

Daily Digest

HIGHLIGHTS

The House passed H.R. 1992, Internet Equity and Education Act.

Senate

Chamber Action

Routine Proceedings, pages S10403–S10486

Measures Introduced: Eight bills and one resolution was introduced, as follows: S. 1522–S. 1529, and S. Con. Res. 78. **Pages S10456–57**

Measures Reported:

S. 1188, to amend title 38, United States Code, to enhance the authority of the Secretary of Veterans Affairs to recruit and retain qualified nurses for the Veterans Health Administration, with an amendment in the nature of a substitute. (S. Rept. No. 107–80)

S. Res. 166, designating the week of October 21, 2001, through October 27, 2001, and the week of October 20, 2002, through October 26, 2002, as “National Childhood Lead Poisoning Prevention Week”. **Page S10456**

Measures Passed:

National Childhood Lead Poisoning Prevention Week: Senate agreed to S. Res. 166, designating the week of October 21, 2001, through October 27, 2001, and the week of October 20, 2002, through October 26, 2002, as “National Childhood Lead Poisoning Prevention Week”. **Page S10475**

Aviation Security Act: By unanimous consent, Senate agreed to the motion to proceed to consideration of S. 1447, to improve aviation security, and then began consideration of the bill, taking action on the following amendments proposed thereto: **Pages S10403–04, S10417–20**

Adopted:

Hollings/McCain Amendment No. 1854, in the nature of a substitute. **Pages S10432–33**

Hollings (for Leahy) Amendment No. 1857, to amend title 49, United States Code, relating to immunity for airline employees reporting suspicious activities. **Pages S10439–40**

Hollings (for Ensign) Amendment No. 1858, to permit the Secretary of Transportation to appoint re-

tired law enforcement officers to serve as air marshals. **Page S10440**

McCain (for Snowe) Amendment No. 1860, to authorize national emergency powers of the Deputy Secretary for Transportation Security. **Pages S10444–45**

Pending:

Daschle (for Carnahan) Amendment No. 1855, to provide assistance for employees who are separated from employment as a result of reductions in service by air carriers, and closures of airports, caused by terrorist actions or security measures. **Pages S10433–39**

Gramm Amendment No. 1859 (Amendment No. 1855), to provide for the exploration, development, and production of oil and gas resources of the Arctic Coastal plains. **Pages S10441–44**

A motion was entered to close further debate on Daschle (for Carnahan) Amendment No. 1855, listed above and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion, by unanimous consent, will occur at 12:45 p.m., on Thursday, October 11, 2001. **Page S10433**

A unanimous-consent agreement was reached providing for further consideration of the bill at 10 a.m., on Thursday, October 11, 2001; further, that second degree amendments to Daschle (for Carnahan) Amendment No. 1855 (listed above), be filed by 11:45 a.m. **Pages S10475**

Anti-Terrorism Bill—Agreement: A unanimous-consent-time agreement was reached providing for consideration of S. 1510, to deter and punish terrorist acts in the United States and around the world, to enhance law enforcement investigatory tools, and certain amendments to be proposed thereto, with a vote on final passage to occur thereon. **Page S10432**

Nominations Received: Senate received the following nominations:

William D. Montgomery, of Pennsylvania, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary

and Plenipotentiary of the United States of America to the Federal Republic of Yugoslavia.

Sandra L. Pack, of Maryland, to be an Assistant Secretary of the Army.

Jeffrey Shane, of the District of Columbia, to be Associate Deputy Secretary of Transportation.

Jay C. Zainey, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

Routine lists in the Air Force, Navy.

Pages S10476–86

Messages From the House: Page S10455

Measures Referred: Page S10455

Executive Communications: Pages S10455–56

Additional Cosponsors: Pages S10457–58

Statements on Introduced Bills/Resolutions: Pages S10458–63

Additional Statements: Pages S10454–55

Amendments Submitted: Pages S10463–74

Authority for Committees to Meet: Pages S10474–75

Privilege of the Floor: Page S10475

Adjournment: Senate met at 9:30 a.m., and adjourned at 7:13 p.m., until 10 a.m., on Thursday, October 11, 2001. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S10476.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education approved for full committee consideration an original bill making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2002.

