

Daily Digest

HIGHLIGHTS

Senate passed H.R. 4755, Legislative Branch Appropriations.

Senate

Chamber Action

Routine Proceedings, pages S9395–S9469

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 2817–2826, and S. Res. 430–431. **Page S9441**

Measures Reported:

S. 2825, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2005. (S. Rept. No. 108–353)

S. 2826, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2005. (S. Rept. No. 108–354)

S. 1530, to provide compensation to the Lower Brule and Crow Creek Sioux Tribes of South Dakota for damage to tribal land caused by Pick-Sloan projects along the Missouri River, with amendments. (S. Rept. No. 108–355)

S. 2742, to extend certain authority of the Supreme Court Police, modify the venue of prosecutions relating to the Supreme Court building and grounds, and authorize the acceptance of gifts to the United States Supreme Court. **Page S9441**

Measures Passed:

Legislative Branch Appropriations: Pursuant to the order of September 15, 2004, Committee on Appropriations was discharged from further consideration of H.R. 4755, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2005, and by 94 yeas to 2 nays (Vote No. 186), Senate passed the bill, after striking out all text, with the exception of the text of the bill relating solely to the House; and inserting in lieu

thereof the text of S. 2666, Senate companion measure, as amended, as follows: **Pages S9423–26**

Campbell Amendment No. 3664, to modify the approval requirement relating to the promulgation of certain regulations by the Capitol Police Board. **Page S9423**

Campbell Amendment No. 3665, to provide that certain claims of Senators and Senate officers and employees are received and approved by the Committee on Rules and Administration. **Page S9423**

Campbell (for Durbin) Amendment No. 3667, to provide funding for, and extend the termination date of, the Commission on the Abraham Lincoln Study Abroad Fellowship Program. **Page S9423**

Campbell (for Stevens/Durbin) Amendment No. 3666, to provide for the expansion of participating eligible foreign states under the Open World Leadership program. **Page S9423**

Subsequently, S. 2666 was returned to the Senate calendar.

Subsequently, H.R. 4755, as passed the Senate, will be held at the desk, as if a House message. **Page S9426**

Maritime Transportation Security: Senate passed S. 2279, to amend title 46, United States Code, with respect to maritime transportation security, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Pages S9460–68**

McConnell (for Hollings/McCain) Amendment No. 3669, in the nature of a substitute. **Page S9467**

IDEA Reauthorization—Agreement: A unanimous-consent agreement was reached providing for that when the Senate receives the House message to accompany H.R. 1350, to reauthorize the Individuals with Disabilities Education Act, that if the House amends the Senate amendment, the Senate disagree with the House amendment, insist upon its amendment, and request a conference with the

House thereon; provided, alternatively, that if the House requests a conference, the Senate agree to the request for a conference, and in either case, the Chair be authorized to appoint conferees. **Page S9468**

Nomination—Agreement: A unanimous-consent agreement was reached providing for consideration of the nomination of Porter J. Goss, of Florida, to be Director of Central Intelligence, following morning business on Wednesday, September 22, 2004; that there be six hours of debate equally divided; provided further, that upon the use of yielding back of that time, Senate proceed to a vote on confirmation of the nomination. **Pages S9468–69**

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

Transmitting, pursuant to law, a report declaring the continuation of the national emergency with respect to persons to commit, threaten to commit, or support terrorism; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–95) **Page S9440**

Nominations Received: Senate received the following nominations:

William A. Moorman, of Virginia, to be a Judge of the United States Court of Appeals for Veterans Claims for the term of fifteen years.

1 Air Force nomination in the rank of general.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Page S9469**

Measures Read First Time: **Page S9440**

Executive Communications: **Pages S9440–41**

Executive Reports of Committees: **Page S9441**

Additional Cosponsors: **Pages S9441–43**

Statements on Introduced Bills/Resolutions: **Pages S9443–55**

Additional Statements: **Pages S9438–40**

Amendments Submitted: **Pages S9455–59**

Notices of Hearings/Meetings: **Page S9459**

Authority for Committees to Meet: **Pages S9459–60**

Privilege of the Floor: **Page S9460**

Record Votes: One record vote was taken today. (Total—186) **Page S9426**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 7:14 p.m., until 9:30 a.m., on Wednesday, September 22, 2004. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9469.)

Committee Meetings

(Committees not listed did not meet)

9/11 COMMISSION RECOMMENDATIONS

Committee on Appropriations: Committee held a hearing to examine the 9/11 Commission intelligence recommendations, receiving testimony from Henry Kissinger, former Secretary of State; Admiral Dennis C. Blair, USN (Ret.), former Commander, U.S. Pacific Command; General Joe Ralston, USAF (Ret.), former Commander, U.S. European Command and Supreme Allied Commander, Europe, Northern Atlantic Treaty Organization; and Admiral James O. Ellis, Jr., USN (Ret.), former Commander, U.S. Strategic Command.

Hearing will continue on Wednesday, September 22.

APPROPRIATIONS: DC/VA–HUD

Committee on Appropriations: Committee ordered favorably reported the following bills:

An original bill (S. 2826) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2005;

An original bill (S. 2825) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2005.

COMMISSION ON OCEAN POLICY

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine the final report of the U.S. Commission on Ocean Policy which makes recommendations to avert the decline of ocean wildlife and collapse of ocean ecosystems, after receiving testimony from Representative Farr; Vice Admiral Conrad C. Lautenbacher, USN (Ret.), Under Secretary for Oceans and Atmosphere, and Richard A. Feely, Pacific Marine Environmental Laboratory, both of the National Oceanic and Atmospheric Administration, Department of Commerce; Admiral James D. Watkins, USN (Ret.), Chairman, U.S. Commission on Ocean Policy; Alaska Governor Frank H. Murkowski, Juneau, on behalf of the National Governors Association; D. James Baker, Academy of Natural Sciences, Philadelphia, Pennsylvania, former Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Victoria J. Fabry, California State University San Marcos, San Marcos; Berrien Moore, III, University of New Hampshire Institute for the Study of Earth,

Oceans, and Space, Durham; Vice Admiral Roger T. Rufe, The Ocean Conservancy, Washington, D.C.; and Captain Daniel S. Schwartz, University of Washington School of Oceanography, Seattle, on behalf of the Marine Technology Society.

WIRELESS 411 PRIVACY ACT

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine S. 1963, to amend the Communications Act of 1934 to protect the privacy right of subscribers to wireless communication services, after receiving testimony from Senator Specter; former Representative Steve Largent, Cellular Telecommunications and Internet Association, and Marc Rotenberg, Electronic Privacy Information Center, both of Washington, D.C.; Dennis F. Strigl, Verizon Wireless, Bedminster, New Jersey; Patrick M. Cox, Qsent, Inc., Portland, Oregon; and Kathleen Pierz, Pierz Group, Clarkston, Michigan.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded a hearing to examine the nominations of Karen Alderman Harbert, of the District of Columbia, to be an Assistant Secretary of Energy for International Affairs and Domestic Policy, and John S. Shaw, of the District of Columbia, to be an Assistant Secretary of Energy for Environment, Safety and Health, after each nominee testified and answered questions in their own behalf.

LAND BILLS

Committee on Energy and Natural Resources: Subcommittee on National Parks concluded a hearing to examine S. 784, to revise the boundary of the Petrified Forest National Park in the State of Arizona, S. 2656, to establish a National Commission on the Quincentennial of the discovery of Florida by Ponce de Leon, S. 2499, to modify the boundary of the Harry S Truman National Historic Site in the State of Missouri, S. 1311, to establish the Hudson-Fulton-Champlain 400th Commemoration Commission, and H.R. 2055, to amend Public Law 89-366 to allow for an adjustment in the number of free roaming horses permitted in Cape Lookout National Seashore, after receiving testimony from Representative Walter B. Jones; P. Daniel Smith, Special Assistant to the Director, National Park Service, Department of the Interior; David D. Gillette, Northern Arizona University Department of Geology, Flagstaff; and Michael R. Fitzgerald, Twin Buttes Ranch, LLC, Holbrook, Arizona.

INDIAN DETENTION FACILITIES

Committee on Finance: Committee held a hearing to examine the call for reform in Indian jails, focusing on present law and background relating to tax-ex-

empt financing of Indian tribal prisons, and detention facility staffing, receiving testimony from David W. Anderson, Assistant Secretary for Indian Affairs, and Walter Lamar, Acting Director of Law Enforcement Services, both of the Bureau of Indian Affairs, and Earl E. Devaney, Inspector General, all of the Department of the Interior; Tracy A. Henke, Deputy Associate Attorney General, Department of Justice; William Talks About, Jr., Blackfeet Tribal Business Council, Browning, Montana; and Corinna Sohapp, Warm Springs, Oregon.

Hearing recessed subject to the call.

BUSINESS MEETING

Committee on the Governmental Affairs: Committee began mark up of proposed legislation to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, but did not complete action thereon, and will meet again on Wednesday, September 22, 2004.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following bills:

S. 1700, to eliminate the substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of DNA evidence, to provide post-conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases, with an amendment in the nature of a substitute;

H.R. 1417, to amend title 17, United States Code, to replace copyright arbitration royalty panels with Copyright Royalty Judges, with an amendment in the nature of a substitute; and

S. 2742, to extend certain authority of the Supreme Court Police, modify the venue of prosecutions relating to the Supreme Court building and grounds, and authorize the acceptance of gifts to the United States Supreme Court.

U.S. REFUGEE PROGRAM

Committee on the Judiciary: Subcommittee on Immigration, Border Security and Citizenship concluded a hearing to examine solutions to a global concern regarding the resettlement of refugees, focusing on systemic changes to enhance and expand the U.S. Admissions Program, budget needs for the U.S. Refugee Program, and the refugee crises in Haiti and Sudan, after receiving testimony from Arthur E. Dewey, Assistant Secretary of State for Population,

Refugees, and Migration; Eduardo Aguirre, Jr., Director, U.S. Citizenship and Immigration Services, Department of Homeland Security; Charles H. Kuck, Weathersby, Howard, and Kuck, LLC, Atlanta, Georgia; and Mark Franken, Refugee Council, USA, and Lavinia Limon, U.S. Committee for Refugees, both of Washington, D.C.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in closed session and ordered favorably reported the

nomination of Porter J. Goss, of Florida, to be Director of Central Intelligence.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Measures Introduced: 13 public bills, H.R. 5106-5118; and; 4 resolutions; H. Con. Res. 494, and H. Res. 779, 782-783 were introduced. **Pages H7328-29**

Additional Cosponsors: **Pages H7329-30**

Reports Filed: Reports were filed today as follows:

H.R. 2028, to amend title 28, United States Code, with respect to the jurisdiction of Federal courts inferior to the Supreme Court over certain cases and controversies involving the Pledge of Allegiance, amended (H. Rept. 108-691);

H. Res. 780, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 108-692);

H. Res. 781, providing for consideration of H.R. 2028, to amend title 28, United States Code, with respect to the jurisdiction of Federal courts inferior to the Supreme Court over certain cases and controversies involving the Pledge of Allegiance (H. Rept. 108-693). **Page H7328**

Speaker: Read a letter from the Speaker wherein he appointed Representative Hensarling to act as Speaker Pro Tempore for today. **Page H7247**

Chaplain: The prayer was offered today by Rev. Gary P. Zola, Executive Director, American Jewish Archives in Cincinnati, Ohio. **Page H7254**

Recess: The House recessed at 12:53 p.m. and reconvened at 2 p.m. **Page H7254**

Library of Congress Trust Fund Board—Appointment: The Chair announced the Speaker's appointment of Mr. J. Richard Fredericks of San Francisco, California to the Library of Congress Trust Fund Board for a five-year term. **Page H7257**

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

Llagas Reclamation Groundwater Remediation Initiative: H.R. 4459, to authorize the Secretary of the Interior, acting through the Bureau of Reclamation and in coordination with other Federal, State, and local government agencies, to participate in the funding and implementation of a balanced, long-term groundwater remediation program in California; **Pages H7257-58**

Authorizing the Secretary of the Interior to study the feasibility of designating Castle Nugent Farms as part of the National Park System: H.R. 2663, to authorize the Secretary of the Interior to study the suitability and feasibility of designating Castle Nugent Farms located on St. Croix, Virgin Islands, as a unit of the National Park System; **Pages H7258-59**

Right-to-Ride Livestock on Federal Lands Act of 2004: H.R. 2966, amended, to preserve the use and access of pack and saddle stock animals on public lands, including wilderness areas, national monuments, and other specifically designated areas, administered by the National Park Service, the Bureau of Land Management, the United States Fish and Wildlife Service, or the Forest Service where there is a historical tradition of such use; **Pages H7259-61**

Riverside-Corona Feeder Authorization Act: H.R. 3334, amended, to authorize the Secretary of the Interior to participate in the design and construction of the Riverside-Corona Feeder in cooperation with the Western Municipal Water District of Riverside; **Page H7261**

Western Reserve Heritage Areas Study Act: H.R. 3257, amended, to authorize the Secretary of the Interior to conduct a study to determine the suitability

and feasibility of establishing the Western Reserve Heritage Area; **Pages H7262–63**

Railroad Right-of-Way Conveyance Validation Act of 2003: Concur in the Senate amendment to H.R. 1658, Private Bill; to amend the Railroad Right-of-Way Conveyance Validation Act to validate additional conveyances of certain lands in the State of California that form part of the right-of-way granted by the United States to facilitate the construction of the transcontinental railway—clearing the message for the President; **Pages H7263–64**

Anti-Counterfeiting Amendments of 2003: H.R. 3632, amended, to prevent and punish counterfeiting of copyrighted copies and phonorecords; **Pages H7264–67**

Video Voyeurism Prevention Act of 2003: S. 1301, amended, to amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States; and **Pages H7267–68**

Commemorating the opening of the National Museum of the American Indian: S.J. Res. 41, commemorating the opening of the National Museum of the American Indian—clearing the measure for the President. **Pages H7294–H7300**

Transportation, Treasury, and Independent Agencies Appropriations Act for FY05: The House continued consideration of H.R. 5025, making appropriations for the Departments of Transportation and Treasury, and independent agencies for the fiscal year ending September 30, 2005. The bill was also considered on Tuesday, September 14, and Wednesday, September 15. Further consideration will continue on Wednesday, September 22. **Pages H7269–90, H7291–93**

Agreed Tuesday, September 14, to limit further amendments offered and the time for debate on such amendments. **Page H7269**

The unanimous consent agreement was amended on Wednesday, September 15 to strike any provision for the amendment by Representative Flake regarding Cuba. **Page H7269**

Agreed to:

Stenholm amendment that prohibits the use of funds to implement any suspension of issuance of obligations of the U.S. for purchase by the Civil Service Retirement and Disability Fund, to implement any suspension of issuance of obligations of the U.S. for purchase by the Thrift Savings Fund for the Government Securities Investment Fund, or to implement any sale or redemption of securities, obligations, or other invested assets of the Civil Service Retirement and Disability Fund before maturity; **Pages H7280–82**

Van Hollen amendment that prohibits the use of funds to implement the revision to OMB Circular A–76 made on May 29, 2003 (by a recorded vote of 210 ayes to 187 noes, Roll No. 457); **Pages H7274–77, H7291**

Sanders amendment (No. 5 printed in the Congressional Record of September 13) that prohibits the use of funds to assist in overturning the judicial ruling in the action entitled Kathi Cooper, Beth Harrington, and Matthew Hillesheim, Individually and on Behalf of All Those Similarly Situated vs. IBM Personal Pension Plan and IBM Corporation (by a recorded vote of 237 ayes to 162 noes, Roll No. 458); and **Pages H7269–74, H7291–92**

Davis of Florida amendment (No. 2 printed in the Congressional Record of September 13) that prohibits the use of funds to implement, administer, or enforce restrictions on travel to Cuba for the purpose of visiting relatives (by a recorded vote of 225 ayes to 174 noes, Roll No. 460). **Pages H7282–90, H7293**

Rejected:

Norton amendment that prohibits the use of funds to enter into or renew any contract for a high deductible health plan that does not require enrollees to remain enrolled in such plan for at least 3 consecutive years from the date of initial enrollment (by a recorded vote of 175 ayes to 224 noes, Roll No. 459). **Page H7277, H7292–93**

H. Res. 770, the rule providing for consideration of the bill was agreed to on Tuesday, September 14.

Recess: The House recessed at 6:18 p.m. and reconvened at 6:30 p.m. **Page H7290**

Tax Relief, Simplification, and Equity Act of 2003—Motion To Instruct Conferees: Representative Moore 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. **Pages H7293–94**

Presidential Messages: Read a letter from the President wherein he notified Congress of the Termination of the National Emergency with respect to Libya—referred to the Committee on International Relations and ordered printed (H. Doc. 108–216). **Pages H7256–57**

Read a letter from the President wherein he notified Congress of the Continuation of the National Emergency with respect to persons who commit, threaten to commit, or support terrorism—referred to the Committee on International Relations and ordered printed (H. Doc. 108–217). **Page H7268**

Discharge Petition: Representative Lee moved to discharge the Committee on Rules from the consideration of H. Res. 748, providing for consideration of H.R. 1102, to establish the National Affordable

Housing Trust Fund in the Treasury of the United States to provide for the development, rehabilitation, and preservation of decent, safe, and affordable housing for low-income families (Discharge Petition No. 11).

Senate Message: Message received from the Senate today appears on pages H7254–55.

Senate Referrals: S. Con. Res. 138 was referred to the Committee on Government Reform. **Page H7327**

Quorum Calls—Votes: Four recorded votes developed during the proceedings of today and appear on pages H7291, H7292, H7292–93, H7293. There were no quorum calls.

Adjournment: The House met at 12:30 p.m. and adjourned at 11:48 p.m.

Committee Meetings

KEEPING SENIORS HEALTHY

Committee on Energy and Commerce: Subcommittee on Health held a hearing entitled “Keeping Seniors Healthy: New Preventive Benefits in the Medicare Modernization Act.” Testimony was heard from Carolyn Clancy, M.D., Director, Agency for Healthcare Research and Quality, Department of Health and Human Services; Janet Heinrich, Director, Healthcare/Public Health Issues, GAO; and a public witness.

PECHANGA BAND OF LUISENO MISSION INDIANS LAND TRANSFER ACT

Committee on Resources: Held a hearing on H.R. 4908, Pechanga Band of Luiseno Mission Indians Land Transfer Act of 2004. Testimony was heard from Chad Calvert, Deputy Assistant Secretary, Land and Minerals Management, Department of the Interior; and Mark A. Macarro, Tribal Chairman, Pechanga Band of Luiseno Indians.

SAME-DAY CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED BY THE RULES COMMITTEE

Committee on Rules: Committee granted, by voice vote, a resolution waiving clause 6(a) of rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to any special rule reported on the legislative day of September 22, 2004, providing for consideration or disposition of a conference report to accompany the bill (H.R. 1308) to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit, and for other purposes.

