

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.

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Messages From the House:

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Measures Referred:

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Measures Placed on Calendar:

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Executive Communications:

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Executive Reports of Committees:	Page S5650
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Statements on Introduced Bills/Resolutions:	Pages S5652–79
Additional Statements:	Pages S5645–48
Amendments Submitted:	Page S5679
Authority for Committees to Meet:	Pages S5679–80
Record Votes: 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: