

# Daily Digest

## HIGHLIGHTS

See Résumé of Congressional Activity.

Senate confirmed the nomination of Edward C. Prado, of Texas, to be United States Circuit Judge for the Fifth Circuit.

The House passed H.R. 1298, United States Leadership Against HIV/AIDS, Tuberculosis, and Malaria Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S5619–S5694*

**Measures Introduced:** Twenty-one bills and two resolutions were introduced, as follows: S. 965–985, and S. Res. 130–131. **Pages S5650–51**

**Measures Reported:**

S. Res. 75, commemorating and acknowledging the dedication and sacrifice made by the men and women who have lost their lives while serving as law enforcement officers.

S. Con. Res. 15, commemorating the 140th anniversary of the issuance of the Emancipation Proclamation. **Page S5650**

**Measures Passed:**

**Underground Storage Tank Compliance Act:** Senate passed S. 195, to amend the Solid Waste Disposal Act to bring underground storage tanks into compliance with subtitle I of that Act, to promote cleanup of leaking underground storage tanks, to provide sufficient resources for such compliance and cleanup, after agreeing to a committee amendment in the nature of a substitute. **Pages S5684–89**

**Taiwan WHO Participation:** Senate passed S. 243, concerning participation of Taiwan in the World Health Organization. **Page S5689**

**Central Asia Human Rights:** Senate passed S.J. Res. 3, expressing the sense of Congress with respect to human rights in Central Asia, after agreeing to the following amendments proposed thereto:

**Pages S5689–91**

McConnell (for Lugar) Amendment No. 533, in the nature of a substitute. **Pages S5689–90**

McConnell (for Lugar) Amendment No. 534 (to the preamble), in the nature of a substitute. **Page S5690**

**Ottawa National Wildlife Refuge Complex Expansion and Detroit River International Wildlife Refuge Expansion Act:** Senate passed H.R. 289, to expand the boundaries of the Ottawa National Wildlife Refuge Complex and the Detroit River International Wildlife Refuge, clearing the measure for the President. **Page S5691**

**Emancipation Proclamation Anniversary:** Senate agreed to S. Con. Res. 15, commemorating the 140th anniversary of the issuance of the Emancipation Proclamation. **Page S5691**

**Commemorating Law Enforcement Officers:** Senate agreed to S. Res. 75, commemorating and acknowledging the dedication and sacrifice made by the men and women who have lost their lives while serving as law enforcement officers. **Pages S5691–92**

**Energy Policy Act—Agreement:** A unanimous-consent agreement was reached that at a time determined by the Majority Leader, after consultation with the Democratic Leader, Senate proceed to the consideration of S. 14, to enhance the energy security of the United States, on Tuesday, May 6, 2003; provided further that no amendments be in order to the bill prior to Thursday, May 8, 2003, or one day following the reports availability, whichever is later. **Page S5683**

**Committee Authority—Agreement:** A unanimous-consent agreement was reached providing that, notwithstanding the adjournment of the Senate, the Committee on Commerce, Science, and Transportation was authorized to file S. 824, Aviation Investment and Revitalization Vision Act, from 10 a.m. to 12 noon, on Friday, May 2, 2003. **Page S5692**

**Nomination Considered:** Senate continued consideration of the nomination of Priscilla Richman

Owen, of Texas, to be United States Circuit Judge for the Fifth Circuit. **Pages S5620–29**

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

By 52 yeas to 44 nays (Vote No. 137), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate failed to agree to the motion to close further debate on the nomination.

**Page S5629**

**Nomination Considered:** Senate resumed consideration of the nomination of Miguel A. Estrada, of Virginia, to be United States Circuit Judge for the District of Columbia Circuit. **Page S5683**

A fifth 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 on Monday, May 5, 2003, at 6 p.m. **Page S5683**

A unanimous-consent-time agreement was reached providing that following the disposition of the nomination of Deborah L. Cook (listed above), Senate will resume consideration of the nomination of Miguel A. Estrada. **Page S5692**

**Nomination Agreement:** A unanimous-consent-time agreement was reached providing for consideration of the nomination of Deborah L. Cook, of Ohio, to be United States Circuit Judge for the Sixth Circuit, at 12:45 p.m., on Monday, May 5, 2003, that there be 4 hours for debate equally divided between the Chairman and Ranking Member of the Committee on the Judiciary, and that following the use or yielding back of time, Senate will vote on confirmation of the nomination at 4:45 p.m. **Pages S5630–31**

**Nominations Confirmed:** Senate confirmed the following nominations:

By unanimous vote of 97 yeas (Vote No. Ex. 138), Edward C. Prado, of Texas, to be United States Circuit Judge for the Fifth Circuit. **Pages S5633–39, S5694**

Lawrence Mohr, Jr., of South Carolina, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring June 20, 2003.

Sharon Falkenheimer, of Texas, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring June 20, 2007.

Mark W. Everson, of Texas, to be Commissioner of Internal Revenue for a term of five years.

Richard W. Moore, of Alabama, to be Inspector General, Tennessee Valley Authority. (New Position)

Linton F. Brooks, of Virginia, to be Under Secretary for Nuclear Security, Department of Energy.

1 Army nomination in the rank of general.

2 Marine Corps nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Army, Marine Corps.

**Pages S5683–84, S5694**

**Nominations Received:** Senate received the following nominations:

D. Michael Fisher, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

Roger T. Benitez, of California, to be United States District Judge for the Southern District of California.

