

# Daily Digest

## HIGHLIGHTS

The House passed S. 2136, to extend the final report date and termination date of the National Commission on Terrorist Attacks Upon the United States, to provide additional funding for the Commission—clearing the measure for the President.

The House passed H.R. 1561, United States Patent and Trademark Fee Modernization Act of 2003.

## Senate

### Chamber Action

*Routine Proceedings, pages S2019–S2176*

**Measures Introduced:** Four bills and two resolutions were introduced, as follows: S. 2159–2162, and S. Res. 308–309. **Pages S2105–06**

#### Measures Passed:

**U.S. Armed Forces Reimbursement:** Committee on Armed Services was discharged from further consideration of S. 2057, to require the Secretary of Defense to reimburse members of the United States Armed Forces for certain transportation expenses incurred by the members in connection with leave under the Central Command Rest and Recuperation Leave Program before the program was expanded to include domestic travel, and the bill was then passed. **Page S2171**

**Jumpstart Our Business Strength (JOBS) Act:** Senate began consideration of S. 1637, to amend the Internal Revenue Code of 1986 to comply with the World Trade Organization rulings on the FSC/ETI benefit in a manner that preserves jobs and production activities in the United States, to reform and simplify the international taxation rules of the United States, agreeing to the committee amendment in the nature of a substitute, which will be considered as original text for the purpose of further amendment, and taking action on the following amendments proposed thereto: **Pages S2025–S2102**

#### Adopted:

Grassley/Baucus Amendment No. 2645, to provide certain modifications to the revenue provisions. **Page S2072**

Grassley/Baucus Amendment No. 2646 (to Amendment No. 2645), modifying provisions relating to leasing. **Page S2072**

Bingaman Amendment No. 2651 (to Amendment No. 2647), to expand the research credit. **Pages S2079–88**

By a unanimous vote of 93 yeas (Vote No. 31), Hatch Amendment No. 2647, to extend and modify the research credit. **Pages S2073–88**

#### Pending:

Dodd Amendment No. 2660, to protect United States workers from competition of foreign workforces for performance of Federal and State contracts. **Page S2088**

A unanimous-consent agreement was reached providing for further consideration of the bill at 10:30 a.m., on Thursday, March 3, 2004. **Page S2171**

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

Transmitting, pursuant to law, a notification of the continuation of the national emergency blocking property of persons undermining democratic processes or institutions in Zimbabwe; to the Committee on Banking, Housing, and Urban Affairs. (PM–69) **Page S2104**

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

Benjamin Grumbles, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency. **Page S2176**

**Record Votes:** One record vote was taken today. (Total—31) **Page S2088**

**Adjournment:** Senate convened at 9:30 a.m., and adjourned at 6:36 p.m., until 9:30 a.m., on Thursday, March 4, 2004. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2171.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS: DEPARTMENT OF ENERGY

*Committee on Appropriations:* Subcommittee on Energy and Water Development concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the Department of Energy's Office of Science, Office of Nuclear Energy, Science and Technology, and Office of Energy Efficiency and Renewable Energy, after receiving testimony from David Garman, Assistant Secretary, Energy Efficiency and Renewable Energy, Raymond L. Orbach, Director, Office of Science, and William D. Magwood, IV, Director, Office of Nuclear Energy, Science and Technology, all of the Department of Energy.

### APPROPRIATIONS: DISTRICT OF COLUMBIA

*Committee on Appropriations:* Subcommittee on the District of Columbia concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the government of the District of Columbia, focusing on Court Services, Offender Supervision Agency, and the Public Defender Service, after receiving testimony from Paul A. Quander, Jr., Director, Court Services and Offender Supervision Agency for the District of Columbia; Ronald S. Sullivan, Jr., Director, Public Defender Service for the District of Columbia; and Rev. Donald Isaac, East of the River Clergy-Police-Community Partnership, Washington, D.C.

### APPROPRIATIONS: DEPARTMENT OF THE ARMY

*Committee on Appropriations:* Subcommittee on Defense concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the Department of the Army, after receiving testimony from R. Les Brownlee, Acting Secretary of the Army; and General Peter T. Schoomaker, Chief of Staff, Department of the Army.

### DEPARTMENT OF DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Emerging Threats and Capabilities concluded a hearing to examine the role of defense science and technology in the global war on terrorism and in preparing for

emerging threats in review of the defense authorization request for fiscal year 2005, after receiving testimony from Dale G. Uhler, Acquisition Executive and Senior Procurement Executive, Special Operations Acquisition and Logistics Center, United States Special Operations Command; Brigadier General Thomas D. Waldhauser, USMC, Commanding General, Marine Corps Warfighting Laboratory, Vice Chief, Office of Naval Research; Brigadier General Charles A. Cartwright, USA, Deputy Commanding General for Systems of Systems Integration, United States Army Research, Development and Engineering Command; Ronald M. Sega, Director, Defense Research and Engineering; Thomas H. Killion, Acting Deputy Assistant Secretary of the Army for Research and Technology, Chief Scientist; Rear Admiral Jay M. Cohen, USN, Chief of Naval Research; and James B. Engle, Deputy Assistant Secretary of the Air Force for Science, Technology and Engineering.