BUS AND TRUCK SECURITY

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine concluded hearings to examine bus and truck transportation safety and security issues, focusing on the driver's licensing process for transporting hazardous materials, after receiving testimony from Joseph M. Clapp, Administrator, Federal Motor Carrier Safety Administration, and Ellen G. Engleman, Administrator, Research and Special Programs Administration, both of the Department of Transportation; Duane W. Acklie, American Trucking Associations,

Inc., Alexandria, Virginia; Peter J. Pantuso, American Bus Association, Keith Gleason, International Brotherhood of Teamsters, and Joan Claybrook, Advocates for Highway and Auto Safety/Public Citizen, all of Washington, D.C.; Paul Sullivan, Massachusetts State Police, Concord, on behalf of the Commercial Vehicle Safety Alliance; and Ralph S. Sheridan, American Science and Engineering, Inc., Billerica, Massachusetts.

AFGHANISTAN'S HUMANITARIAN CRISIS

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs and Subcommittee on International Operations and Terrorism concluded joint hearings to examine the humanitarian crisis situation in Afghanistan, focusing on the impact of international relief efforts, including long-term economic reconstruction for the region, after receiving testimony from Andrew S. Natsios, Administrator, U.S. Agency for International Development; Christina Rocca, Assistant Secretary for South Asia, and Alan Kreczko, Acting Assistant Secretary, Bureau of Population, Refugees, and Migration, both of the Department of State; Kenneth H. Bacon, Refugees International, Washington, D.C.; Nicolas de Torrente, Medecins Sans Frontieres/Doctors Without Borders, New York, New York; and Eleanor Smeal, Feminist Majority, Arlington, Virginia.

FOOD SAFETY AND SECURITY

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia concluded hearings to examine Federal efforts to ensure the safety and security of the American food supply, focusing on new surveillance systems, better prevention programs, faster outbreak response, enhanced education, and better coordinated and focused research and risk assessment activities, after receiving testimony from Representative DeLauro; Robert A. Robinson, Managing Director, Natural Resources and Environment, General Accounting Office; Elsa Murano, Under Secretary of Agriculture for Food Safety; Bernard A. Schwetz, Acting Principal Deputy Commissioner, Food and Drug Administration, Department of Health and Human Services; and Dan Glickman, Akin, Gump, Strauss, Hauer, and Feld, former Secretary of Agriculture, Michael F. Jacobson, Center for Science in the Public Interest, John R. Cady, National Food Processors Association, Peter Chalk, RAND Corporation, C. Manly Molpus, Grocery Manufacturers of America, and Tim Hammonds, Food Marketing Institute, all of Washington, D.C.

NOMINATION

Committee on the Judiciary: Subcommittee on Youth Violence concluded hearings on the nomination of John P. Walters, of Michigan, to be Director of National Drug Control Policy, after the nominee, who was introduced by Senators Hatch and Kyl, testified and answered questions in his own behalf.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to consider pending intelligence matters, made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Measures Introduced: 11 public bills, H.R. 3073–3083; and 4 resolutions, H.J. Res. 67; and H. Res. 257, 259–260 were introduced. **Pages H6504–05**

Reports Filed: Reports were filed today as follows: H. Res. 258, providing for consideration of H.R. 3061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2002 (H. Rept. 107–233). **Page H6504**

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

Page H6461

Guest Chaplain: The prayer was offered by the Rev. Ralph Hoyt Davis of Bethel United Baptist Church, Muncie, Indiana.

Page H6461

Recess: The House recessed at 10:18 a.m. and reconvened at 10:55 a.m.

Page H6463

Internet Equity and Education Act: The House passed H.R. 1992, to amend the Higher Education Act of 1965 to expand the opportunities for higher education via telecommunications by a recorded vote of 354 ayes to 70 noes, Roll No. 375. **Pages H6463–87**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Education and the Workforce now printed in the bill (H. Rept. 107–225) was considered as adopted.