Larry Alan Burns, of California, to be United States District Judge for the Southern District of California.

Kathleen Cardone, of Texas, to be United States District Judge for the Western District of Texas.

James I. Cohn, of Florida, to be United States District Judge for the Southern District of Florida.

Marcia A. Crone, of Texas, to be United States District Judge for the Eastern District of Texas.

Dale S. Fischer, of California, to be United States District Judge for the Central District of California.

William Q. Hayes, of California, to be United States District Judge for the Southern District of California.

John A. Houston, of California, to be United States District Judge for the Southern District of California.

Frank Montalvo, of Texas, to be United States District Judge for the Western District of Texas.

R. David Proctor, of Alabama, to be United States District Judge for the Northern District of Alabama.

Xavier Rodriguez, of Texas, to be United States District Judge for the Western District of Texas.

Dana Makoto Sabraw, of California, to be United States District Judge for the Southern District of California.

Earl Leroy Yeakel III, of Texas, to be United States District Judge for the Western District of Texas.

Gretchen C. F. Shappert, of North Carolina, to be United States Attorney for the Western District of North Carolina for the term of four years.

George A. Krol, of New Jersey, to be Ambassador to the Republic of Belarus.

Thomas W. O'Connell, of Virginia, to be an Assistant Secretary of Defense.

Routine lists in the Air Force, Navy.

**Pages S5693–94**

**Messages From the House:**

**Page S5648**

**Measures Referred:**

**Page S5648**

**Measures Placed on Calendar:**

**Page S5648**

**Executive Communications:**

**Pages S5648–50**

<b>Executive Reports of Committees:</b>	Page S5650
<b>Additional Cosponsors:</b>	Pages S5651–52
<b>Statements on Introduced Bills/Resolutions:</b>	Pages S5652–79
<b>Additional Statements:</b>	Pages S5645–48
<b>Amendments Submitted:</b>	Page S5679
<b>Authority for Committees to Meet:</b>	Pages S5679–80
<b>Record Votes:</b> Two record votes were taken today. (Total—138)	Pages S5629, S5639

**Adjournment:** Senate met at 9:15 a.m., and adjourned at 6:38 p.m., until 12 noon, on Monday, May 5, 2003. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S5692.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS: SAA/CAPITOL POLICE

*Committee on Appropriations:* Subcommittee on Legislative Branch concluded hearings to examine proposed budget estimates for fiscal year 2004 for the U.S. Capitol Police and the Senate Sergeant-at-Arms, after receiving testimony from Terrance W. Gainer, Chief, United States Capitol Police; and William H. Pickle, Senate Sergeant at Arms and Doorkeeper, and Chairman, United States Capitol Board.

### APPROPRIATIONS: HOMELAND SECURITY

*Committee on Appropriations:* Subcommittee on Homeland Security concluded hearings to examine proposed budget estimates for fiscal year 2004 for the Secret Service and Coast Guard, after receiving testimony from W. Ralph Basham, Director, U.S. Secret Service, and Admiral Thomas H. Collins, Commandant, U.S. Coast Guard, both of the Department of Homeland Security.

### APPROPRIATIONS: NASA

*Committee on Appropriations:* Subcommittee on Veterans Affairs, Housing and Urban Development, and Independent Agencies concluded hearings to examine proposed budget estimates for fiscal year 2004 for the National Aeronautics and Space Administration, after receiving testimony from Sean O'Keefe, Administrator, National Aeronautics and Space Administration.

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

S. 824, to reauthorize the Federal Aviation Administration, with an amendment in the nature of a substitute;

S. 886, to ratify otherwise legal appointments and promotions in the commissioned corps of the National Oceanic and Atmospheric Administration that failed to be submitted to the Senate for its advice and consent as required by law;

S. 929, to direct the Secretary of Transportation to make grants for security improvements to over-the-road bus operations, with an amendment; and

Certain nomination lists for promotion in the United States Coast Guard.

### NANOTECHNOLOGY RESEARCH AND DEVELOPMENT

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings to examine S. 189, to authorize appropriations for nanoscience, nanoengineering, and nanotechnology research, after receiving testimony from James Murday, Acting Chief Scientist, Office of Naval Research, Department of Defense; James B. Roberto, Associate Laboratory Director for Physical Sciences, Oak Ridge National Laboratory, Department of Energy; E. Clayton Teague, Director, National Nanotechnology Coordination Office, on behalf of the Nanoscale Science, Engineering, and Technology Subcommittee of the National Science and Technology Council; Davis Baird, University of South Carolina, Columbia; Jun Jiao, Portland State University, Oregon; Kent A. Murphy, Luna Innovations, Blacksburg, Virginia; and James R. Von Ehr II, Zyvex Corporation, Richardson, Texas.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings to examine the nomination of Roger Francisco Noriega, of Kansas, to be an Assistant Secretary of State (Western Hemisphere Affairs), after the nominee, who was introduced by Senator Brownback, testified and answered questions in his own behalf.

### HOMELAND SECURITY GRANT PROGRAMS

*Committee on Governmental Affairs:* Committee concluded hearings to examine the Department of Homeland Security, focusing on streamlining and enhancing homeland security grant programs, after receiving testimony from Tom Ridge, Secretary of Homeland Security.

Hearings recessed until Thursday, May 15.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. Res. 75, commemorating and acknowledging the dedication and sacrifice made by the men and women who have lost their lives while serving as law enforcement officers;

S. Con. Res. 15, commemorating the 140th anniversary of the issuance of the Emancipation Proclamation; and

The nominations of Patricia Head Minaldi, to be United States District Judge for the Western District of Louisiana, and Adam Noel Torres, to be United States Marshal for the Central District of California, Department of Justice.

Also, Committee ordered reported, without recommendation, the nomination of J. Leon Holmes, to be United States District Judge for the Eastern District of Arkansas.

#### AUTHORIZATION—INTELLIGENCE

*Select Committee on Intelligence:* Committee ordered favorably reported an original bill authorizing funds for fiscal year 2004 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

## House of Representatives

### Chamber Action

**Measures Introduced:** 46 public bills, H.R. 1902–1947; 1 private bill, H.R. 1948; and 7 resolutions, H. Con. Res. 159, and H. Res. 212–217, were introduced.

Pages H3634–37

#### Additional Cosponsors:

Pages H3637–38

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

H.R. 1261, to enhance the workforce investment system of the Nation by strengthening one-stop career centers, providing for more effective governance arrangements, promoting access to a more comprehensive array of employment, training, and related services, establishing a targeted approach to serving youth, and improving performance accountability, amended (H. Rept. 108–82);

H.R. 1527, to amend title 49, United States Code, to authorize appropriations for the National Transportation Safety Board for fiscal years 2003 through 2006 (H. Rept. 108–83);

H.R. 281, to designate the Federal building and United States courthouse located at 200 West 2nd Street in Dayton, Ohio, as the “Tony Hall Federal Building and United States Courthouse” (H. Rept. 108–84);

H.R. 1018, to designate the building located at 1 Federal Plaza in New York, New York, as the “James L. Watson United States Court of International Trade Building” (H. Rept. 108–85);

H. Con. Res. 53, authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby, amended (H. Rept. 108–86);

H. Con. Res. 96, authorizing the use of the Capitol Grounds for the National Peace Officers’ Memorial Service (H. Rept. 108–87);

H. Con. Res. 128, authorizing the use of the Capitol Grounds for the D.C. Special Olympics Law Enforcement Torch Run (H. Rept. 108–88). Page H3634

**Guest Chaplain:** The prayer was offered by the guest Chaplain, Rev. Steven M. Torrence, Chaplain, Key West Police Department, Key West, Florida.

Page H3573

**United States Leadership Against HIV/AIDS, Tuberculosis, and Malaria Act:** The House passed H.R. 1298, to provide assistance to foreign countries to combat HIV/AIDS, tuberculosis, and malaria, by recorded vote of 375 ayes to 41 noes, Roll No. 158.

Pages H3577–H3618

Pursuant to the rule amendment in the nature of a substitute recommended by the Committee on International Relations now printed in the bill (H. Rept. 108–60) was considered as an original bill for the purpose of amendment.

Pages H3588–96

#### Agreed To:

Tauzin amendment no. 1 printed in H. Rept. 108–80 that establishes priorities for the distribution of resources; commissions a report to compare success rates of various programs and methods; restricts administrative costs; requires various reports including audit reports provided to the Global fund; encourages the Center for Disease Control in coordination the Global AIDS coordinator to develop strategies to improve injection safety and education and information provided to the public and health professionals; and directs the Department of Health and Human Services to study the illegal importation in the United States of prescription drugs donated or sold for humanitarian efforts;

Pages H3596–H3600

Crowley amendment no. 2 printed in H. Rept. 108–80 that requires programs to combat HIV/AIDS to include a curriculum for men and boys that

emphasize gender equality and respect for women and girls;

Pages H3600-01

Biggert amendment no. 3 printed in H. Rept. 108-80 that expresses the sense of Congress that the President should conduct an outreach campaign to inform the public of the existence of the Global Fund and any entity that will accept private contributions intended for use by the fund;

Pages H3601-02

Stearns amendment no. 4 printed in H. Rept. 108-80 that limits the top salary level of the Global Fund to that of the Vice President of the United States (agreed to by recorded vote of 276 ayes to 145 noes, Roll No. 155);

Pages H3602, H3607-08

Ballance amendment no. 5 printed in H. Rept. 108-80 that expresses the sense of Congress that United States food assistance should be accepted by countries with large populations of individuals infected or living with HIV/AIDS, particularly African countries, in order to help feed such individuals;

Pages H3602-03

Lantos amendment no. 7 printed in H. Rept. 108-80 that calls for a pilot program to ensure the importance of inheritance rights of women, particularly in African countries due to the exponential growth in the number of young widows, orphaned girls, and grandmothers becoming heads of households as a result of the HIV/AIDS pandemic;

Pages H3603-04

McCollum amendment no. 8 printed in H. Rept. 108-80, as modified by the previous order of the House, that requires AIDS orphans and vulnerable children to receive ten percent of funding of which at least fifty percent shall be provided through non-profit, nongovernmental organizations, including faith-based organizations, that implement programs on the community level;

Pages H3604-05

Jackson-Lee of Texas amendment no. 9 printed in H. Rept. 108-80 that expresses the sense of Congress that United States businesses should be encouraged to provide assistance to sub-Saharan African countries to prevent and reduce the incidence of HIV/AIDS;

Pages H3608-09

Smith of New Jersey amendment no. 10 printed in H. Rept. 108-80 that clarifies that organizations that are qualified to prevent or treat HIV/AIDS shall not be required to endorse, utilize, or participate in a prevention method or treatment program to which the organization has a religious or moral objection; and

Pages H3609-12

Pitts amendment no. 11 printed in H. Rept. 108-80 that requires at least 33 percent of HIV/AIDS prevention funds be expended for abstinence-until-marriage programs (agreed to by recorded vote of 220 ayes to 197 noes, Roll No. 157).

