

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S9561–S9651*

**Measures Introduced:** Three bills and one resolution were introduced, as follows: S. 3015–3017, and S. Res. 331. **Page S9595**

#### Measures Reported:

S. 2998, to reauthorize the Child Abuse Prevention and Treatment Act, the Family Violence Prevention and Services Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Abandoned Infants Assistance Act of 1988, with amendments. (S. Rept. No. 107–292)

S. 2949, to provide for enhanced aviation security, with amendments. (S. Rept. No. 107–293)

S. 1806, to amend the Public Health Service Act with respect to health professions programs regarding the practice of pharmacy, with an amendment in the nature of a substitute. **Pages S9594–95**

#### Measures Passed:

*Relative to the Death of Representative Mink:* Senate agreed to S. Res. 331, relative to the death of Representative Patsy T. Mink, of Hawaii. **Page S9650**

*National Prostate Cancer Awareness Month:* Committee on the Judiciary was discharged from further consideration of S. Res. 325, designating the month of September 2002 as “National Prostate Cancer Awareness Month”, and the resolution was then agreed to. **Page S9650**

**Homeland Security Act:** Senate resumed consideration of H.R. 5005, to establish the Department of Homeland Security, taking action on the following amendments proposed thereto: **Pages S9566–73, S9580–89**

**Pending:**  
Lieberman Amendment No. 4471, in the nature of a substitute. **Page S9566**

Gramm/Miller Amendment No. 4738 (to Amendment No. 4471), of a perfecting nature, to prevent terrorist attacks within the United States. **Page S9566**

Nelson (NE.) Amendment No. 4740 (to Amendment No. 4738, to modify certain personnel provisions). **Page S9566**

Daschle motion to commit the bill to the Committee on Governmental Affairs and that it be reported back forthwith with the pending Lieberman Amendment No. 4471, listed above, as amended.

Daschle Amendment No. 4742 (to the instructions of the motion to commit H.R. 5005 to the Committee on Governmental Affairs), of a perfecting nature, to prevent terrorist attacks within the United States.

Daschle Amendment No. 4743 (to Amendment No. 4742), to modify certain personnel provisions.

Daschle motion to reconsider the vote (Vote No. 227) by which cloture was not invoked on Gramm/Miller Amendment No. 4738 (to Amendment No. 4471), listed above.

A unanimous-consent agreement was reached providing that the cloture vote on Gramm/Miller Amendment No. 4738 (to Amendment No. 4471), will occur at 12 noon on Tuesday, October 1, 2002. **Pages S9650–51**

A unanimous-consent agreement was reached providing for further consideration of the bill at 11 a.m., on Tuesday, October 11, 2002, with a vote on the motion to close further debate on Gramm/Miller Amendment No. 4738 (to Amendment No. 4471), to occur at 12 noon. **Pages S9650–51**

**Removal of Injunction of Secrecy:** The injunction of secrecy was removed from the following treaty:

Partial Revision (1992) of Radio Regulations (Geneva, 1979) (Treaty Doc. No. 107–17).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Pages S9649–50**

**Nominations Confirmed:** Committee on Commerce, Science, and Transportation was discharged from further consideration and the Senate then confirmed the following nominations:

1 Coast Guard nomination in the rank of admiral.  
Routine lists in the Coast Guard. **Page S9651**

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

Thomas C. Dorr, of Iowa, to be Under Secretary of Agriculture for Rural Development.

Thomas C. Dorr, of Iowa, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Phillip Merrill, of Maryland, to be President of the Export-Import Bank of the United States for the remainder of the term expiring January 20, 2005.

Cheryl Feldman Halpern, of New Jersey, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2008.

Susanne T. Marshall, of Virginia, to be Chairman of the Merit Systems Protection Board.

Tony Hammond, of Virginia, to be a Commissioner of the Postal Rate Commission for the remainder of the term expiring October 14, 2004.

Albert Casey, of Texas, to be a Governor of the United States Postal Service for a term expiring December 8, 2009.

W. Scott Railton, of Virginia, to be a Member of the Occupational Safety and Health Review Commission for a term expiring April 27, 2007.

