**

Amendments Submitted: **Pages S1935–36**

Notices of Hearings/Meetings: **Page S1936**

Authority for Committees to Meet: **Page S1936**

Privilege of the Floor: **Page S1936**

Record Votes: One record vote was taken today. (Total—23) **Page S1928**

Adjournment: Senate convened at 12 noon, and adjourned at 7:21 p.m., until 9:30 a.m., on Tuesday, March 2, 2004. (For Senate's program, see the re-

marks of the Acting Majority Leader in today's Record on page S1937.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: DEPARTMENT OF DEFENSE

Committee on Appropriations: Subcommittee on Defense concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the Department of Defense, after receiving testimony from Dov Zakheim, Under Secretary of Defense, Comptroller; and Lieutenant General James E. Cartwright, Director of Force Structure, Resources and Assessment (J8), The Joint Staff.

THRIFT SAVINGS PLAN

Committee on Governmental Affairs: Subcommittee on Financial Management, the Budget, and International Security concluded an oversight hearing to examine the integrity of federal employee retirement savings relating to the thrift savings plan, after receiving testimony from Alan D. Lebowitz, Deputy Assistant Secretary of Labor for Program Operations, Employee Benefits Security Administration; Andrew M. Saul, Chairman, and Gary A. Amelio, Executive Director, both of the Federal Retirement Thrift Investment Board; James M. Sauber, Chairman, Employee Thrift Advisory Council; and Blake R. Grossman, Barclays Global Investors, San Francisco, California.

House of Representatives

Chamber Action

Measures Introduced: 2 public bills, H.R. 3866; 3867, were introduced. **Pages H706–07**

Additional Cosponsors: **Page H707**

Reports Filed: Reports were filed today as follows:

Filed on February 27, H. Res. 499, requesting the President and directing the Secretary of State, the Secretary of Defense, and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the President and those officials relating to the disclosure of the identity and employment of Ms. Valerie Plame, amended (H. Rept. 108–413, Pt. 2);

Filed on February 27, H. Res. 499, requesting the President and directing the Secretary of State, the Secretary of Defense, and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the President and those officials relating to the disclosure of the identity and employment of Ms. Valerie Plame, amended (H. Rept. 108–413, Pt. 3);

Filed on February 27, H. Res. 499, requesting the President and directing the Secretary of State, the Secretary of Defense, and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of the President and those officials relating to the disclosure of the identity and employment of Ms. Valerie Plame, amended (H. Rept. 108–413, Pt. 4);

H.R. 3752, to promote the development of the emerging commercial human space flight industry, to extend the liability indemnification regime for the commercial space transportation industry, to authorize appropriations for the Office of the Associate Administrator for Commercial Space Transportation (H. Rept. 108–429). **Page H706**

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Thornberry to act as Speaker pro tempore for today. **Page H703**

Late Report—Committee on Science: Agreed that the Committee on Science have until midnight on March 1 to file a report on H.R. 3752, to promote the development of the emerging commercial human space flight industry, to extend the liability indemnification regime for the commercial space transportation industry, to authorize appropriations for the

Office of the Associate Administrator for Commercial Space Transportation. **Page H705**

Senate Message: Message received from the Senate today appears on page H703.

Senate Referral: S. Con. Res. 94 was held at the desk.

Quorum Calls—Votes: There were no votes or quorum calls.

Adjournment: The House met at 12 noon and adjourned at 12:05 p.m.

Committee Meetings

No committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D118)

H.R. 3850, to provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century. Signed on February 29, 2004. (Public Law 108–202).

COMMITTEE MEETINGS FOR TUESDAY, MARCH 2, 2004

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary, to hold hearings to examine proposed budget estimates for fiscal year 2005 for the Department of Commerce, 10 a.m., SD–192.

Subcommittee on Homeland Security, to hold hearings to examine proposed budget estimates for fiscal year 2005 for science and technology programs, information analysis, and infrastructure protection, 10 a.m., SD–124.