Pages H6480–87

Rejected the Mink amendment in the nature of a substitute that sought to delete sections that allow changes to the 12 hours of regularly scheduled instruction rule and revise incentive compensation provisions by a yea-and-nay vote of 99 yeas to 327 nays, Roll No. 374.

Pages H6486–87

Earlier, the House agreed to H. Res. 256, the rule that provided for consideration of the bill by voice vote.

Page H6463

Committee Election: The House agreed to H. Res. 257, electing Representative LaTourette to the Committee on Standards of Official Conduct. **Page H6487**

Recess: The House recessed at 2:59 p.m. and reconvened at 5:52 p.m.

Page H6493

Recess: The House recessed at 7:37 p.m. and reconvened at 9:05 p.m.

Page H6503

Senate Messages: Messages received from the Senate today appears on page H6493.

Referrals: S. Con. Res. 63 was referred to the Committee on Energy and Commerce and S. Con. Res. 76, was referred to the Committee on Government Reform.

Page H6503

Amendments: Amendments ordered printed pursuant to the rule appear on page H6505.

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages H6486–87, H6487. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 9:06 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session and approved for full Committee action the Defense appropriations for Fiscal Year 2002.

ELECTRICITY TRANSMISSION POLICY

Committee on Energy and Commerce: Subcommittee on Energy and Air Quality held a hearing entitled "Electricity Transmission Policy," focusing on transmission siting, incentives, and reliability. Testimony was heard from public witnesses.

The Subcommittee continued hearings on this subject, focusing on Regional Transmission Organizations, Open Access, and Federal Jurisdiction. Testimony was heard from public witnesses.

FEDERAL BIOTERRORISM PREPAREDNESS PROGRAMS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled “A Review of Federal Bioterrorism Preparedness Programs from a Public Health Perspective.” Testimony was heard Scott Lillibridge, Special Assistant for Bioterrorism, Office of the Secretary, Department of Health and Human Services; Bruce Baughman, Director, Planning and Readiness Division, FEMA; Jan Heinrich, Director, Health Care and Public Health Issues, GAO; Lew Stringer, Medical Director, Division of Emergency Management, State of North Carolina; and public witnesses.

DEBT COLLECTION IMPROVEMENT ACT

Committee on Government Reform: Subcommittee on Government Efficiency, Financial Management and Intergovernmental Relations held a hearing on “The Debt Collection Improvement Act: How Well is it Working?” Testimony was heard from Gary T. Engel, Director, Financial Management and Assurance, GAO; Richard L. Gregg, Commissioner, Financial Management Service, Department of the Treasury; Claude A. Allen, Deputy Secretary, Department of Health and Human Services; William D. Hansen, Deputy Secretary, Department of Education; and Leo S. Mackay, Jr., Deputy Secretary, Department of Veterans Affairs.

ANTI-TERRORISM—ROLE OF DIPLOMACY

Committee on International Relations: Held a hearing on the Role of Public Diplomacy in Support of the Anti-Terrorism. Testimony was heard from Charlotte Beers, Under Secretary, Public Diplomacy and Public Affairs, Department of State; Marc Nathanson, Chairman, Broadcasting Board of Governors; and a public witness.

CAUCASUS AND CASPIAN REGION: U.S. INTERESTS AND POLICY

Committee on International Relations: Subcommittee on Europe held a hearing on The Caucasus and Caspian Region: Understanding U.S. Interests and Policy. Testimony was heard from public witnesses.

WESTERN HEMISPHERE’S RESPONSE TO TERRORIST ATTACK

Committee on International Relations: Subcommittee on Western Hemisphere held a hearing on the Western Hemisphere’s Response to the September 11, 2001 Terrorist Attack on the United States. Testimony was heard from the following officials of the Department of State: Francis X. Taylor, Ambassador-at-Large, Office of the Coordinator for Counterterrorism; Robert Noriega, Ambassador to the OAS; James F. Mack, Deputy Assistant Sec-

retary, Bureau of International Narcotics and Law Enforcement Affairs; and Curt Struble, Deputy Assistant Secretary, Bureau of Western Hemisphere Affairs.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported, as amended, the following bills: H.R. 1408, Financial Services Antifraud Network Act of 2001; H.R. 1840, to extend eligibility for refugee status of unmarried sons and daughters of certain Vietnamese refugees; and H.R. 1552, Internet Tax Non-discrimination Act.

