

Daily Digest

HIGHLIGHTS

Senate passed H.R. 2660, Labor/HHS/Education Appropriations Act.

House committees ordered reported 10 sundry measures.

The House passed H.R. 2622, the Fair and Accurate Credit Transactions Act of 2003.

Senate

Chamber Action

Routine Proceedings, pages S11263–S11364

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 1603–1606 and S. Res. 222–223. **Pages S11349–50**

Measures Passed:

Labor, Health and Human Services, Education Appropriations: By a unanimous vote of 94 yeas (Vote No. 347), Senate passed H.R. 2660, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2004, after taking action on the following amendments proposed thereto:

Pages S11263–S11303, S11307–15, S11321–41

Adopted:

By 54 yeas to 45 nays (Vote No. 334), Harkin Amendment No. 1580 (to Amendment No. 1542), to protect the rights of employees to receive overtime compensation. **Pages S11263–69**

By 51 yeas to 44 nays (Vote No. 339), Corzine Amendment No. 1602 (to Amendment No. 1542), to restore cuts in student aid. **Pages S11263, S11274–75**

Subsequently, a unanimous-consent request was granted permitting Senator Murkowski to change her nay vote to a yea vote on Vote No. 339 changing the outcome of the vote to 51 yeas to 44 nays relative to Corzine Amendment No. 1602.

Page S11275

Dodd Modified Amendment No. 1572 (to Amendment No. 1542), to provide additional funding for grants to States under part B of the Individuals with Disabilities Education Act.

Pages S11263, S11273, S11275–80

Akaka Modified Amendment No. 1544 (to Amendment No. 1542), to provide funding for the Excellence in Economic Education Act of 2001.

Pages S11263, S11296

DeWine Modified Amendment No. 1560 (to Amendment No. 1542), to provide funds to support open control centers. **Pages S11263, S11296**

DeWine Modified Amendment No. 1578 (to Amendment No. 1542), to provide funding for the Underground Railroad Education and Cultural Program. **Pages S11263, S11296**

Kohl Modified Amendment No. 1558 (to Amendment No. 1542), to provide additional funding for the ombudsman program for the protection of vulnerable older Americans. **Pages S11263, S11296**

Mikulski Modified Amendment No. 1552 (to Amendment No. 1542), to provide for the conduct of studies concerning the program established under the Mammography Quality Standards Act of 1992.

Pages S11263, S11296

Subsequently, the amendment was further modified.

Stevens (for Collins/Feingold) Amendment No. 1616 (to Amendment No. 1542), to provide additional funding for grants for innovative programs to address dental workforce needs of designated dental health professional shortage areas. **Page S11297**

Stevens (for Inhofe) Amendment No. 1617 (to Amendment No. 1542), to provide additional funding for Impact Aid programs. **Page S11297**

Stevens (for Wyden) Amendment No. 1618 (to Amendment No. 1542), to provide for a report on the availability and affordability of products developed with public funding. **Page S11297**

Stevens (for Ensign) Amendment No. 1619 (to Amendment No. 1542), to provide for annually updated educational agency level census poverty data.

Page S11297

Stevens (for Specter) Amendment No. 1620 (to Amendment No. 1542), to provide an offset for additional spending. **Page S11297**

Ensign Amendment No. 1621 (to Amendment No. 1542), to provide funding for statewide, longitudinal data systems under section 208 of the Education Sciences Reform Act of 2002. **Pages S11309, S11311**

Harkin (for Bingaman) Amendment No. 1624 (to Amendment No. 1542), to provide funding for the Dropout Prevention Program. **Pages S11321–24**

Cantwell Modified Amendment No. 1612 (to Amendment No. 1542), to restore funding for certain programs under the Workforce Investment Act of 1998. **Pages S11321–24**

Harkin (for Mikulski) Amendment No. 1625 (to Amendment No. 1542), to provide for the conduct of studies concerning the program established under the Mammography Quality Standards Act of 1992. **Pages S11321–24**