Committee on Armed Services: to hold hearings to examine the defense authorization request for fiscal year 2005 and the future years defense program, 9:30 a.m., SH–216.

Subcommittee on Personnel, to hold hearings to examine active component, Reserve component and civilian personnel programs, in review of the defense authorization request for fiscal year 2005, 2:30 p.m., SR–232A.

Committee on Banking, Housing, and Urban Affairs: to resume hearings to examine current investigations and regulatory actions regarding the mutual fund industry, focusing on fund operations and governance, 10 a.m., SD–538.

Committee on Commerce, Science, and Transportation: Subcommittee on Competition, Foreign Commerce, and Infrastructure, to hold hearings to examine the rise of obesity in children, 2:30 p.m., SR-253.

Committee on Energy and Natural Resources: to hold hearings to examine the President's proposed fiscal year 2005 budget for the Forest Service, 10 a.m., SD-366.

Committee on Foreign Relations: to hold oversight hearings to examine certain foreign assistance programs, 9 a.m., SD-419.

Full Committee, to hold hearings to examine North Korea's nuclear situation, 3 p.m., SH-216.

Committee on Health, Education, Labor, and Pensions: Subcommittee on Substance Abuse and Mental Health Services, to hold hearings to examine suicide prevention and youth, 10 a.m., SD-430.

Committee on Veterans' Affairs: to hold hearings to examine the final report of the Department of Veterans Affairs'

Capital Asset Realignment for Enhanced Services (CARES) Commission, 2:15 p.m., SR-418.

Select Committee on Intelligence: closed business meeting to consider pending intelligence matters, 2:30 p.m., SH-219.

House

Committee on Government Reform, Subcommittee on Criminal Justice, Drug Policy and Human Resources, hearing entitled "Andean Counterdrug Initiative," 3 p.m., 2203 Rayburn.

Committee on the Judiciary, Subcommittee on Constitution, oversight hearing on the Civil Rights Division of the U.S. Department of Justice, 1 p.m., 2141 Rayburn.

Committee on Rules, to consider the following: H.R. 3752, Commercial Space Launch Amendments Act of 2004; and H.R. 1561, United States Patent and Trademark Fee Modernization Act of 2003, 5:30 p.m., H-313 Capitol.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED EIGHTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 20 through February 29, 2004

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session	22	14	..
Time in session	150 hrs., 2'	70 hrs., 49'	..
Congressional Record:			
Pages of proceedings	1899	701	..
Extensions of Remarks .....	..	262	..
Public bills enacted into law	1	3	4
Private bills enacted into law .....	..	..	..
Bills in conference .....	..	8	..
Measures passed, total	32	50	82
Senate bills	5	4	..
House bills	2	11	..
Senate joint resolutions .....	..	..	..
House joint resolutions .....	..	1	..
Senate concurrent resolutions	3	..	..
House concurrent resolutions	8	9	..
Simple resolutions	14	25	..
Measures reported, total	*6	*22	28
Senate bills	6	..	..
House bills .....	..	12	..
Senate joint resolutions .....	..	..	..
House joint resolutions .....	..	..	..
Senate concurrent resolutions .....	..	..	..
House concurrent resolutions .....	..	1	..
Simple resolutions .....	..	9	..
Special reports .....	..	1	..
Conference reports .....	..	..	..
Measures pending on calendar	159	90	..
Measures introduced, total	175	257	432
Bills	142	165	..
Joint resolutions	2	5	..
Concurrent resolutions	8	27	..
Simple resolutions	23	60	..
Quorum calls .....	..	1	..
Yea-and-nay votes	22	23	..
Recorded votes .....	..	27	..
Bills vetoed .....	..	..	..
Vetoes overridden .....	..	..	..