Pages H3612-17

Rejected:

Smith of Michigan amendment no. 6 printed in H. Rept. 108-80 that sought to reduce the funding authorization in fiscal year 2004 from \$3 billion to \$2 billion and increase that amount by \$500,000 in subsequent years until it reaches \$4 billion in fiscal year 2008;

Pages H3605-07, H3608

H. Res. 210, the rule that provided for consideration of the bill was agreed to by voice vote. Earlier, agreed by unanimous consent to modify McCollum amendment no. 8 printed in H. Rept. 108-80.

Pages H3575-78

**Legislative Program:** The Majority Whip announced the Legislative Program for the week of May 5.

Page H3619

**Meeting Hour—Monday, May 5 and Tuesday, May 6:** Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, May 5. Agreed that when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, May 6, for morning hour debate.

Page H3619

**Calendar Wednesday:** Agreed to dispense with the Calendar Wednesday business of Wednesday, May 7.

Page H3619

**Senate Messages:** Message received from the Senate today appears on page H3573.

**Referral:** S. 196 was referred to the Committees on Science and Education and the Workforce.

Page H3632

**Quorum Calls—Votes:** Four recorded votes developed during the proceedings of the House today and appear on pages H3607-08, H3608, H3617, H3618. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 5:21 p.m.

## Committee Meetings

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Defense met in executive session to hold a hearing on Missile Defense. Testimony was heard from Lt. Gen. Ronald Kadish, USAF, Director, Missile Defense Agency, Department of Defense.

### HOMELAND SECURITY APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Homeland Security held a hearing on Federal Law Enforcement Training Center. Testimony was heard from Connie Patrick, Director, Federal Law Enforcement Training Center, Department of the Treasury.

## LABOR, HHS, EDUCATION AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, Education and Related Agencies held a hearing on Worker Protection Agencies Panel. Testimony was heard from the following officials of the Department of Labor: John L. Henshaw, Assistant Secretary, Occupational Safety and Health; Dave D. Lauriski, Assistant Secretary, Mine Safety and Health Administration; Ann L. Combs, Assistant Secretary, Employee Benefits Security Administration; Victoria A. Lipnic, Assistant Secretary, Employment Standards Administration; and Jorge Perez-Lopez, Director, Office of International Economic Affairs, Occupational Safety and Health Administration.

## DEFENSE TRANSFORMATION FOR THE 21ST CENTURY ACT

*Committee on Armed Services:* Held a hearing on the Defense Transformation for the 21st Century Act. Testimony was heard from the following officials of the Department of Defense: Paul D. Wolfowitz, Deputy Secretary; Gen. Richard B. Myers, USAF, Chairman, Joint Chiefs of Staff; E.C. "Pete" Aldridge, Under Secretary, Acquisition, Technology and Logistics; and David S.C. Chu, Under Secretary, (Personnel and Readiness); David M. Walker, Comptroller General, GAO; and a public witness.

Hearings continue tomorrow.

## LOS ALAMOS NATIONAL LABORATORY—REVIEW UNIVERSITY OF CALIFORNIA'S CONTRACT

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing entitled "Review of the University of California's Contract for Los Alamos National Laboratory." Testimony was heard from the following officials of the Department of Energy: Kyle E. McSlarrow, Deputy Secretary; Ambassador Linton F. Brooks, Under Secretary, Nuclear Security and Acting Administrator, Nuclear Security, National Nuclear Security Administration; and Gregory H. Friedman, Inspector General; and Richard C. Atkinson, President, University of California.

## BALANCED BUDGET AMENDMENT

*Committee on the Judiciary:* Subcommittee on the Constitution approved for full Committee action H.J. Res. 22, proposing a balanced budget amendment to the Constitution of the United States.

## YOUTH SMOKING PREVENTION AND STATE REVENUE ENFORCEMENT ACT

*Committee on the Judiciary:* Subcommittee on Courts, the Internet, and Intellectual Property held a hearing

on H.R. 1839, Youth Smoking Prevention and State Revenue Enforcement Act. Testimony was heard from Paul L. Jones, Director, Homeland Security and Justice, GAO; and public witnesses.

## SIKES ACT REAUTHORIZATION ACT

*Committee on Resources:* Subcommittee on Fisheries Conservation, Wildlife and Oceans approved for full Committee action, as amended, H.R. 1497, Sikes Act Reauthorization Act of 2003.

## NANOTECHNOLOGY RESEARCH AND DEVELOPMENT ACT; GLOBAL CHANGE RESEARCH AND DATA MANAGEMENT ACT

*Committee on Science:* Ordered reported, as amended, H.R. 766, Nanotechnology Research and Development Act of 2003.

A motion to report H.R. 1578, Global Change Research and Data Management Act of 2003, was defeated.

## REGULATORY FLEXIBILITY ACT—IRS COMPLIANCE

*Committee on Small Business:* Held a hearing entitled "IRS Compliance with the Regulatory Flexibility Act." Testimony was heard from Pamela F. Olson, Assistant Secretary, Tax Policy, Department of the Treasury; John Graham, Administrator, Office of Information and Regulatory Affairs, OMB; Thomas Sullivan, Chief Counsel for Advocacy, SBA; and public witnesses.