### DEPARTMENT OF DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Seapower concluded a hearing to examine future Navy and Marine Corps capabilities and requirements in review of the defense authorization request for fiscal year 2005 and the future years defense program, after receiving testimony from John J. Young, Jr., Assistant Secretary of the Navy for Research, Development and Acquisition; Vice Admiral John B. Nathman, USN, Deputy Chief of Naval Operations for Warfare Requirements and Programs; Vice Admiral J. Cutler Dawson, Jr., USN, Deputy Chief of Naval Operations for Resources, Requirements and Assessments; Lieutenant General Robert Magnus, USMC, Deputy Commandant for Programs and Resources, Headquarters, United States Marine Corps; and Lieutenant General Edward Hanlon, Jr., USMC, Commanding General, Combat Development Command, United States Marine Corps.

### 2005: BUDGET

*Committee on the Budget:* Committee met to mark up a proposed concurrent resolution setting forth the fiscal year 2005 budget for the Federal Government, but did not complete consideration thereon, and will meet again tomorrow.

### CLIMATE CHANGE

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the impact and consequences of climate change, focusing on its implications for society, effects of burning of fossil fuels (coal, oil, and natural gas), and climate variability and changes across the Arctic region, including issues relative to UV radiation, after receiving

testimony from Senator Lieberman; Marvin A. Geller, Stony Brook University Institute for Terrestrial and Planetary Atmospheres, Stony Brook, New York; Jerry Mahlman, National Center for Atmospheric Research, Boulder, Colorado; Robert W. Corell, Arctic Climate Impact Assessment, Lee Hannah, Climate Change Biology, and Lara Hansen, World Wildlife Fund Climate Change Program, all of Washington, D.C.

#### IMPACT OF ABORTION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology and Space concluded a hearing to examine the impact of abortion on women, after receiving testimony from Georgette Forney, National Organization of Episcopalians for Life (NOEL), Sewickley, Pennsylvania; Michaelene Jenkins, Life Resource Network, San Diego, California; Roselyn Smith-Withers, The Pavilion of God, Washington, D.C., on behalf of the Clergy Advisory Committee of the Religious Coalition for Reproductive Choice (RCRC); Elizabeth Shadigian, University of Michigan Department of Obstetrics and Gynecology, Ann Arbor; and Nada L. Stotland, Rush Medical College, Chicago, Illinois.

#### OUTFITTER POLICY ACT

*Committee on Energy and Natural Resources:* Subcommittee on Public Lands and Forests concluded a hearing to examine S. 1420, to establish terms and conditions for use of certain Federal land by outfitters and to facilitate public opportunities for the recreational use and enjoyment of such land, after receiving testimony from David Tenny, Deputy Under Secretary of Agriculture for Natural Resources and Environment; Jim Hughes, Deputy Director, Bureau of Land Management, Department of the Interior; Todd Davidson, Oregon Tourism Commission, Salem, on behalf of the Western States Tourism Policy Council; David L. Brown, America Outdoors, Knoxville, Tennessee; and Dave Simon, Sierra Club, San Francisco, California.

#### EPA GRANTS MANAGEMENT

*Committee on Environment and Public Works:* Committee concluded an oversight hearing to examine grants management within the Environmental Protection Agency, focusing on a comprehensive system of management controls and initiatives to address grants management challenges, after receiving testimony from David J. O'Connor, Acting Assistant Administrator for the Office of Administration and Resources Management, and Melissa Heist, Assistant Inspector General for Audit, both of the Environmental Protection Agency; John B. Stephenson, Director, Natural Resources and the Environment,

General Accounting Office; and Steve Ellis, Taxpayers for Common Sense, Washington, D.C.

#### HEALTH INSURANCE CHALLENGES

*Committee on Finance:* Committee concluded a hearing to examine health insurance challenges, focusing on insurance scams, and their effect on workers and their families, and business owners who wish to provide health benefits, after receiving testimony from Ann L. Combs, Assistant Secretary of Labor for Employee Benefits Security; Kathryn G. Allen, Director, Health Care—Medicaid and Private Health Insurance Issues, and Robert J. Cramer, Managing Director, Office of Special Investigations, both of the General Accounting Office; Fred Nepple, Wisconsin Office of the Commissioner of Insurance, Madison, on behalf of the National Association of Insurance Commissioners ERISA Working Group; and Jose Montemayor, Texas Department of Insurance, Austin; Mila Kofman, Georgetown University Health Policy Institute, Washington, D.C.; Marie Almond, Albemarle, North Carolina; and Joan Piantadosi, Deerfield Beach, Florida.