Harkin (for Daschle) Amendment No. 1626 (to Amendment No. 1542), to provide funds for the conduct of a grant program to strengthen local capacity on Native American reservations to screen for and treat sexually transmitted diseases. **Pages S11321–24**

Harkin (for Dodd/Lincoln) Amendment No. 1627 (to Amendment No. 1542), to provide funding for newborn and child screening for heritable disorders. **Pages S11321–24**

Harkin (for Kennedy) Amendment No. 1628 (to Amendment No. 1542), to provide funding for the mass layoff statistics program. **Pages S11321–24**

Specter (for McCain/Bayh) Amendment No. 1629 (to Amendment No. 1542), to increase funding for the Special Volunteers for Homeland Security program. **Pages S11321–24, S11327–28**

Specter (for Campbell) Amendment No. 1548 (to Amendment No. 1542), to provide for the establishment of summer health career introductory programs for middle and high school students. **Pages S11321–24**

Specter Amendment No. 1630 (to Amendment No. 1542), to provide protection for nationals and residents of the Islamic Republic of Iran who are targets of persecution. **Pages S11321–24**

Harkin (for Schumer) Amendment No. 1631 (to Amendment No. 1542), to authorize funding for the Daniel Patrick Moynihan Global Affairs Institute Act. **Pages S11321–24**

Specter (for Sessions) Amendment No. 1632 (to Amendment No. 1542), to require the Centers for Disease Control and Prevention to prepare a comprehensive plan to address blood safety and injection safety in Africa under the Global AIDS Program. **Pages S11321–24**

Harkin (for Feingold) Amendment No. 1633 (to Amendment No. 1542), to require the Secretary of Labor, the Secretary of Health and Human Services, and the Secretary of Education to report to Congress on acquisitions made by each Department of articles, materials, or supplies manufactured outside the United States. **Pages S11321–24**

Harkin (for Boxer) Amendment No. 1569 (to Amendment No. 1542), to provide for a report concerning how Federal funds are expended relating to Hansen's Disease. **Pages S11321–24**

Harkin (for Hollings) Amendment No. 1634 (to Amendment No. 1542), to provide for the accurate and timely process of Medicare claims. **Pages S11321–24**

Specter (for Alexander/Dodd) Amendment No. 1635 (to Amendment No. 1542), to provide funding for the Child Abuse Prevention and Treatment Act. **Pages S11321–24**

Harkin (for Daschle) Amendment No. 1636 (to Amendment No. 1542), to provide additional funding to the Office of Minority Health to conduct a demonstration project to reduce SIDS disparity rates. **Pages S11321–24**

Harkin (for Kennedy) Amendment No. 1637 (to Amendment No. 1542), to provide funds for programs on community automatic external defibrillators. **Pages S11321–24**

Specter (for Bond/Clinton) Amendment No. 1638 (to Amendment No. 1542), to require the Department of Labor to cease the implementation of closing procedures for the Department of Labor Employment and Training Administration regional office in New York City, New York, and the Employment and Training Administration affiliate offices in Seattle, Washington, Kansas City, Missouri, and Denver, Colorado until September 30, 2004. **Pages S11321–24**

Harkin (for Feingold) Amendment No. 1639 (to Amendment No. 1542), to provide additional funding for the purchase of automatic external defibrillators and the training of individuals in cardiac life support in rural areas. **Pages S11321–24**

Reid Modified Amendment No. 1603 (to Amendment No. 1542), to increase funding for certain education and related programs. **Pages S11263, S11299–S11302, S11321–27**

Specter (for Chambliss) Amendment No. 1641 (to Amendment No. 1542), to reallocate funds within the CDC construction account. **Pages S11321–24**

Specter Amendment No. 1640 (to Amendment No. 1542), to allow continued funding of the Council on Graduate Medical Education. **Pages S11321–24**

Specter (for Roberts/Conrad) Amendment No. 1642 (to Amendment No. 1542), to provide funding

for the rural emergency medical service training and equipment assistance program. **Pages S11321–24**

Specter Amendment No. 1643 (to Amendment No. 1542), to provide an additional offset for increased spending. **Pages S11321–24**

Specter Amendment No. 1644 (to Amendment No. 1542), to provide for the issuance of rules relating to Personal Dust Monitor prototypes. **Pages S11321–24, S11328–29**

Harkin/Daschle Amendment No. 1645 (to Amendment No. 1542), to rename the NIH Muscular Dystrophy Cooperative Research (MDCRC) program in honor of the late Senator Paul D. Wellstone of Minnesota. **Pages S11329–30**

DeWine Amendment No. 1623 (to Amendment No. 1542), to increase funding for activities to prevent the mother-to-child transmission of HIV. **Pages S11321–24, S11330–31**

Specter Amendment No. 1542, in the nature of a substitute. **Pages S11263–S11303, S11307–15, S11321–31**

Rejected:

By 28 yeas to 67 nays (Vote No. 342), Durbin Amendment No. 1611 (to Amendment No. 1542), to prohibit funds appropriated in this Act from being used by the Department of Education to enforce any requirement under section 1116 of the Elementary and Secondary Education Act of 1965, or to implement penalties or sanctions under part A of title I of such Act, if the amount appropriated to carry out such part A for fiscal year 2004 is less than \$18,500,000,000. **Pages S11285–90, S11295–96**

By 7 yeas to 87 nays (Vote No. 344), Ensign Amendment No. 1585 (to Amendment No. 1542), to provide an additional \$100,000,000 to carry out the 21st Century Community Learning Centers Program under part B of title IV of the Elementary and Secondary Education Act of 1965. **Pages S11291–92, S11302–03, S11307**

Withdrawn:

Bingaman Amendment No. 1588 (to Amendment No. 1542), to increase funding for the Low Income Home Energy Assistance Program. **Pages S11297–99**

DeWine Amendment No. 1561 (to Amendment No. 1542), to provide funds to support graduate medical education programs in children's hospitals. **Pages S11263, S11331**

During consideration of this measure today, the Senate also took the following actions:

By 44 yeas to 53 nays (Vote No. 335), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 504 of H. Con. Res. 95, Congressional Budget Resolution, with respect to Schumer Amendment No. 1598 (to Amendment No. 1542), to provide additional for programs under the Ryan White Care Act. Subsequently, the point of order

that the amendment would exceed discretionary spending limits and thus be in violation of section 504 of H. Con. Res. 95, Congressional Budget Resolution, was sustained, and the amendment thus falls. **Pages S11263, S11269–70**

By 49 yeas to 46 nays (Vote No. 336), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 504 of H. Con. Res. 95, Congressional Budget Resolution, with respect to Reed Amendment No. 1595 (to Amendment No. 1542), to provide funding for home energy assistance needs under the Low-Income Home Energy Assistance Act of 1981. Subsequently, the point of order that the amendment would exceed discretionary spending limits and thus be in violation of section 504 of H. Con. Res. 95, Congressional Budget Resolution, was sustained, and the amendment thus falls. **Pages S11263, S11270–72**

By 47 yeas to 49 nays (Vote No. 337), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 302(f) of the Congressional Budget Act of 1974, with respect to Reed Amendment No. 1592 (to Amendment No. 1542), to increase funding for immunization services. Subsequently, the point of order that the amendment was in violation of section 302(f) of the Congressional Budget Act of 1974, was sustained, and the amendment thus falls. **Pages S11263, S11272–73**

By 47 yeas to 49 nays (Vote No. 338), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 504 of H. Con. Res. 95, Congressional Budget Resolution, with respect to Reed Amendment No. 1596 (to Amendment No. 1542), to increase funding for certain literacy, library, and museum programs. Subsequently, the point of order that the amendment would exceed discretionary spending limits and thus be in violation of section 504 of H. Con. Res. 95, Congressional Budget Resolution, was sustained, and the amendment thus falls. **Pages S11263, S11273–74**

By 46 yeas to 49 nays (Vote No. 340), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 504 of H. Con. Res. 95, Congressional Budget Resolution, with respect to Boxer/Lautenberg Amendment No. 1609 (to Amendment No. 1542), to provide additional funding for afterschool programs under the Elementary and Secondary Education Act of 1965. Subsequently, the point of order that the amendment would exceed discretionary spending limits and thus be in violation of section

504 of H. Con. Res. 95, Congressional Budget Resolution, was sustained, and the amendment thus falls.

Pages S11280–82, S11293–94

By 49 yeas to 46 nays (Vote No. 341), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 504 of H. Con. Res. 95, Congressional Budget Resolution, with respect to Landrieu Amendment No. 1610 (to Amendment No. 1542), to increase funding for the promoting safe and stable families program. Subsequently, the point of order that the amendment would exceed discretionary spending limits and thus be in violation of section 504 of H. Con. Res. 95, Congressional Budget Resolution, was sustained, and the amendment thus falls.

Pages S11282–85, S11294–95

By 43 yeas to 51 nays (Vote No. 343), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 504 of H. Con. Res. 95, Congressional Budget Resolution, with respect to Durbin Amendment No. 1613 (to Amendment No. 1542), to provide additional funding for teacher quality programs under the Elementary and Secondary Education Act of 1965 and the Higher Education Act of 1965 and for the Mathematics and Science Partnerships and the school leadership program under the Elementary and Secondary Education Act of 1965. Subsequently, the point of order that the amendment would exceed discretionary spending limits and thus be in violation of section 504 of H. Con. Res. 95, Congressional Budget Resolution, was sustained, and the amendment thus falls.

Pages S11290–91, S11302

By 46 yeas to 49 nays (Vote No. 345), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 504 of H. Con. Res. 95, Congressional Budget Resolution, with respect to Landrieu Amendment No. 1614 (to Amendment No. 1542), to provide additional funds for programs relating to West Nile Virus and to fund the Mosquito Abatement for Safety and Health Act. Subsequently, the point of order that the amendment would exceed discretionary spending limits and thus be in violation of section 504 of H. Con. Res. 95, Congressional Budget Resolution, was sustained, and the amendment thus falls.

Pages S11292–93, S11308–09

By 52 yeas to 43 nays (Vote No. 346), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive section 502(c)(5) of H. Con. Res. 95, Congressional Budget Resolution, with respect to the emergency designation provision in Specter Amendment No. 1622 (to Amendment No. 1542), to increase funding for the National Institutes of Health.

Subsequently, a point of order that the emergency designation provision would violate section 502(c)(5) of H. Con. Res. 95 was sustained and the provision was stricken. Also, the Chair sustained a point of order that the amendment would exceed the subcommittee's 302(b) allocation and the amendment thus falls.

Pages S11309–11, S11311–15

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Specter, Cochran, Gregg, Craig, Hutchison, Stevens, DeWine, Shelby, Domenici, Harkin, Hollings, Inouye, Reid, Kohl, Murray, Landrieu, and Byrd.

Page S11341

FCC Media Ownership—Agreement: A unanimous-consent agreement was reached providing that at 1 p.m., on Thursday, September 11, 2003, Senate will consider S.J. Res. 17, disapproving the rule submitted by the Federal Communications Commission with respect to broadcast media ownership, with three hours of debate; following which, Senate will resume consideration of the resolution at 4:30 p.m., on Monday, September 15, 2003, with 60 minutes of debate remaining, the bill be read a third time, and a vote occur on final passage.

Page S11315

Energy and Water Development Appropriations Agreement: A unanimous-consent agreement was reached providing that following consideration of S.J. Res. 17 (listed above), on Thursday, September 11, 2003, Senate will consider H.R. 2754, making appropriations for energy and water development for the fiscal year ending September 30, 2004.