## COORDINATING HUMAN SERVICES TRANSPORTATION

*Committee on Transportation and Infrastructure,* and the Committee on Education and the Workforce held a joint hearing on Coordinating Human Services Transportation. Testimony was heard from Jennifer L. Dorn, Administrator, Federal Transit Administration, Department of Transportation; William F. Raub, Acting Assistant Secretary, Planning and Evaluation, Department of Health and Human Services; David Dye, Deputy Assistant Secretary, Employment and Training, Department of Labor; Loretta Petty, Deputy Assistant Secretary, Office of Special Education and Rehabilitative Services, Department of Education; Kate Siggerud, Acting Director, Physical Infrastructure Issues, GAO; Joann Hutchinson, Director, Commission for the Transportation Disadvantaged, Department of Transportation, State of Florida; and public witnesses.

## MEDICARE COST-SHARING AND MEDIGAP

*Committee on Ways and Means:* Subcommittee on Health held a hearing on Medicare Cost-Sharing and Medigap. Testimony was heard from Glenn M.

Hackbarth, Chairman, Medicare Payments Advisory Commission; and public witnesses.

## SOCIAL SECURITY PROVISIONS AFFECTING PUBLIC EMPLOYEES

*Committee on Ways and Means:* Subcommittee on Social Security held a hearing on Social Security Provisions Affecting Public Employees. Testimony was heard from Robert M. Wilson, Deputy Commissioner, Legislation and Congressional Affairs, SSA; Barbara Bovbjerg, Director, Education, Workforce, and Income Security, GAO; and public witnesses.

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## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D410)

H.R. 1770, to provide benefits and other compensation for certain individuals with injuries resulting from administration of smallpox countermeasures. Signed on April 30, 2003. (Public Law 108-20)

S. 151, to prevent child abduction and the sexual exploitation of children. Signed on April 30, 2003. (Public Law 108-21)

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## COMMITTEE MEETINGS FOR FRIDAY, MAY 2, 2003

(Committee meetings are open unless otherwise indicated)

### Senate

No meetings/hearings scheduled.

### House

*Committee on Armed Services,* to continue hearings on the Defense Transformation for the 21st Century Act, 9 a.m., 2118 Rayburn.

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## CONGRESSIONAL PROGRAM AHEAD

### Week of May 5 through May 10, 2003

#### Senate Chamber

On *Monday*, at 12:45 p.m., Senate will consider the nomination of Deborah L. Cook, of Ohio, to be United States Circuit Judge for the Sixth Circuit, with a vote on confirmation of the nomination to occur at 4:45 p.m.; following which, Senate will resume consideration of Miguel A. Estrada, of Virginia, to be United States Circuit Judge for the District of Columbia Circuit, with a vote on the fifth motion to close further debate on the nomination to occur at 6 p.m.

On *Tuesday*, Senate will begin consideration of S. 14, Energy Policy Act.

During the balance of the week, Senate may also consider the proposed NATO Expansion bill; S. 15, Project BioShield Act; S. 925, Foreign Relations Authorization Act; S. 113, Foreign Intelligence Surveillance Act, and any other cleared legislative and executive business.

## Senate Committees

(Committee meetings are open unless otherwise indicated)

*Committee on Appropriations:* May 6, Subcommittee on Homeland Security, to hold hearings to examine proposed budget estimates for fiscal year 2004 for border and transportation security, 10 a.m., SD-124.

May 7, Subcommittee on Defense, to hold hearings to examine the National Guard and Reserve, 10:15 a.m., SD-192.

May 8, Subcommittee on Legislative Branch, to hold hearings to examine proposed budget estimates for fiscal year 2004 for the Secretary of the Senate and the Architect of the Capitol, 1:30 p.m., SD-124.

*Committee on Armed Services:* May 6, Subcommittee on Emerging Threats and Capabilities, closed business meeting to mark up those provisions, which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 2:30 p.m., SR-222.

May 6, Subcommittee on SeaPower, closed business meeting to mark up those provisions, which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 3:30 p.m., SR-232A.

May 6, Subcommittee on Personnel, closed business meeting to mark up those provisions, which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 4:30 p.m., SR-222.

May 7, Subcommittee on Airland, closed business meeting to mark up those provisions, which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 9 a.m., SR-232A.

May 7, Subcommittee on Readiness and Management Support, closed business meeting to mark up those provisions, which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 10 a.m., SR-222.

May 7, Subcommittee on Strategic Forces, closed business meeting to mark up those provisions, which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 11:30 a.m., SR-232A.

May 7, Full Committee, closed business meeting to mark up proposed legislation authorizing appropriations

for fiscal year 2004 for military activities of the Department of Defense, 2:30 p.m., SR-222.

May 8, Full Committee, closed business meeting to mark up proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 9:30 a.m., SR-222.

May 9, Full Committee, closed business meeting to mark up proposed legislation authorizing appropriations for fiscal year 2004 for military activities of the Department of Defense, 9:30 a.m., SR-222.

*Committee on Banking, Housing, and Urban Affairs:* May 7, business meeting to consider S. 709, to be immediately followed by oversight hearings to examine the impact of the global settlement, 10 a.m., SD-538.

*Committee on Commerce, Science, and Transportation:* May 6, to hold hearings to examine media ownership, 9:30 a.m., SR-253.

May 7, Full Committee, to hold hearings to examine climate change, 9:30 a.m., SR-253.