#### FOREIGN AFFAIRS AGENCIES

*Committee on Foreign Relations:* Committee concluded a hearing to examine S. 2127, to build operational readiness in civilian agencies, focusing on post conflict stabilization and reconstruction requiring a broadly-based government response, including Federal efforts to fulfill ongoing objectives in Iraq and Afghanistan, after receiving testimony from James Dobbins, RAND International Security and Defense Policy Center, John J. Hamre, Center for Strategic and International Studies, and Hans Binnendijk, National Defense University, all of Washington, D.C.

#### BUSINESS MEETING

*Committee on Indian Affairs:* Committee met and approved the committee's views and estimates with respect to the President's proposed budget request for fiscal year 2005 for Indian programs.

#### NATIONAL MUSEUM OF THE AMERICAN INDIAN

*Committee on Indian Affairs:* Committee concluded an oversight hearing to examine the status of the completion of the Smithsonian Institution's National Museum of the American Indian, after receiving testimony from W. Richard West, Jr., Director, National Museum of the American Indian; and Jacqueline Johnson, National Congress of American Indians, of Washington, D.C.

**JUDICIAL ACTIVISM VS. DEMOCRACY**

*Committee on the Judiciary:* Subcommittee on the Constitution, Civil Rights and Property Rights concluded a hearing to examine national implications of the Massachusetts Goodridge decision and the judicial invalidation of traditional marriage laws, after receiving testimony from Nebraska Attorney General Jon Bruning, Lincoln; Richard Richardson, St. Paul African Methodist Episcopal (AME) Church, Boston, Massachusetts, on behalf of the Black Ministerial Al-

liance of Greater Boston; Daniel de Leon, Sr., Templo Calvario, Santa Ana, California, on behalf of Asociacion Evangelica de Ministerios Nacionales (AMEN); Hilary Shelton, National Association for the Advancement of Colored People, and Chuck Muth, Citizen Outreach, both of Washington D.C.; R. Lea Brilmayer, Yale University School of Law, New Haven, Connecticut; and Maggie Gallagher, Institute for Marriage and Public Policy, New York, New York.

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## House of Representatives

**Chamber Action**

**Measures Introduced:** 11 public bills, H.R. 3879–3889; and 1 resolution, H. Res. 550, were introduced. **Page H830**

**Additional Cosponsors:** **Pages H830–31**

**Reports Filed:** No reports were filed today.

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he appointed Representative Shaw to act as Speaker Pro Tempore for today. **Page H755**

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

*Urging the introduction of a resolution calling upon the Government of the People's Republic of China to end its human rights violations in China:* Debated on Tuesday, March 2, H. Res. 530, amended, 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, by a  $\frac{2}{3}$  yeas-and-nay vote of 402 yeas to 2 nays, Roll No. 34; **Page H787**

Agreed to amend the title so as to read: resolution 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. **Page H787**

*Charles 'Pete' Conrad Astronomy Awards Act:* H.R. 912, amended, to authorize the Administrator of the National Aeronautics and Space Administration to establish an awards program in honor of Charles "Pete" Conrad, astronaut and space scientist, for recognizing the discoveries made by amateur astronomers of asteroids with near-Earth orbit trajec-

tories, by a  $\frac{2}{3}$  yeas-and-nay vote of 404 yeas to 1 nays, Roll No. 35; **Pages H757–59, H787–88**

*Amending the Stevenson-Wydler Technology Innovation Act of 1980:* H.R. 3389, to amend the Stevenson-Wydler Technology Innovation Act of 1980 to permit Malcolm Baldrige National Quality Awards to be made to nonprofit organizations, by a  $\frac{2}{3}$  yeas-and-nay vote of 408 yeas with none voting "nay", Roll No. 36; and **Pages H759–62, H788–89**

*Copyright Royalty and Distribution Reform Act of 2003:* H.R. 1417, amended, to amend title 17, United States Code, to replace copyright arbitration royalty panels with a Copyright Royalty Judge, by a  $\frac{2}{3}$  yeas-and-nay vote of 406 yeas with none voting "nay", Roll No. 37. **Pages H762–72, H789**

Agreed to amend the title so as to read: to amend title 17, United States Code, to replace copyright arbitration royalty panels with Copyright Royalty Judges. **Page H789**

**Suspensions—Proceedings Postponed:** The House completed debate on the following measures to suspend the rules. Further proceedings were postponed until Thursday, March 4.

*Honoring the men and women of the Drug Enforcement Administration on the occasion of its 30th Anniversary:* H. Res. 412, honoring the men and women of the Drug Enforcement Administration on the occasion of its 30th Anniversary; and **Pages H772–78**

*Supporting the goals of Japanese American, German American, and Italian American communities in recognizing a National Day of Remembrance:* H. Res. 56, supporting the goals of the Japanese American, German American, and Italian American communities in recognizing a National Day of Remembrance to increase public awareness of the events surrounding the restriction, exclusion, and

internment of individuals and families during World War II. **Pages H778–84**

**Recess:** The House recessed at 12:25 p.m. and reconvened at 1:33 p.m. **Page H785**

**National Commission on Terrorist Attacks Upon the United States:** By unanimous consent the House passed S. 2136, to extend the final report date and termination date of the National Commission on Terrorist Attacks Upon the United States, to provide additional funding for the Commission—clearing the measure for the President. **Page H785**