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Messages From the House: Page S9594

Measures Placed on Calendar: Page S9561

Enrolled Bills Presented: Page S9594

Additional Cosponsors: Pages S9595–96

Statements on Introduced Bills/Resolutions: Pages S9596–97

Additional Statements: Pages S9590–94

Amendments Submitted: Pages S9597–S9649

**Adjournment:** Senate met at 1 p.m., and as a further mark of respect to the memory of the late Representative Patsy T. Mink, of Hawaii, in accordance with S. Res. 331, adjourned at 6:16 p.m., until 9:30 a.m., on Tuesday, October 1, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S9651).

## Committee Meetings

(Committees not listed did not meet)

### NOMINATIONS

*Committee on Armed Services:* On Friday, September 27, Committee concluded hearings on the nominations of General James L. Jones, Jr., USMC, for reappointment to the grade of general and to be Commander,

United States European Command and Supreme Allied Commander, Europe, Admiral James O. Ellis, Jr., USN, for reappointment to the grade of admiral and to be Commander, United States Strategic Command, Lieutenant General Michael W. Hagee, USMC, for appointment to the grade of general and to be Commandant of the Marine Corps, Charles S. Abell, of Virginia, to be Deputy Under Secretary of Defense for Personnel and Readiness, Thomas Forrest Hall, of Oklahoma, to be Assistant Secretary of Defense for Reserve Affairs, and Charles E. Erdmann, of Colorado, to be a Judge of the United States Court of Appeals for the Armed Forces, after the nominees testified and answered questions in their own behalf. Lieutenant General Michael W. Hagee was introduced by Senator Hutchison and Mr. Erdmann was introduced by Senator Burns.

### FEDERAL HIGHWAY AID

*Committee on Environment and Public Works:* Subcommittee on Transportation, Infrastructure, and Nuclear Safety concluded hearings to examine the conditions and performance of the federal-aid highway system and the challenges and strategies for enhancing mobility, after receiving testimony from Senator Byrd; Mary E. Peters, Administrator, Federal Highway Administration, Department of Transportation; JayEtta Z. Hecker, Director, Physical Infrastructure Issues, General Accounting Office; Joseph L. Perkins, Alaska Department of Transportation, Juneau, on behalf of the American Association of State Highway and Transportation Officials; Gordon Proctor, Ohio Department of Transportation, Columbus; and Thomas L. Jackson, American Society of Civil Engineers, and William Buechner, American Road and Transportation Builders Association, both of Washington, D.C.

### POSTAL SERVICE

*Committee on Governmental Affairs:* On Friday, September 27, Subcommittee on International Security, Proliferation and Federal Services concluded hearings to examine the annual report of the Postmaster General, focusing on the Postal Service Transformation Plan, the progress of cleaning anthrax-contaminated postal facilities, and further steps the Postal Service will take to reduce debt and increase financial transparency, after receiving testimony from John E. Potter, Postmaster General of the United States of America.

# House of Representatives

## Chamber Action

**Measures Introduced:** 5 public bills, H.R. 5499–5503; 1 resolution, H. Res. 564, were introduced. **Page H6783**

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

H.R. 4125, to make improvements in the operation and administration of the Federal courts (H. Rept. 107–700); and

H.R. 4561, to amend title 5, United States Code, to require that agencies, in promulgating rules, take into consideration the impact of such rules on the privacy of individuals (H. Rept. 107–701). **Page H6783**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he appointed Representative Dan Miller of Florida. **Page H6779**

**Questions of Privilege:** Representatives Visclosky and Obey announced their intention to offer privileged resolutions expressing a sense of the House dealing with the completion of the Labor, HHS, and Education Appropriations bill. **Pages H6779–80**

**Senate Messages:** Messages received from the Senate appear on page H6779.

**Referral:** S. 2237 was held at the desk. **Page H6779**

**Quorum Calls—Votes:** No quorum calls or recorded votes developed during the proceedings of the House today.

**Adjournment:** The House met at 2 p.m. and adjourned at 2:29 p.m.

## Committee Meetings

### OVERSIGHT—COMMERCIAL ACTIVITIES PANEL FINDINGS

*Committee on Government Reform:* On September 27, the Subcommittee on Technology and Procurement Policy held a hearing titled “An Oversight hearing to Review the Findings of the Commercial Activities Panel.” Testimony was heard from David M. Walker, Comptroller General, GAO; Angela Styles, Director, Office of Federal Procurement Policy, OMB; Joseph Sikes, Director, Competitive Sourcing and Privatization, Department of Defense; and public witnesses.