Page S11315

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

Transmitting, pursuant to law, a report relative to the national emergency with respect to the terrorist attacks of September 11, 2001; to the Committee on Banking, Housing, and Urban Affairs. (PM–48)

Page S11345

Nominations Received: Senate received the following nominations:

Ben S. Bernanke, of New Jersey, to be a Member of the Board of Governors of the Federal Reserve System for a term of fourteen years from February 1, 2004. (Reappointment)

Roger Walton Ferguson, Jr., of Massachusetts, to be Vice Chairman of the Board of Governors of the Federal Reserve System for a term of four years. (Reappointment)

Routine lists in the Army, Coast Guard.

Pages S11315–20

Messages From the House:

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Measures Placed on Calendar:	Page S11345
Additional Cosponsors:	Page S11350
Statements on Introduced Bills/Resolutions:	Pages S11351–55
Additional Statements:	Pages S11344–45
Amendments Submitted:	Pages S11355–61
Authority for Committees to Meet:	Page S11361
Privilege of the Floor:	Page S11361
Record Votes: Fourteen record votes were taken today. (Total—347)	Pages S11269–70, S11272–75, S11294–96, S11302, S11307–09, S11315, S11341

Adjournment: Senate met at 9:30 a.m., and adjourned at 8:54 p.m., until 8:30 a.m., on Thursday, September 11, 2003. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S11315.)

Committee Meetings

(Committees not listed did not meet)

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following bills:

H.R. 4, to reauthorize and improve the program of block grants to States for temporary assistance for needy families, improve access to quality child care, with an amendment in the nature of a substitute; and

S. 622, to amend title XIX of the Social Security Act to provide families of disabled children with the opportunity to purchase coverage under the Medicaid

program for such children, with an amendment in the nature of a substitute.

2003 BLACKOUTS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management, the Federal Workforce and the District of Columbia concluded a hearing on the cause of the August 2003 Northeast blackouts, and the response and role of the federal government to ensure that blackouts of this magnitude do not occur again, focusing on the U.S.-Canada Power Outage Task Force investigation into the August 14th blackout, after receiving testimony from Kyle E. McSlarrow, Deputy Secretary of Energy; Pat Wood III, Chairman, Federal Energy Regulatory Commission; Alan R. Schriber, Public Utilities Commission of Ohio, Columbus; James Y. Kerr II, North Carolina Utilities Commission, Raleigh; James P. Torgerson, Midwest Independent Transmission System Operator, Inc., Carmel, Indiana; William J. Museler, New York Independent System Operator, Schenectady; and Mark N. Cooper, Consumer Federation of America, and Craig A. Glazer, PJM Interconnection, L.L.C., both of Washington, D.C.

TERRORISM

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded a hearing to examine terrorism two years after 9/11, focusing on institutionalized Islam, Saudi Arabia, and foreign sponsorship of a militant Islamic agenda in the United States, after receiving testimony from Simon Henderson, Saudi Strategies, London, United Kingdom; and Matthew Epstein, The Investigative Project, Washington, D.C.

House of Representatives

Chamber Action

Measures Introduced: 21 public bills, H.R. 3054–3074 and; 4 resolutions, H. Con. Res. 276–277, and H. Res. 365–366 were introduced.

Pages H8174–75

Additional Cosponsors: Pages H8175–76

Reports Filed: Reports were filed as follows:

Supplemental report on H.R. 1038, to increase the penalties to be imposed for a violation of fire regulations applicable to the public lands, National Park System lands, or National Forest System lands when the violation results in damage to public or

private property, to specify the purpose for which collected fines may be used, (H. Rept. 108–218, Pt. 2).

Page H8174

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

Page H8089

Chaplain: The prayer was offered today by the Reverend Dr. Kathryn A. Towne, President, Life in Faith and Trust Ministries in Lakewood Colorado.