**Rule for Consideration of Commercial Space Launch Amendments Act of 2004:** The House agreed to H. Res. 546, the rule providing for consideration of 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, by a voice vote. **Pages H785–86**

**Recess:** The House recessed at 2:32 p.m. and reconvened at 4:08 p.m. **Pages H789–90**

**United States Patent and Trademark Fee Modernization Act of 2003—Order of Business:** Agreed by unanimous consent that the amendment placed at the desk be considered as the amendment printed in H. Rept. 108–431 and numbered 1. **Page H790**

**United States Patent and Trademark Fee Modernization Act of 2003:** The House passed H.R. 1561, to amend title 35, United States Code, with respect to patent fees, by a yea-and-nay vote of 379 yeas to 28 nays, Roll No. 38. **Pages H793–S804**

Pursuant to the rule, the amendment in the nature of a substitute was considered as an original bill for the purpose of amendment. **Page H799**

Agreed to:

Sensenbrenner amendment that creates a “refund” program to eliminate the potential for diverting PTO revenue to non-PTO revenue programs and sets other regulations on patent searches (agreed to by voice vote). **Pages H801–03**

H. Res. 547, the rule providing for consideration of the bill was agreed to by a voice vote. **Pages H790–93**

**Meeting Hour:** Agreed that when the House adjourn today, it adjourn to meet at 11:30 a.m. on Thursday, March 4. **Page H804**

**Presidential Message:** Read a letter from the President wherein he notified Congress of the continuation of the National Emergency with respect to Zimbabwe—referred to the Committee on Inter-

national Relations and ordered printed (H. Doc. 108–168). **Page H784**

**Senate Message:** Message from the Senate appears today on page H755.

**Senate Referral:** S. 2136 was held at the desk.

**Amendments:** Amendments ordered printed pursuant to the rule appear on page H831.

**Quorum Calls—Votes:** Five yea-and-nay votes developed during the proceedings today. There were no quorum calls. **Pages H787, H787–88, H788–89, H789, H803**

**Adjournment:** The House met at 10 a.m. and adjourned at 9:25 p.m.

## Committee Meetings

### BUDGET VIEWS AND ESTIMATES

*Committee on Agriculture:* Approved Committee’s Budget Views and Estimates for Fiscal Year 2005 for submission to the Committee on the Budget.

### AGRICULTURE, RURAL DEVELOPMENT, FHA AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, Food and Drug Administration and Related Agencies held a hearing on Inspector General. Testimony was heard from the following officials of the USDA: Phyllis K. Fong, Inspector General; Joyce N. Fleischman, Deputy Inspector General; Robert W. Young, Jr., Assistant Inspector General, Audit; Jon E. Novak, Deputy Assistant Inspector General, Investigations; Delmas R. Thornsbury, Director, Resources Management Division; and Stephen B. Dewhurst, Budget Officer.

### COMMERCE, JUSTICE, STATE, JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State, Judiciary and Related Agencies held a hearing on the Secretary of State. Testimony was heard from Colin L. Powell, Secretary of State.

### INTERIOR AND RELATED AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior and Related Agencies held a hearing on the Forest Service. Testimony was heard from Dale Bosworth, Chief, Forest Service, USDA.

### 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 P–16 Education Systems. Testimony was heard from public witnesses.

## MILITARY CONSTRUCTION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Military Construction held a hearing on Family Housing Privatization. Testimony was heard from William A. Armbruster, Deputy Assistant Secretary, Privatization and Partnerships, Department of the Army.

The Subcommittee also held a hearing on Central Command Budget Request. Testimony was heard from Gen. John Abizaid, USA, Commander, U.S. Central Command, Department of Defense.

## TRANSPORTATION, TREASURY AND INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation, Treasury and Independent Agencies held a hearing on the Secretary of Transportation. Testimony was heard from Norman Y. Mineta, Secretary of Transportation.

## VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on VA, HUD, and Independent Agencies on the Department of Housing and Urban Development. Testimony was heard from the following officials of HUD: Michael Liu, Assistant Secretary, Public and Indian Housing; and John C. Weicher, Assistant Secretary, Housing/Federal Housing Commissioner.

## NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST—DOD

*Committee on Armed Services:* Held a hearing on the Fiscal Year 2005 National Defense Authorization budget request for the Department of Defense. Testimony was heard from the following officials of the Department of Defense: General John Abizaid, USA, Commander, U.S. Central Command; and Peter W. Rodman, Assistant Secretary, International Security Affairs.

## NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST

*Committee on Armed Services:* Subcommittee on Projection Forces held a hearing on the Fiscal Year 2005 National Defense Authorization budget request—Department of Defense Capabilities for Conducting Conventional Long-range Strike Operations. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. James E. Cartwright, USMC, Director, Force Structure, Resources and Assessment (J8), Joint Chiefs of Staff; Gen. T. Michael Moseley, USAF, Vice Chief of Staff, U.S. Air Force; and Rear Adm. Mark P. Fitzgerald, USN, Director, Air Warfare, Staff, Chief of Naval Operations; and the following officials of the Congres-

sional Research Services, Library of Congress: Christopher Bolkcom; and Ronald O'Rourke, both Specialists in National Defense.

## NATIONAL DEFENSE AUTHORIZATION BUDGET REQUEST

*Committee on Armed Services:* Subcommittee on Total Force held a hearing on the Fiscal Year 2005 National Defense Authorization budget request on Military Resale and Morale, Welfare and Recreation Programs. Testimony was heard from the following officials of the Department of Defense: Charles S. Abell, Principal Under Secretary, Personnel and Readiness; Maj. Gen. Mike Wiedemer, USAF, Director, Defense Commissary Agency; Maj. Gen. Kathryn Frost, USA, Commander, Army and Air Force Exchange Service Command; Rear Adm. William J. Maguire, USN, Supply Corps, U.S. Navy, Commander, Navy Exchange Service Command; and Michael P. Downs, USMC, Director, Personnel and Family Readiness Division, Headquarters, U.S. Marine Corps; and public witnesses.

## MEMBERS' DAY

*Committee on the Budget:* Held a hearing on Members' Day. Testimony was heard from Representatives Young of Alaska, Hunter, Skelton, Evans, LoBiondo, Kirk, Hayes, Mica, Herger, Tiahrt, Ehlers, Bordallo, Radanovich, Ryan of Wisconsin, Rogers of Alabama, Case, Blackburn, Issa, Shaw, Alexander, Ross, Miller of Florida, Holt and Biggert.

## "NO CHILD LEFT BEHIND: IMPROVING RESULTS FOR CHILDREN WITH DISABILITIES"

*Committee on Education and the Workforce:* Held a hearing entitled "No Child Left Behind: Improving Results for Children with Disabilities." Testimony was heard from public witnesses.

## MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

*Committee on Energy and Commerce:* Ordered reported the following measures: H.R. 3717, amended, Broadcast Decency Enforcement Act of 2004; H.R. 3261, unfavorably, Database and Collections of Information Misappropriation Act; H.R. 3658, amended, Stroke Treatment and Ongoing Prevention Act; H. Res. 522, Expressing the sense of the House of Representatives that there is a critical need to increase awareness and education about heart disease and the risk factors of heart disease among women; S. 1881, amended, Medical Devices Technical Corrections Act; and H.R. 3872, Consumer Access to Information Act of 2004.

The Committee also approved pending Committee business.

## STOCK OPTION ACCOUNTING REFORM ACT

*Committee on Financial Services:* Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises held a hearing on H.R. 3574, Stock Option Accounting Reform Act. Testimony was heard from public witnesses.

## OVERSIGHT—FINANCIAL REPORT U.S. GOVERNMENT FISCAL YEAR 2003

*Committee on Government Reform:* Subcommittee on Government Efficiency and Financial Management held an oversight hearing on “Financial Report of the U.S. Government for Fiscal Year 2003.” Testimony was heard from David M. Walker, Comptroller General, GAO; Linda M. Springer, Controller, Office of Federal Financial Management, OMB; and Donald V. Hammond, Fiscal Assistant Secretary, Department of the Treasury.

## FEDERAL INFORMATION TECHNOLOGY INVESTMENT MANAGEMENT

*Committee on Government Reform:* Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census held a hearing entitled “Federal Information Technology Investment Management, Strategic Planning, and Performance Measurement: 60 Billion Reasons Why.” Testimony was heard from the following officials of the OMB: Clay Johnson III, Deputy Director, Management and Budget; and Karen S. Evans, Administrator, E-Government and Information Technology; and David A. Powner, Director, Information Technology Management Issues, GAO.

## RESOLUTION REGARDING DEATH OF MACEDONIAN PRESIDENT; U.S. PRIORITIES IN EUROPE

*Committee on International Relations:* Subcommittee on Europe approved for full Committee action H. Res. 540, Expressing the condolences and deepest sympathies of the House of Representatives for the untimely death of Macedonian President Boris Trajkovski.

The Subcommittee also held a hearing on U.S. Priorities in Europe. Testimony was heard from A. Elizabeth Jones, Assistant Secretary, Bureau of European and Eurasian Affairs, Department of State.

## SITUATION IN HAITI

*Committee on International Relations:* Subcommittee on Western Hemisphere held a hearing on The Situation in Haiti. Testimony was heard from the following officials of the Department of State: Roger F. Noriega, Assistant Secretary, Bureau of Western

Hemisphere Affairs; Arthur E. Dewey, Assistant Secretary, Bureau of Population, Refugees, and Migration; and Adolfo A. Franco, Assistant Administrator, Bureau for Latin America and the Caribbean, AID; Timothy M. Carney, former U.S. Ambassador to Haiti; and public witnesses.

## “MINERALS AND ENERGY; OUTSOURCING AMERICAN JOBS OVERSEAS”

*Committee on Resources:* Subcommittee on Energy and Mineral Resources held an oversight hearing entitled “Minerals and Energy: Outsourcing American Jobs Overseas.” Testimony was heard from public witnesses.