May 7, Subcommittee on Science, Technology, and Space, to hold hearings to examine Hydrogen, 2:30 p.m., SR-253.

May 8, Full Committee, to hold hearings to examine the nomination of Annette Sandberg, of Washington, to be Administrator of the Federal Motor Carrier Safety Administration, to be immediately followed by hearings to examine the reauthorization of National Highway Traffic Safety Administration, 9:30 a.m., SR-253.

*Committee on Energy and Natural Resources:* May 6, Subcommittee on National Parks, to hold hearings to examine S. 324, to amend the National Trails System Act to clarify Federal authority relating to land acquisition from willing sellers for certain trails in the National Trails System, S. 634, to amend the National Trails System Act to direct the Secretary of the Interior to carry out a study on the feasibility of designating the Trail of the Ancients as a national historic trail, S. 635, to amend the National Trails System Act to require the Secretary of the Interior to update the feasibility and suitability studies of four national historic trails, and S. 651, to amend the National Trails System Act to clarify Federal authority relating to land acquisition from willing sellers for the majority of the trails in the System, 10 a.m., SD-366.

May 6, Full Committee, to hold oversight hearings to examine the Department of the Interior program's addressing western water issues, 2:30 p.m., SD-366.

*Committee on Environment and Public Works:* May 8, Subcommittee on Clean Air, Climate Change, and Nuclear Safety, to hold hearings to examine S. 485, to amend the Clean Air Act to reduce air pollution through expansion of cap and trade programs, to provide an alternative regulatory classification for units subject to the cap and trade program, 9:30 a.m., SD-406.

*Committee on Foreign Relations:* May 7, Subcommittee on International Economic Policy, Export and Trade Promotion, to hold hearings to examine U.S. energy security, focusing on Latin America and West Africa, 2:30 p.m., SD-419.

*Committee on Indian Affairs:* May 7, to hold hearings to examine S. 550, to amend the Indian Land Consolidation

Act to improve provisions relating to probate of trust and restricted land, 10 a.m., SR-485.

*Committee on the Judiciary:* May 6, Subcommittee on Constitution, Civil Rights and Property Rights, to hold hearings to examine judicial nominations, filibusters, and the Constitution, focusing on when a majority is denied its right to consent, 2:30 p.m., SD-226.

May 7, Full Committee, to hold hearings to examine the nominations of Consuelo Maria Callahan, of California, to be United States Circuit Judge for the Ninth Circuit, and Michael Chertoff, of New Jersey, to be United States Circuit Judge for the Third Circuit, 9:30 a.m., SD-226.

May 8, Full Committee, to hold hearings to examine the nominations of Robert D. McCallum, Jr., of Georgia, to be Associate Attorney General, and Peter D. Keisler, of Maryland, to be an Assistant Attorney General, both of the Department of Justice, 2 p.m., SD-226.

*Special Committee on Aging:* May 6, to hold hearings to examine Medicare reform and competition, 10 a.m., SD-562.

## House Chamber

To be announced.

## House Committees

*Committee on Appropriations,* May 6, Subcommittee on Labor, Health and Human Services, Education and Related Agencies, on Members of Congress, 9:45 a.m., 2358 Rayburn.

May 6, Subcommittee on Transportation and Treasury, and Independent Agencies, on Secretary of Transportation, 2 p.m., 2358 Rayburn.

May 7, Subcommittee on Foreign Operations, Export Financing, and Related Programs, on Global Health Issues, 2 p.m., 2359 Rayburn.

May 7, Subcommittee on Homeland Security, on Bureau of Customs and Border Protection, 10 a.m., 2358 Rayburn.

May 7 and 8, Subcommittee on Labor, Health and Human Services, Education, and Related Agencies, on public witnesses, 9:45 a.m., and 2 p.m., 2358 Rayburn.

May 7, Subcommittee on Transportation, and Treasury, and Related Agencies, on IRS Fiscal Year 2004 Compliance Proposals, 2 p.m., 2358 Rayburn.

May 8, Subcommittee on Homeland Security, on Bureau of Immigration and Customs Enforcement, 2 p.m., 2359 Rayburn.

May 8, Subcommittee on Transportation and Treasury, and Independent Agencies, on Management and Cost Oversight of Federal Highway Funding, 10 a.m., and on Secretary of Treasury, 2 p.m., 2358 Rayburn.

*Committee on Education and the Workforce,* May 6, Subcommittee on Education Reform, hearing on "Protecting Children: The use of Medication in our Nation's Schools, 2 p.m., 2176 Rayburn.

*Committee on Energy and Commerce,* May 7, Subcommittee on Oversight and Investigations, hearing entitled "SARS: Assessment, Outlook, and Lessons Learned," 2 p.m., 2123 Rayburn.

May 8, Subcommittee on Commerce, Trade and Consumer Protection, hearing entitled "Trade in Services and E-Commerce: The Significance of the Singapore and Chile Free Trade Agreements," 9:30 a.m., 2123 Rayburn.

*Committee on Financial Services*, May 6, Subcommittee on Oversight and Investigations, hearing entitled "Increasing the Effectiveness of State Consumer Protections," 3 p.m., 2128 Rayburn.

May 8, Subcommittee on Financial Institutions and Consumer Credit, hearing entitled "The Importance of the National Credit Reporting System to Consumers and the U.S. Economy," 10 a.m., 2128 Rayburn.