DISPOSITION OF EXECUTIVE NOMINATIONS

January 20 through February 29, 2004

Civilian nominations, totaling 264, (including 195 nominations carried over from the First Session), disposed of as follows:		
Confirmed		24
Unconfirmed		234
Withdrawn		5
Returned to White House		1
Other Civilian nominations, totaling 783 (including 5 nominations carried over from the First Session), disposed of as follows:		
Unconfirmed		783
Air Force nominations, totaling 5,194 (including 3,572 nominations carried over from the First Session), disposed of as follows:		
Confirmed		4,594
Unconfirmed		600
Army nominations, totaling 1,333 (including 594 nominations carried over from the First Session), disposed of as follows:		
Confirmed		297
Unconfirmed		1,036
Navy nominations, totaling 2,515 (including 2,444 nominations carried over from the First Session), disposed of as follows:		
Confirmed		2,485
Unconfirmed		30
Marine Corps nominations, totaling 1,155 (including 2 nominations carried over from the First Session), disposed of as follows:		
Confirmed		60
Unconfirmed		1,095

Summary

Total nominations carried over from the First Session	6,812
Total Nominations Received this Session:	4,432
Total confirmed	7,460
Total unconfirmed	3,778
Total withdrawn	5
Total Returned to the White House	1

*These figures include all measures reported, even if there was no accompanying report. A total of 7 reports have been filed in the Senate, a total of 23 reports have been filed in the House.

Next Meeting of the SENATE

9:30 a.m., Tuesday, March 2

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Tuesday, March 2

Senate Chamber

Program for Tuesday: Senate will continue consideration of S. 1805, Protection of Lawful Commerce in Arms Act, with votes to occur on or in relation to certain pending amendments, beginning at 11:35 a.m., followed by a vote to occur on final passage of the bill.

(Senate will recess from 12:30 p.m. until 2:15 p.m. for their respective party conferences.)

House Chamber

Program for Tuesday: Consideration of Suspensions:

(1) H. Res. 439, Honoring the life and career of the late Willie Shoemaker;

(2) H.R. 3769, Ben Atchley Post Office Building Designation Act;

(3) H. Res. 530, urging the appropriate representative of the United States to the 60th session of the United Nations Commission on Human Rights to introduce a resolution calling upon the Government of the People's Republic of China to end its human rights violations in China; and

(4) H. Res. 526, expressing the sympathy of the House of Representatives for the victims of the devastating earthquake that occurred on December 26, 2003, in Bam, Iran.

Extensions of Remarks, as inserted in this issue

HOUSE

Bell, Chris, Tex., E263
 Davis, Artur, Ala., E263
 Frank, Barney, Mass., E264
 Payne, Donald M., N.J., E263
 Spratt, John M., Jr., S.C., E263
 Sweeney, John E., N.Y., E263



Congressional Record

The *Congressional Record* (USPS 087-390). The Periodicals postage is paid at Washington, D.C. The public proceedings of each House of Congress, as reported by the Official Reporters thereof, are printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed one time. ¶Public access to the *Congressional Record* is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the *Congressional Record* is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through *GPO Access* at www.gpo.gov/gpoaccess. Customers can also access this information with WAIS client software, via telnet at swais.access.gpo.gov, or dial-in using communications software and a modem at 202-512-1661. Questions or comments regarding this database or *GPO Access* can be directed to the *GPO Access* User Support Team at: E-Mail: gpoaccess@gpo.gov; Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The *Congressional Record* paper and 24x microfiche edition will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$252.00 for six months, \$503.00 per year, or purchased as follows: less than 200 pages, \$10.50; between 200 and 400 pages, \$21.00; greater than 400 pages, \$31.50, payable in advance; microfiche edition, \$146.00 per year, or purchased for \$3.00 per issue payable in advance. The semimonthly *Congressional Record Index* may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: bookstore.gpo.gov. Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to 866-512-1800 (toll free), 202-512-1800 (D.C. area), or fax to 202-512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily *Congressional Record* is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the *Congressional Record*.

POSTMASTER: Send address changes to the Superintendent of Documents, *Congressional Record*, U.S. Government Printing Office, Washington, D.C. 20402, along with the entire mailing label from the last issue received.