## REVIEW—HYDROGEN FUEL AND FREEDOMCAR INITIATIVES

*Committee on Science:* Held a hearing to Review the Hydrogen Fuel and FreedomCAR Initiatives. Testimony was heard from David K. Garman, Assistant Secretary, Energy Efficiency and Renewable Energy, Department of Energy; and public witnesses.

## DOD INTELLIGENCE SURVEILLANCE AND RECONNAISSANCE

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on Department of Defense Intelligence Surveillance and Reconnaissance. Testimony was heard from departmental witnesses.

## ENABLING INFORMATION SHARING ACROSS INTELLIGENCE COMMUNITY

*Permanent Select Committee on Intelligence:* Subcommittee on Technical and Tactical Intelligence met in executive session to hold a hearing on Enabling Information Sharing Across the Intelligence Community. Testimony was heard from departmental witnesses.

## DEPARTMENT OF HOMELAND SECURITY—EMERGENCY PREPAREDNESS AND RESPONSE DIRECTORATE BUDGET

*Select Committee on Homeland Security:* Subcommittee on Emergency Preparedness and Response held a hearing entitled “Department of Homeland Security Emergency Preparedness and Response Directorate Fiscal Year 2005 Budget.” Testimony was heard from Michael D. Brown, Under Secretary, Emergency Preparedness and Response, Department of Homeland Security.

## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D137)

H.R. 743, to amend the Social Security Act and the Internal Revenue Code of 1986 to provide additional safeguards for Social Security and Supplemental Security Income beneficiaries with representative payees, to enhance program protections. Signed on March 2, 2004. (Public Law 108–203).

S. 523, to make technical corrections to law relating to Native Americans. Signed on March 2, 2004. (Public Law 108–204).

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**COMMITTEE MEETINGS FOR THURSDAY,  
MARCH 4, 2004**

(Committee meetings are open unless otherwise indicated)

**Senate**

*Committee on Agriculture, Nutrition, and Forestry:* Subcommittee on Marketing, Inspection, and Product Promotion, to hold oversight hearings to examine the development of a national animal identification plan, 2 p.m., SH–216.

*Committee on Appropriations:* Subcommittee on Interior, to hold hearings to examine proposed budget estimates for fiscal year 2005 for the Department of Energy, 9:30 a.m., SD–124.

Subcommittee on Labor, Health and Human Services, and Education, to hold hearings to examine proposed budget estimates for fiscal year 2005 for the Department of Education, 9:30 a.m., SD–192.

Subcommittee on Legislative Branch, to hold hearings to examine proposed budget estimates for fiscal year 2005 for the General Accounting Office, the Government Printing Office, and the Congressional Budget Office, 11 a.m., SD–116.

*Committee on Armed Services:* to hold open and closed hearings to examine the Defense Authorization Request for Fiscal Year 2005, focusing on military strategy and operational requirements (closed in SH–219), 9:30 a.m., SH–216.

Subcommittee on Personnel, to hold hearings to examine compensation, benefits, and health care for active and Reserve military personnel and their families in review of the defense authorization request for fiscal year 2005, 2:30 p.m., SR–222.

*Committee on the Budget:* business meeting to mark up the concurrent resolution on the budget for fiscal year 2005, 10 a.m., SD–608.

Full Committee, business meeting to mark up the concurrent resolution on the budget for fiscal year 2005, 10 a.m., SD–608.

*Committee on Commerce, Science, and Transportation:* to hold hearings to examine the nominations of Rhonda Keenum, of Mississippi, to be Assistant Secretary of Commerce and Director General of the United States and Foreign Commercial Services, Linda Morrison Combs, of North Carolina, to be an Assistant Secretary for Budget and Programs and Chief Financial Officer, Department of

Transportation, W. Douglas Buttrey, of Tennessee, and Francis Mulvey, of Maryland, both to be a Member of the Surface Transportation Board, 2:30 p.m., SR–253.

*Committee on Energy and Natural Resources:* to hold hearings to examine the Energy Information Administration (EIA) Annual Energy Outlook 2004 forecast regarding the supply, demand, and price projections for oil, natural gas, nuclear, coal and renewable sources, including commercial and market perspectives on the state of oil and natural gas markets, 10 a.m., SD–366.

Subcommittee on Energy, to hold hearings to examine new nuclear power generation in the United States, 2:30 p.m., SD–366.