*Committee on Government Reform*, May 5, Subcommittee on National Security, Emerging Threats and International Relations, hearing on Homeland Security: Improving Public Health Surveillance, 2 p.m., 2154 Rayburn.

May 6, full Committee, oversight hearing on "Instilling Agility, Flexibility and a Culture of Achievement in Critical Federal Agencies: A review of H.R. 1836, Civil Service and National Security Personnel Improvement Act of 2003," 10 a.m., 2154 Rayburn.

May 6, Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census, hearing entitled "Can Factual Data Analysis Strengthen National Security," Part 1, 3 p.m., 2154 Rayburn.

May 7, Subcommittee on Human Rights and Wellness, hearing on "Consumer Choice and Implementing Full Disclosure in Dentistry," 10 a.m., 2154 Rayburn.

May 8, full Committee, hearing entitled "Out of Many, One: Assessing Barriers to Information Sharing in the Department of Homeland Security," 10 a.m., 2154 Rayburn.

*Committee on House Administration*, May 6, to mark up Omnibus Committee Funding resolution, 5 p.m., 1334 Longworth.

*Committee on International Relations*, May 7, full Committee, to mark up the following: the Foreign Relations Authorization Act for Fiscal Years 2004 and 2005; and the Millennium Challenge Account Act of 2003, 10:15 a.m., 2172 Rayburn.

May 8, Subcommittee on Europe and the Subcommittee on International Terrorism, Nonproliferation and Human Rights, joint hearing on U.S. Cooperative Threat Reduction and Nonproliferation Programs, Part I, 1:30 p.m., 2165 Rayburn.

*Committee on the Judiciary*, May 6, Subcommittee on Crime, Terrorism, and Homeland Security, oversight hearing on Reauthorization of the U.S. Department of Justice: Bureau of Alcohol, Tobacco and Firearms; FBI and DEA, 2 p.m., 2141 Rayburn.

May 6, Subcommittee on Crime, Terrorism and Homeland Security, to mark up H.R. 21, Unlawful Internet Gambling Funding Prohibition Act, 4 p.m., 2141 Rayburn.

May 6, Subcommittee on Immigration, Border Security and Claims, hearing on the following bills: H.R. 1685, to amend the Immigration and Nationality Act relating to posthumous citizenship through death while on active-duty service during periods of military hostilities to eliminate the prohibition on immigration benefits for surviving family members and to provide such benefits for

spouses and children; H.R. 1714, Armed Forces Citizenship Act of 2003; H.R. 1799, Fallen Heroes Immigrant Spouse Fairness Act of 2003; H.R. 1275, to amend the Immigration and Nationality Act to change the requirements for naturalization to citizenship through service in the Armed Forces of the United States; and H.R. 1814, Nationalization and Family Protection for Military Members Act of 2003, 10 a.m., 2141 Rayburn.

May 7, full Committee, to mark up the following measures: H.R. 1086, Standards Development Organization Advancement Act of 2003; H.R. 1437, to improve the United States Code; H.R. 1529, Involuntary Bankruptcy Improvement Act of 2003; S. 330, Veterans Memorial Preservation and Recognition Act of 2003; H.R. 1302, Federal Courts Improvement Act of 2003; H.R. 1303, to amend the E-Government Act of 2002 with respect to rulemaking authority of the Judiciary Conference; H.R. 982, to clarify the tax treatment of bonds and other obligations issued by the Government of American Samoa; H. Res. 180, supporting the goals and ideals of "National Correctional Officers and Employees Week" and honoring the service of correctional officers and employees; and S.J. Res. 8, expressing the sense of Congress with respect to raising awareness and encouraging prevention of sexual assault in the United States and supporting the goals and ideals of National Sexual Assault Awareness and Prevention Month; and to consider Rules for consideration of Private Claims and Private Immigration bills, 10 a.m., 2141 Rayburn.

May 7, Subcommittee on the Constitution, hearing and markup of H.J. Res. 4, proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States, 3 p.m., 2237 Rayburn.

May 8, full Committee, oversight hearing on "Direct Broadcasting Satellite Service in the Multichannel Video Distribution Market," 10 a.m., 2141 Rayburn.

May 8, Subcommittee on Immigration, Border Security and Claims, oversight hearing on War on Terrorism: Immigration Enforcement Since September 11, 2001, 2 p.m., 2237 Rayburn.

*Committee on Resources*, May 6, hearing on H.R. 1835, National Security Readiness Act of 2003, 2 p.m., 1324 Longworth.

*Committee on Science*, May 8, Subcommittee on Research, hearing on the National Earthquake Reduction Program: Past, Present, and Future, 2 p.m., 2318 Rayburn.

May 8, Subcommittee on Space and Aeronautics, hearing on NASA's Integrated Space Transportation Plan and Orbital Space Plan Program, 10 a.m., 2318 Rayburn.

*Committee on Small Business*, May 6, Subcommittee on Workforce, Empowerment and Government Programs, hearing on the Current and Future States of the SBIR, FAST and MEP Program, 10 a.m., 2360 Rayburn.

May 7, full Committee, hearing entitled "Are Big Businesses Being Awarded Contracts Intended for Small Businesses?" 2 p.m., 2360 Rayburn.

May 8, Subcommittee on Tax, Finance, and Exports, hearing on Overcoming Obstacles Facing the Uninsured: How the Use of Medical Savings Accounts, Flexible

Spending Accounts and Tax Credits Can Help, 2 p.m., 2360 Rayburn.