LABOR, HHS AND EDUCATION APPROPRIATIONS

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 3061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for fiscal year 2002 ending September 30, 2002. The rule waives all points of order against consideration of the bill. The rule provides that the bill shall be considered for amendment by paragraph. The rule waives clause 2 of rule XXI (prohibiting unauthorized or legislative provisions in an appropriations bill) against provisions in the bill.

The rule makes in order the amendment printed in the report of the Committee on Rules accompanying the resolution, which may be offered only by a Member designated in the report and only at the appropriate point in the reading of the bill, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The rule waives all points of order against the amendment printed in the report. The rule waives points of order during consideration of the bill against amendments for failure to comply with clause 2(e) of rule XXI (prohibiting non-emergency designated amendments to be offered to an appropriations bill containing an emergency designation).

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions.

CYBER SECURITY

Committee on Science: Held a hearing on Cyber Security—How Can We Protect American Computer Networks From Attack? Testimony was heard from Robert Weaver, Assistant Special-Agent-in-Charge, U.S. Secret Service, Director, Electronic Crimes Task

Force, New York, Department of the Treasury; and public witnesses.

JUMPSTARTING ECONOMY—SMALL BUSINESSES ROLE

Committee on Small Business: Held a hearing on the Role Small Businesses Can Play in Jump-Starting the Economy. Testimony was heard from Hector Barreto, Administrator, SBA; and public witnesses.

TERRORISM—ARE AMERICA'S WATER RESOURCES AND ENVIRONMENT AT RISK

Committee on Transportation and Infrastructure, Subcommittee on Water Resources and Environment, hearing on Terrorism: Are America's Water Resources and Environment at Risk? Testimony was heard from Michael Parker, Assistant Secretary (Civil Works), Corps of Engineers, Department of the Army; Marianne Lamont Horinko, Assistant Administrator, Office of Solid Waste and Emergency, EPA; Ronald Dick, Director, National Infrastructure Protection Center, FBI, Department of Justice; Glenn L. McCullough, Jr., Chairman, Board of Directors, TVA; Beverly O'Neill, Mayor, City of Long Beach, California; Jeffrey J. Danneels, Department Manager, Security Systems and Technology Center, Sandia National Laboratories; and public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Ordered reported, as amended, the following bills: H.R. 2716, Homeless Veterans Assistance Act of 2001; and H.R. 2792, Disabled Veterans Service Dog and Health Care Improvement Act of 2001.

CONFLICT DIAMONDS

Committee on Ways and Means: Subcommittee on Trade held a hearing on "Conflict Diamonds." Testimony was heard from Senator DeWine; Representatives Hall of Ohio and Wolf; Alan W. Eastham, Special Negotiator for Conflict Diamonds, Department of State; James E. Mendenhall, Deputy General Counsel, Office of the U.S. Trade Representative; and public witnesses.

Joint Meetings

APPROPRIATIONS—INTERIOR

Conferees agreed to file a conference report on the differences between the Senate and House passed versions of H.R. 2217, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2002.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST October 9, 2001, p. D992)

H.R. 2510, to extend the expiration date of the Defense Production Act of 1950. Signed on October 5, 2001. (Public Law 107-47)

COMMITTEE MEETINGS FOR THURSDAY, OCTOBER 11, 2001

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: business meeting to mark up proposed legislation making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2002; and making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 2002, 4 p.m., S-128, Capitol.

Committee on Armed Services: to hold hearings on the nomination of Marvin R. Sambur, of Indiana, to be Assistant Secretary of the Air Force for Acquisition, the nomination of William Winkenwerder, Jr., of Massachusetts, to be Assistant Secretary of Defense for Health Affairs, the nomination of Mary L. Walker, of California, to be General Counsel of the Department of the Air Force, all of the Department of Defense; and the nomination of Everet Beckner, of New Mexico, to be Deputy Administrator for Defense Programs, and the nomination of Linton F. Brooks, of Virginia, to be Deputy Administrator for Defense Nuclear Nonproliferation, both of the National Nuclear Security Administration, Department of Energy, 2:30 p.m., SH-216.