*Committee on Foreign Relations:* business meeting to consider S. 2144, to authorize appropriations for the Department of State and international broadcasting activities for fiscal year 2005, for the Peace Corps for fiscal year 2005 through 2007, for foreign assistance programs for fiscal year 2005, S. 2096, to promote a free press and open media through the National Endowment for Democracy, S. 2127, to build operational readiness in civilian agencies, Convention Between the Government of the United States of America and the Government of Japan for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income, signed at Washington on November 6, 2003, together with a Protocol and an exchange of notes (the “Convention”) (Treaty Doc. 108–14), Protocol Amending the Convention Between the Government of the United States of America and the Government of the Democratic Socialist Republic of Sri Lanka for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income signed at Colombo on March 14, 1985, together with an exchange of notes, signed at Washington on September 20, 2002 (the “Protocol”) (Treaty Doc. 108–09), the Protocol Additional to the Agreement Between the United States of America and the International Atomic Energy Agency for the Application of Safeguards in the United States of America, with annexes, signed at Vienna June 12, 1998 (Treaty Doc. 107–07), and the nominations of Feliciano Foyo, of Florida, and Robert Hurley McKinney, of Indiana, each to be a Member of the Advisory Board for Cuba Broadcasting, Edward E. Kaufman, of Delaware, and Steven J. Simmons, of Connecticut, each to be a Member of the Broadcasting Board of Governors, Glyn T. Davies, of the District of Columbia, for the rank of Ambassador during his tenure of service as the Political Director for the United States Presidency of the G–8, and Sanford Gottesman, of Texas, Diane M. Ruebling, of California, C. William Swank, of Ohio, each to be a Member of the Board of Directors of the Overseas Private Investment Corporation, and Richard S. Williamson, of Illinois, for the rank of Ambassador during his tenure of service as Representative of the United States of America on the Human Rights Commission of the Economic and Social Council of the United Nations, 9:30 a.m., SD–419.

Subcommittee on East Asian and Pacific Affairs, to hold hearings to examine the state of democracy in Hong Kong, 2:30 p.m., SD–419.

*Committee on Health, Education, Labor, and Pensions:* to hold hearings to examine issues for reauthorization of the Higher Education Act, 10 a.m., SD-430.

*Committee on the Judiciary:* business meeting to consider the nominations of Henry W. Saad, of Michigan, to be United States Circuit Judge for the Sixth Circuit, William James Haynes II, of Virginia, to be United States Circuit Judge for the Fourth Circuit, Raymond W. Gruender, of Missouri, to be United States Circuit Judge for the Eighth Circuit, Franklin S. Van Antwerpen, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, Diane S. Sykes, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit, Judith C. Herrera, to be United States District Judge for the District of New Mexico, F. Dennis Saylor IV, to be United States District Judge for the District of Massachusetts, Sandra L. Townes, to be United States District Judge for the Eastern District of New York, Louis Guirola, Jr., to be United States District Judge for the Southern District of Mississippi, Virginia E. Hopkins, to be United States District Judge for the Northern District of Alabama, Kenneth M. Karas, to be United States District Judge for the Southern District of New York, Ricardo S. Martinez, of Washington, to be United States District Judge for the Western District of Washington, Gene E. K. Pratter, to be United States District Judge for the Eastern District of Pennsylvania, Neil Vincent Wake, to be United States District Judge for the District of Arizona, William S. Duffey, Jr., to be United States District Judge for the Northern District of Georgia, James L. Robart, to be United States District Judge for the Western District of Washington, Juan R. Sanchez, to be United States District Judge for the Eastern District of Pennsylvania, Lawrence F. Stengel, to be United States District Judge for the Eastern District of Pennsylvania and Michele M. Leonhart, of California, to be Deputy Administrator of Drug Enforcement, Domingo S. Herraiz, of Ohio, to be Director of the Bureau of Justice Assistance, LaFayette Collins, to be United States Marshal for the Western District of Texas, and Ronald J. Tenpas, of Illinois, to be United States Attorney for the Southern District of Illinois, all of the Department of Justice, 9:30 a.m., SD-226.

*Committee on Veterans' Affairs:* to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentations of the Non-Commissioned Officers Association, the Military Order of the Purple Heart, the Paralyzed Veterans of America, the Jewish War Veterans, and the Blinded Veterans Association, 10 a.m., 345 CHOB.

*Select Committee on Intelligence:* to hold closed hearings to examine certain intelligence matters, 2:30 p.m., SH-219.

*United States Senate Caucus on International Narcotics Control:* to hold hearings to examine the current status of federal efforts to coordinate and combat money laundering and terrorist financing, 2 p.m., SD-215.

## House

*Committee on Appropriations,* Subcommittee on Agriculture, Rural Development, Food and Drug Administra-

tion and Related Agencies, on Marketing and Regulatory Programs, 9:30 a.m., 2362A Rayburn.

Subcommittee on Energy and Water Development, on Bureau of Reclamation, 10 a.m., 2362B Rayburn.

Subcommittee on Homeland Security, on Secretary of Homeland Security, 10 a.m., 2359 Rayburn.

Subcommittee on Interior and Related Agencies, on Fish and Wildlife Service, 10 a.m., B-308 Rayburn.

Subcommittee on Labor, Health and Human Services, Education and Related Agencies, on Secretary of Health and Human Services, 10 a.m., 2358 Rayburn.

Subcommittee on Veterans' Affairs, HUD and Independent Agencies, on EPA, 1:30 p.m., 2359 Rayburn.