*Committee on Transportation and Infrastructure*, May 7, Subcommittee on Highways, Transit and Pipelines, hearing on Highway and Transit Needs: The State and Local Perspective, 10 a.m., 2167 Rayburn.

May 7, Subcommittee on Water Resources and Environment, hearing on H.R. 135, Twenty-First Century Water Commission Act of 2003, 2 p.m., 2167 Rayburn.

May 8, Subcommittee on Aviation, hearing on the Status of the Federal Flight Deck Officer Program, 10 a.m., 2167 Rayburn.

May 8, Subcommittee on Aviation, to mark up H.R. 765, to amend title 49, United States Code, to allow cargo pilots to participate in the Federal flight deck officer program, 2 p.m., 2167 Rayburn.

May 8, Subcommittee on Economic Development, Public Buildings and Emergency Management, oversight hearing on the Administration's Proposal to Reauthorize the Economic Development Administration, 10 a.m., 253 Rayburn.

*Committee on Veterans' Affairs*, May 6, Subcommittee on Health, to mark up pending business; followed by a hearing on the status of homeless-assistance programs for veterans conducted by the Department of Veterans Affairs, including its coordination with community based providers and other agencies, 1 p.m., 334 Cannon.

May 7, Subcommittee on Benefits, to mark up pending business, 11:30 a.m., 334 Cannon.

May 7, Subcommittee on Oversight and Investigations, hearing to review the progress of the Department of Veterans Affairs concerning the collections of its Medical Care Collection Fund, 2 p.m., 334 Cannon.

May 8, full Committee, hearing on past and present efforts to identify and eliminate fraud, waste, abuse and mismanagement in programs administered by the Department of Veterans Affairs, 10 a.m., 334 Cannon.

### Joint Meetings

*Joint Economic Committee*: May 6, to hold joint hearings to examine financing the nation's roads, 10 a.m., SD-628.

# Résumé of Congressional Activity

## FIRST 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 7 through April 30, 2003

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session .....	58	43	..
Time in session .....	464 hrs., 12'	273 hrs., 54'	..
Congressional Record:			
Pages of proceedings .....	5,617	3,572	..
Extensions of Remarks .....	..	819	..
Public bills enacted into law .....	4	17	21
Private bills enacted into law .....	..	..	..
Bills in conference .....	4	..	..
Measures passed, total .....	155	182	337
Senate bills .....	42	6	..
House bills .....	13	62	..
Senate joint resolutions .....	1	..	..
House joint resolutions .....	5	7	..
Senate concurrent resolutions .....	12	2	..
House concurrent resolutions .....	11	23	..
Simple resolutions .....	71	82	..
Measures reported, total .....	70	76	146
Senate bills .....	43	..	..
House bills .....	3	48	..
Senate joint resolutions .....	2	..	..
House joint resolutions .....	..	..	..
Senate concurrent resolutions .....	2	..	..
House concurrent resolutions .....	..	1	..
Simple resolutions .....	20	27	..
Special reports .....	5	1	..
Conference reports .....	1	4	..
Measures pending on calendar .....	30	21	..
Measures introduced, total .....	1,143	2,324	3,467
Bills .....	961	1,901	..
Joint resolutions .....	12	54	..
Concurrent resolutions .....	41	158	..
Simple resolutions .....	129	211	..
Quorum calls .....	3	1	..
Yea-and-nay votes .....	136	105	..
Recorded votes .....	..	48	..
Bills vetoed .....	..	..	..
Vetoes overridden .....	..	..	..

### DISPOSITION OF EXECUTIVE NOMINATIONS

January 7 through April 30, 2003

Civilian Nominations, totaling 320, disposed of as follows:	
Confirmed .....	136
Unconfirmed .....	181
Withdrawn .....	3
Other Civilian Nominations, totaling 1,070, disposed of as follows:	
Confirmed .....	1,039
Unconfirmed .....	31
Air Force Nominations, totaling 5,322, disposed of as follows:	
Confirmed .....	4,474
Unconfirmed .....	848
Army Nominations, totaling 1,265, disposed of as follows:	
Confirmed .....	626
Unconfirmed .....	639
Navy Nominations, totaling 111, disposed of as follows:	
Confirmed .....	46
Unconfirmed .....	65
Marine Corps Nominations, totaling 1,529, disposed of as follows:	
Confirmed .....	1,259
Unconfirmed .....	270
<i>Summary</i>	
Total Nominations carried over from the First Session .....	0
Total Nominations Received this Session .....	9,617
Total Confirmed .....	7,580
Total Unconfirmed .....	2,034
Total Withdrawn .....	3
Total Returned to the White House .....	0

\* These figures include all measures reported, even if there was no accompanying report. A total of 40 reports have been filed in the Senate, a total of 81 reports have been filed in the House.

*Next Meeting of the SENATE*

12 noon, Monday, May 5

## Senate Chamber

**Program for Monday:** After the transaction of any morning business (not to extend beyond 12:45 p.m.), Senate will consider the nomination of Deborah L. Cook, of Ohio, to be United States Circuit Judge for the Sixth Circuit, with a vote on confirmation of the nomination to occur at 4:45 p.m.; following which, Senate will resume consideration of Miguel A. Estrada, of Virginia, to be United States Circuit Judge for the District of Columbia Circuit, with a vote on the fifth motion to close further debate on the nomination to occur at 6 p.m.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

2 p.m., Monday, May 5

## House Chamber

**Program for Monday:** Pro forma session.

**Extensions of Remarks, as inserted in this issue**

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