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans, Atmosphere, and Fisheries, to hold hearings to examine the role of the Coast Guard and the National Oceanic and Atmospheric Administration in strengthening security against maritime threats, 9:30 a.m., SR-253.

Subcommittee on Science, Technology, and Space, to hold hearings to examine the needs of fire services in responding to terrorism, 2:30 p.m., SR-253.

Committee on Finance: Subcommittee on Social Security and Family Policy, to hold hearings on S. 685, to amend title IV of the Social Security Act to strengthen working families, 2:30 p.m., SD-215.

Committee on Governmental Affairs: to hold hearings on the nomination of Mark W. Everson, of Texas, to be Controller, Office of Federal Financial Management, Office of Management and Budget, 9:30 a.m., SD-342.

House

Committee on the Budget, to mark up the Fiscal Year 2002 Discretionary Spending Cap/302(a) allocation, 1 p.m., 210 Cannon.

Committee on Energy and Commerce, to mark up the following bills: H.R. 2986, American Spirit Fraud Prevention Act of 2001; H.R. 2887, Best Pharmaceuticals for Children Act; and H.R. 2983, Price-Anderson Reauthorization Act of 2001, 10 a.m., 2123 Rayburn.

Committee on Financial Services, to consider the following bills: H.R. 3004, Financial Anti-Terrorism Act of 2001; and H.R. 3060, Emergency Securities Response Act of 2001, 9:30 a.m., 2128 Rayburn.

Committee on the Judiciary, Subcommittee on Immigration and Claims, oversight hearing on "Using Information Technology to Secure America's Borders: INS Problems with Planning and Implementation," 10 a.m., 2141 Rayburn.

Committee on Resources, Subcommittee on Energy and Mineral Resources, hearing on H.R. 2952, to ensure the orderly development of coal, coalbed methane, natural gas, and oil within a designated Dispute Resolution Area in the Powder River Basin, Wyoming, 2 p.m., 1334 Longworth.

Subcommittee on Fisheries Conservation, Wildlife and Oceans, oversight hearing on the reauthorization of the Marine Mammal Protection Act, 10 a.m., 1324 Longworth.

Committee on Science, Subcommittee on Environment, Technology, and Standards, hearing on Weatherproofing the U.S.: Are We Prepared for Severe Storms? 10 a.m., 2318 Rayburn.

Subcommittee on Space and Aeronautics, hearing on Space Planes and X- Vehicles, 2 p.m., Rayburn.

Committee on Small Business, Subcommittee on Regulatory Reform and Oversight, hearing entitled "September 11, 2001 plus 30: Are America's Small Businesses Still Grounded?" 10 a.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, Subcommittee on Aviation, hearing on Deployment and Use of Security Technology, focusing on Weapon and Explosive Detection Technology, 10 a.m., 2167 Rayburn.

Committee on Ways and Means, to mark up H.R. 2768, Medicare Regulatory and Contracting Reform Act of 2001, 2 p.m., 1100 Longworth.

Permanent Select Committee on Intelligence, Subcommittee on Terrorism and Homeland Security, hearing on National Security Advisors Role in the Current Crisis with former National Security Advisors, 10 a.m., 2118 Rayburn.

Next Meeting of the SENATE
10 a.m., Thursday, October 11

Next Meeting of the HOUSE OF REPRESENTATIVES
10 a.m., Thursday, October 11

Senate Chamber

Program for Thursday: Senate will resume consideration of S. 1447, Aviation Security Act, with a vote on a motion to close further debate on Daschle (for Carnahan) Amendment No. 1855 to occur at 12:45 p.m.

House Chamber

Program for Thursday: Consideration of H.R. 3061, Labor, HHS, and Education Appropriations Act for Fiscal Year 2002 (open rule, one hour of debate).

Extension of Remarks, as inserted in this issue

HOUSE

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