PLEDGE PROTECTION ACT OF 2004

Committee on Rules: Committee granted, by voice vote, a structured rule providing one hour of general debate on H.R. 2028, Pledge Protection Act of 2004, equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill. 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 shall be considered as read. The rule waives all points of order against the committee amendment in the nature of a substitute. The rule makes in order only those amendments printed in the Rules Committee report accompanying the resolution. The rule provides that the amendments printed in the report may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule waives all points of order against the amendments printed in the report. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Hostettler, Biggert, Akin, Bass, Jackson-Lee, and Watt.

Joint Meetings

AMERICAN LEGION

Joint Hearings: Senate Committee on Veterans' Affairs concluded a joint hearing with the House Committee on Veterans' Affairs to receive the legislative presentation of the American Legion, focusing on budgetary recommendations for the Department of Veterans Affairs for FY 2006, after receiving testimony from Thomas P. Cadmus, American Legion, Washington, D.C.; and Peter Gaytan, National Veterans Affairs and Rehabilitation Commission, Bristow, Virginia.

HUMAN TRAFFICKING

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded a joint hearing with House Committee on Armed Services to examine Department of Defense efforts to enforce policies to combat trafficking in persons, after receiving testimony from Charles S. Abell, Principal Deputy Under Secretary for Personnel and Readiness, and Joseph E. Schmitz, Inspector General, both of

the Department of Defense; General Leon J. LaPorte, Commander, U.S. Forces Korea; John R. Miller, Director, Office to Monitor and Combat Trafficking in Persons, Department of State; Sarah Mendelson, Center for Strategic and International Studies, Washington, D.C.; and Martina E. Vandenberg, Jenner and Block, Chicago, Illinois.

TAX RELIEF, SIMPLIFICATION, AND EQUITY ACT

Conferees met to resolve the differences between the Senate and House passed versions of H.R. 1308, to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit, but did not complete action thereon, and recessed subject to call.

COMMITTEE MEETINGS FOR WEDNESDAY, SEPTEMBER 22, 2004

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: to hold hearings to examine the 9/11 Commission intelligence recommendations, 10 a.m., SH-216.

Committee on Banking, Housing, and Urban Affairs: to hold hearings to examine the condition and regulation of the insurance industry, 2 p.m., SD-538.

Committee on Commerce, Science, and Transportation: business meeting to consider pending calendar business, 9:30 a.m., SR-253.

Committee on Foreign Relations: to hold hearings to examine the nomination of Lloyd O. Pierson, of Virginia, to be Assistant Administrator for Africa, United States Agency for International Development, and to be a Member of the Board of Directors of the African Development Foundation, 2 p.m., SD-419.

Committee on Governmental Affairs: business meeting to continue mark up of the proposed National Intelligence Reform Act, 10 a.m., SD-342.

Committee on Health, Education, Labor, and Pensions: business meeting to consider S. 2686, to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act, S. 518, to increase the supply of pancreatic islet cells for research, to provide better coordination of Federal efforts and information on islet cell transplantation, and to collect the data necessary to move islet cell transplantation from an experimental procedure to a standard therapy, S. 2283, to extend Federal funding for operation of State high risk health insurance pools, S. 1217, to direct the Secretary of Health and Human Services to expand and intensify programs with respect to research and related activities concerning elder falls, S. 2526, to reauthorize the Children's Hospitals Graduate Medical Education Program, S. Res. 389, expressing the sense of the Senate with respect to prostate cancer information, and other pending legislation and pending nominations, time to be announced, S-216, Capitol.

Committee on Indian Affairs: business meeting to consider pending calendar business; to be followed by an oversight hearing on the contributions of Native American code talkers in American military history, 9:30 a.m., SD-562.

Committee on the Judiciary: to hold hearings to examine counterterrorism legislation and proposals, including the USA PATRIOT ACT (P.L. 107-56), and the SAFE Act, 9:30 a.m., SD-226.

Full Committee, to hold hearings to examine the nominations of Christopher A. Boyko, to be United States District Judge for the Northern District of Ohio, and Beryl A. Howell, of the District of Columbia, to be a Member of the United States Sentencing Commission, 3:30 p.m., SD-226.

House

Committee on Energy and Commerce, Subcommittee on Commerce, Trade, and Consumer Protection, hearing entitled "Repairing the 21st Century Car: Is Technology Locking the Consumer Out?" 2 p.m., 2322 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled "Problems with the E-rate Program: Waste, Fraud, and Abuse Concerns in the Wiring of Our Nation's Schools to the Internet," 10 a.m., 2123 Rayburn.

Committee on Financial Services, hearing entitled "Legislative Proposals to Implement the Recommendations of the 9/11 Commission," 11 a.m., 2128 Rayburn.

Committee on Government Reform, Subcommittee on Criminal Justice, Drug Policy and Human Resources, hearing entitled "Access to Recovery: Improving Participation and Access in Drug Treatment," 2 p.m., 2247 Rayburn.

Subcommittee on Human Rights and Wellness, hearing entitled "Dietary Supplements: Nature's Answer to Cost Effective Preventative Medicine," 10 a.m., 2154 Rayburn.

Subcommittee on National Security, Emerging Threats and International Relations, hearing entitled "Combating Terrorism: The 9/11 Commission Recommendations and the National Strategies," 10 a.m., 2247 Rayburn.

Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census, oversight hearing entitled "Identity Theft: The Causes, Costs, Consequences, and Potential Solutions?" 2:45 p.m., 2154 Rayburn.

Committee on International Relations, Subcommittee on Asia and the Pacific, hearing on Asia's Environmental Challenges, 1 p.m., 2172 Rayburn.

Subcommittee on International Terrorism, Nonproliferation and Human Rights, hearing on Disarmament of Libya's Weapons of Mass Destruction, 1:30 p.m., 2255 Rayburn.

Committee on the Judiciary, to mark up the following: H.R. 5107, To protect crime victims' rights, to eliminate the substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of

DNA evidence, to provide post-conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases; and H.J. Res. 22, Proposing a balanced budget amendment to the Constitution of the United States, 11 a.m., 2141 Rayburn.

Subcommittee on the Constitution, to consider a motion to authorize the issuance of a subpoena to Custodian of Records, United States Commission on Civil Rights, 10 a.m., 2141 Rayburn.

Committee on Resources, to mark up the following measures: H.J. Res. 102, Recognizing the 60th anniversary of the Battle of Peleliu and the end of Imperial Japanese control of Palau during World War II and urging the Secretary of the Interior to work to protect the historic sites of the Peleliu Battlefield National Historic Landmark and to establish commemorative programs honoring the Americans who fought there; H. Res. 737, Recognizing the 60th anniversary of the Liberation of Guam during World War II; H. Res. 752, Expressing continued support for the construction of the Victims of Communism Memorial; H.R. 2440, Indian Health Care Improvement Act; H.R. 3176, Ojito Wilderness Act; H.R. 3283, Federal Lands Recreation Enhancement Act; H.R. 3391, Provo River Project Transfer Act; H.R. 4593, Lincoln County Conservation, Recreation, and Development Act; H.R. 4650, Wichita Project Equus Beds Division Authorization Act of 2004; H.R. 4683, Gullah/Geechee Cultural Heritage Act; H.R. 4887, Cumberland Island Wilderness Boundary Adjustment Act of 2003; H.R. 4908, Pechanga Band of Luiseno Mission Indians Land Transfer Act of 2004; H.R. 5016, To extend the water service contract for the Ainsworth Unit, Sandhills Division, Pick-Sloan Missouri Basin Program, Nebraska; H.R. 5083, To designate certain lower-elevation Federal lands in the Skykomish River valley of the State of Washington as wilderness, to designate a portion of such lands for

management as a backcountry wilderness management area; H.R. 5104, To amend the Marine Mammal Protection Act of 1972 to authorize appropriations for the John H. Prescott Marine Mammal Rescue Assistance Grant Program; and S. 347, Rim of the Valley Corridor Study Act, 10 a.m., 1324 Longworth.