*Committee on Armed Services,* Subcommittee on Readiness, hearing on the Fiscal Year 2005 National Defense Authorization budget request—Military Construction Budget Request for the Programs of the Department of the Army and the Department of the Navy, 2 p.m., 2118 Rayburn.

Subcommittee on Tactical Air and Land Forces, hearing on the Fiscal Year 2005 National Defense Authorization budget request—Aviation Industrial Base and Department of Defense Rotorcraft Investment Programs, 9 a.m., 2118 Rayburn.

Subcommittee on Terrorism, Unconventional Threats and Capabilities, hearing on the Fiscal Year 2005 National Defense Authorization Budget Request—Department of Defense Responsibilities in Homeland Defense and Homeland Security Missions, 3 p.m., 2212 Rayburn.

*Committee on Education and the Workforce,* Subcommittee on Education Reform, to mark up H.R. 3873, Child Nutrition Improvement and Integrity Act, 10:15 a.m., 2175 Rayburn.

*Committee on Energy and Commerce,* Subcommittee on Health, hearing entitled "Prescription Drug Monitoring: Strategies to Promote Treatment and Deter Prescription Drug Abuse," 1 p.m., 2123 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled "A Review of Security DOE Nuclear Facilities and the Implementation of the Revised Design Basis Threat," 11 a.m., 2322 Rayburn.

*Committee on Financial Services,* Subcommittee on Oversight and Investigations, hearing entitled "Oversight of the Federal Deposit Insurance Corporation," 10 a.m., 2128 Rayburn.

*Committee on Government Reform,* to consider the following bills: H.R. 3059, To designate the facility of the United States Postal Service located at 304 West Michigan Street in Stuttgart, Arkansas, as the "Lloyd L. Burke Post Office;" H.R. 3723, To designate the facility of the United States Postal Service located at 8135 Forest Lane in Dallas, Texas, as the "Vaughn Gross Post Office Building;" and H.R. 3855, To designate the facility of the United States Postal Service located at 607 Pershing Drive in Laclede, Missouri, as the "General John J. Pershing Post Office;" followed by a hearing entitled "America's New Welcome Mat: A Look at the Goals and Challenges of the US-VISIT Program," 2 p.m., 2154 Rayburn.

*Committee on International Relations,* hearing on The United States Government Strategy for Fighting HIV/

AIDS: Implementation of Public Law 108–25, 10:30 a.m., 2172 Rayburn.

*Committee on the Judiciary*, Subcommittee on Immigration, Border Security, and Claims, oversight hearing on Alien Removal Under “Operation Predator,” 10 a.m., 2141 Rayburn.

*Committee on Transportation and Infrastructure*, Subcommittee on Coast Guard and Maritime Transportation, oversight hearing on the U.S. Coast Guard and Federal Maritime Commission Fiscal Year 2005 Budget Requests, and on the Coast Guard Authorization Act for Fiscal Year 2005, 11 a.m., 2167 Rayburn.

*Committee on Ways and Means*, to mark up Committee’s Budget Views and Estimates for Fiscal Year 2005 for submission to the Committee on the Budget; followed by a hearing on the President’s Fiscal Year 2005 Budget for the Department of Labor, 10 a.m., 1100 Longworth.

*Permanent Select Committee on Intelligence*, executive, hearing on Terror Threats, 10 a.m., and, executive, hearing on Detainee Information Update, 1 p.m., H–405 Capitol.

*Select Committee on Homeland Security*, Subcommittee on Intelligence and Counterterrorism and the Subcommittee on Infrastructure and Border Security, joint hearing entitled “The Department of Homeland Security’s Information Analysis and Infrastructure Protection Budget Proposal for Fiscal Year 2005,” 10 a.m., 2318 Rayburn.

### Joint Meetings

*Joint Meetings*: Senate Committee on Veterans’ Affairs, to hold joint hearings with the House Committee on Veterans’ Affairs to examine the legislative presentations of the Non-Commissioned Officers Association, the Military Order of the Purple Heart, the Paralyzed Veterans of America, the Jewish War Veterans, and the Blinded Veterans Association, 10 a.m., 345 CHOB.

Next Meeting of the SENATE

9:30 a.m., Thursday, March 4

Next Meeting of the HOUSE OF REPRESENTATIVES

11:30 a.m., Thursday, March 4

Senate Chamber

**Program for Thursday:** After the transaction of any morning business (not to extend beyond 10:30 a.m.), Senate will continue consideration of S. 1637, Jumpstart Our Business Strength (JOBS) Act.

House Chamber

**Program for Thursday:** Rolled Suspension votes:

(1) H. Res. 412, honoring the men and women of the Drug Enforcement Administration on the occasion of its 30th Anniversary; and

(2) H. Res. 56, supporting the goals of the Japanese American, German American, and Italian American communities in recognizing a National Day of Remembrance to increase public awareness of the events surrounding the restriction, exclusion, and internment of individuals and families during World War II.

Consideration of H.R. 3752, Commercial Space Launch Amendments Act of 2004 (modified closed rule).

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# Congressional Record

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