### COMMITTEE MEETINGS FOR TUESDAY OCTOBER 1, 2002

(Committee meetings are open unless otherwise indicated)

#### Senate

*Committee on Commerce, Science, and Transportation:* to hold hearings to examine the government’s role in promoting the future of the telecommunications industry and broadband deployment, 9:30 a.m., SR–253.

*Committee on Environment and Public Works:* to hold hearings to examine environmental standards for schools such as school siting in relation to toxic waste sites and green building codes, focusing on environmental and energy concerns relevant to school properties, 10 a.m., SD–406.

*Committee on Foreign Relations:* to hold hearings to examine the nominations of Gene B. Christy, of Texas, to be Ambassador to Brunei Darussalam; David L. Lyon, of California, to be Ambassador to the Republic of Fiji, and to serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, the Kingdom of Tonga, and Tuvalu; Charles Aaron Ray, of Texas, to be Ambassador to the Kingdom of Cambodia; and Grover Joseph Rees, of Louisiana, to be Ambassador to the Democratic Republic of East Timor, 2:30 p.m., SD–419.

*Committee on Indian Affairs:* business meeting to consider S. 2799, to provide for the use of and distribution of certain funds awarded to the Gila River Pima-Maricopa Indian Community; S. 2743, to approve the settlement of the water rights claims of the Zuni Indian Tribe in Apache County, Arizona; the nominations of Philip N. Hogen, of South Dakota, to be Chairman of the National Indian Gaming Commission, and Quanah Crossland Stamps, of Virginia, to be Commissioner of the Administration for Native Americans, Department of Health and Human Services, and other pending calendar business, 2:30 p.m., SR–485.

*Select Committee on Intelligence:* to resume joint hearings with the House Permanent Select Committee on Intelligence to examine events surrounding September 11, 2001, 10 a.m., SH–216.

*Committee on the Judiciary:* to hold hearings to examine recent Supreme Court jurisprudence on federalism issues, 11 a.m., SD–226.

Subcommittee on Immigration, to hold hearings to examine the detention and treatment of Haitian asylum seekers, 2:15 p.m., SD–226.

#### House

*Committee on Appropriations,* to continue mark up of the Transportation appropriations for fiscal year 2003, 2 p.m., 2359 Rayburn.

*Committee on Education and the Workforce,* Subcommittee on 21st Century Competitiveness, hearing on “Assuring Quality and Accountability in Postsecondary Education: Assessing the Role of Accreditation,” 2:30 p.m., 2175 Rayburn.

*Committee on Energy and Commerce*, Subcommittee on Oversight and Investigations, to continue hearings entitled “Capacity Swaps by Global Crossing and Qwest: Sham Transactions Designed to Boost Revenues?” 9 a.m., 2322 Rayburn.

Subcommittee on Telecommunications and the Internet, hearing entitled “Recording Industry Marketing Practices: A Check-up,” 10 a.m., 2123 Rayburn.

*Committee on Government Reform*, Subcommittee on National Security, Veterans Affairs and International Relations, hearing on Chemical and Biological Equipment: Preparing for a Toxic Battlefield, 10 a.m., 2247 Rayburn and, executive, to continue hearings on Chemical and Biological Equipment: Preparing for a Toxic Battlefield, 1 p.m., 2203 Rayburn.

Subcommittee on Technology and Procurement Policy, hearing on “Ensuring Coordination, Reducing Redundancy: A Review of OMB’s Freeze on IT Spending at Homeland Security Agencies;” 10 a.m., and to mark up

H.R. 2458, E-Government Act of 2001, 12 p.m., 2154 Rayburn.

*Committee on the Judiciary*, Subcommittee on Crime, Terrorism and Homeland Security, hearing and markup of H.R. 5422, Child Abduction Prevention Act, 4 p.m., 2237 Rayburn.

*Permanent Select Committee on Intelligence*, executive, briefing on Special Programs, 5:30 p.m., H-405 Rayburn.