Subcommittee on Water and Power, hearing on the following bills: H.R. 2603, To impose limitations on the authority of the Secretary of the Interior to claim title or other rights to water absent specific direction of law or to abrogate, injure, or otherwise impair any right to the use of any quantity of water; H.R. 4580, To remove certain restrictions on the Mammoth Community Water District's ability to use certain property acquired by that District from the United States; and H.R. 4623, Eastern New Mexico Rural Water System Act of 2004, 2 p.m., 1324 Longworth.

Committee on Small Business, Subcommittee on Rural Enterprise, Agriculture and Technology, hearing entitled "The Impact of High Natural Gas Prices on Small Farmers and Manufacturers," 10 a.m., 311 Cannon.

Committee on Ways and Means, Subcommittee on Trade, hearing on Trade Preferences for Haiti, 2 p.m., 1100 Longworth.

Permanent Select Committee on Intelligence, executive, Briefing on Cyber Issues, 4:30 p.m., H-405 Capitol.

Select Committee on Homeland Security, Subcommittee on Emergency Preparedness and Response, hearing entitled "Emergency Warning Systems: Ways to Notify the Public in the New Era of Homeland Security," 10 a.m., 2261 Rayburn.

Joint Meetings

Joint Economic Committee: to hold hearings to examine consumer choice and addressing "adverse selection" concerns with regard to health insurance, 10 a.m., SD-628.

Next Meeting of the SENATE

9:30 a.m., Wednesday, September 22

Senate Chamber

Program for Wednesday: After the transaction of morning business (not to extend beyond 90 minutes), Senate will begin consideration of the nomination of Porter J. Goss, of Florida, to be Director of Central Intelligence, with a vote to occur on confirmation of the nomination following six hours of debate.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, September 22

House Chamber

Program for Wednesday: Consideration of Suspensions:

- (1) H.R. 2449—Civil War Sesquicentennial Commission Act;
- (2) H.R. 2528—Hudson-Fulton-Champlain 400th Commemoration Commission Act of 2003;
- (3) H. Con. Res. 489—Supporting the goals and ideals of National Preparedness Month;
- (4) H. Res. 772—Supporting the goals and ideals of National Long-Term Care Residents' Rights Week;
- (5) H. Con. Res. 473—Expressing the sense of Congress that the President should designate September 11 as a national day of voluntary service, charity, and compassion;
- (6) H. Res. 761—Congratulating Lance Armstrong on his record-setting victory in the 2004 Tour de France;

(7) H.R. 5039—Eva Holtzman Post Office Building Designation Act;

(8) H.R. 480—United States Postal Service Henry Johnson Annex Redesignation Act;

(9) H. Con. Res. 161—Recognizing the outstanding efforts of the individuals and communities who volunteered or donated items to the North Platte Canteen in North Platte, Nebraska, during World War II from December 25, 1941, to April 1, 1946;

(10) H. Con. Res. 486—Recognizing and honoring military unit family support volunteers for their dedicated service to the United States, the Armed Forces, and members of the Armed Forces and their families;

(11) H. Con. Res. 488—Commending the National Oceanic and Atmospheric Administration and its employees for its dedication and hard work during Hurricanes Charley and Frances;

(12) H.R. 3428—Justin W. Williams United States Attorney's Building Designation Act;

(13) H.R. 3734—Joe Skeen Federal Building Designation Act;

(14) H.R. 1057—The Adoption Tax Relief Guarantee Act;

(15) S. Con. Res. 137—Calling for the suspension of Sudan's membership on the United Nations Commission on Human Rights;

(16) H. Res. 767—Condemning the terrorist attack in Jakarta, Indonesia, that occurred on 9/9/04; and

(17) H. Con. Res. 475—Encouraging the International Olympic Committee to select New York City as the site of the 2012 Olympic Games.

Continue consideration of H.R. 5025, Transportation, Treasury, and Independent Agencies Appropriations Act for FY2005.

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