### Joint Meetings

*Conference*: meeting of conferees on H.R. 4, to enhance energy conservation, research and development and to provide for security and diversity in the energy supply for the American people, 4 p.m., SR-325.

*Joint Meetings*: Senate Select Committee on Intelligence, to resume joint hearings with the House Permanent Select Committee on Intelligence to examine events surrounding September 11, 2001, 10 a.m., SH-216.

(House Program for Tuesday continued from page D1010)

- (10) H. Con. Res. 484, Expressing the sense of the Congress regarding personal safety for children;
- (11) H. Con. Res. 451, Recognizing the importance of teaching U.S history in schools;
- (12) H.R. 556, Unlawful Internet Gambling Funding Prohibition Act;
- (13) H. Res. 538, Honoring Johnny Unitas and extending condolences to his family;
- (14) H.R. 4851, Robert Wayne Jenkins Post Office Station, Tulsa, Oklahoma;
- (15) H. Res. 530, Congratulating the players, management, staff, and fans of the Oakland Athletics;
- (16) H.R. 5472, Protection of Family Farmers Act;
- (17) H.R. 5469, Suspension of the Librarian of Congress determination on the digital performance of sound and ephemeral recordings;
- (18) H.R. 4125, Federal Courts Improvement Act;
- (19) H.R. 2426, Remote Sensing Applications Act;
- (20) H.R. 5303, Charles "Pete" Conrad Astronomy Awards Act;
- (21) H. Con. Res. 476, Support for a day of tribute to all firefighters;
- (22) H.R. 5385, Miscellaneous Trade and Technical Corrections Act;

- (23) H.R. 2357, Houses of Worship Political Speech Protection Act;
- (24) H.R. 4944, Cedar Creek Battlefield and Belle Grove Plantation National Historical Park Act;
- (25) H.R. 5125, Civil War Battlefield Preservation Act;
- (26) H.R. 4874, Spirit Lake and Twin Lakes Land Adjustment Act;
- (27) H.R. 4141, Red Rock Canyon National Conservation Area Protection and Enhancement Act;
- (28) H.R. 4968, Federal-Utah State Trust Lands Consolidation Act;
- (29) H.R. 4129, Central Utah Project Completion Act Amendments Act;
- (30) H.R. 3802, Education Land Grant Conveyance Review Cost Act;
- (31) H. Con. Res. 425, Full Appropriation of State and tribal shares of the Abandoned Mine Reclamation Fund;
- (32) H.R. 3813, Coal Accountability and Retired Employee Act for the 21st Century;
- (33) H.R. 4830, Southern Campaign of the Revolution Heritage Area Study Act;
- (34) H.R. 4692, Andersonville National Historic Site Boundary Adjustment Act; and
- (35) H.R. 3534, Cherokee, Choctaw, and Chickasaw Nations Claims Settlement Act.

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*Next Meeting of the SENATE*

9:30 a.m., Tuesday, October 1

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10:30 a.m., Tuesday, October 1

## Senate Chamber

**Program for Tuesday:** After the transaction of any morning business (not to extend beyond 11 a.m.), Senate will continue consideration of H.R. 5005, Homeland Security Act, with a vote on the motion to close further debate on Gramm/Miller Amendment No. 4738 (to Amendment No. 4471) to occur at 12 noon.

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

## House Chamber

**Program for Tuesday:** Consideration of Suspensions:

- (1) H.R. 4793, Mosquito Abatement for Safety and Health;
- (2) H.R. 3450, Health Care Safety Net Improvement;
- (3) H. Res. 398, Recognizing the devastating impact of fragile X;
- (4) H. Con. Res. 291, Sense of the Congress with respect to endometriosis;
- (5) H.R. 4013, Rare Diseases Act;
- (6) H.R. 4014, Rare Diseases Orphan Product Development;
- (7) H.R. 5091, Canceling Loans to Allow School Systems to Attract Classroom Teachers;
- (8) H. Res. 561, Recognizing the contributions of Hispanic-serving institutions;
- (9) H. Res. 399, Honoring Cael Sanderson for his perfect collegiate wrestling record;

*(Continued on page D1009)*



## Congressional Record

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