Page H8089

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

Native American Veteran Housing Loan Program: H.R. 2595, to restore the operation of the Native American Veteran Housing Loan Program during fiscal year 2003 to the scope of that program as in effect on September 30, 2002; **Pages H8091–94**

Health Care for Veterans of Project 112/Project SHAD Act of 2003: H.R. 2433, amended, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to provide veterans who participated in certain Department of Defense chemical and biological warfare testing to be provided health care for illness without requirement for proof of service-connection. Agreed to amend the title so as to read: “A bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to provide veterans who participated in certain Department of Defense chemical and biological warfare testing with health care for their illness without requirement for proof of service-connection, and for other purposes.”; **Pages H8094–97**

Federal Annuity Payments: H.R. 978, to amend chapter 84 of title 5, United States Code, to provide that certain Federal annuity computations are adjusted by 1 percentage point relating to periods of receiving disability payments; **Pages H8097–98**

Congratulating Rafael Palmeiro: H. Res. 315, congratulating Rafael Palmeiro of the Texas Rangers for hitting 500 major league home runs and thanking him for being a role model for the Cuban American community, as well as for all Americans; **Pages H8098–H8101**

Commending the Clemson University Tigers men’s golf team: H. Res. 266, commending the Clemson University Tigers men’s golf team for winning the 2003 National Collegiate Athletic Association Division I Men’s Golf Championship; and **Pages H8101–03**

Welcoming His Holiness the Fourteenth Dalai Lama: H. Res. 359, welcoming His Holiness the Fourteenth Dalai Lama and recognizing his commitment to non-violence, human rights, freedom, and democracy (agreed to by a ye-and-nay vote of 421 yeas with none voting nay, Roll No. 492). **Pages H8103–07, H8116–17**

Department of Homeland Security Appropriations—Motion To Go to Conference: The House disagreed to the Senate amendment to H.R. 2555, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2004, and agreed to a conference. **Pages H8107–11, H8117–18**

The House agreed to the Sabo motion to instruct conferees to require the managers on the part of the House to insist on inclusion of the highest possible

level of funding for each Homeland Security, preparedness and disaster response program within Title II, III and IV and on inclusion of House General Provision 521 by a ye-and-nay vote of 347 yeas to 74 nays, Roll No. 494. **Pages H8107–11, H8117–18**

Appointed as conferees: Rogers (KY), Young (FL), Wolf, Wamp, Latham, Emerson, Granger, Sweeney, Sherwood, Sabo, Price (NC), Serrano, Roybal-Allard, Berry, Mollohan, and Obey. **Page H8118**

Tax Relief, Simplification, and Equity Act Motion To Instruct Conferees: The House rejected the Ruppertsberger motion to instruct conferees on H.R. 1308, Tax Relief, Simplification, and Equity Act of 2003 by a ye-and-nay vote of 206 yeas to 213 nays, Roll No. 493. **Page H8117**

Later the House rejected the Davis of Tennessee motion to instruct conferees on the bill by a ye-and-nay vote of 195 yeas to 214 nays, Roll No. 501). **Pages H8178–82, H8190**

Fair and Accurate Credit Transactions Act of 2003: The House passed H.R. 2622, to amend the Fair Credit Reporting Act, to prevent identity theft, improve resolution of consumer disputes, improve the accuracy of consumer records, make improvements in the use of, and consumer access to, credit information by a ye-and-nay vote of 392 yeas to 30 nays, with one voting “present”, Roll No. 499. **Pages H8111–16, H8118–67**

Pursuant to the rule, the amendment in the nature of a substitute recommended by the Committee on Financial Services, now printed in the bill was considered as an original bill for the purpose of amendment and was agreed to by a voice vote. **Pages H8131–39**

Agreed to:

Oxley amendment, No. 17 printed in the Congressional Record of September 9, that clarifies the language of various provisions in the bill; **Pages H8139–40**

Frank of Massachusetts amendment, No. 6 printed in the Congressional Record of September 9, that requires regional credit bureaus be required to give consumers a free copy of their credit report each year, in addition to the three nationwide bureaus (agreed to by a recorded vote of 235 yeas to 186 noes, with one voting “present”, Roll No. 497); and **Pages H8161, H8165–66**

Ney amendment, No. 12 printed in the Congressional Record of September 9, that makes provisions regarding free credit reports and consumer access to credit scores a national standard by preempting any future state laws (agreed to by a recorded vote of 233 yeas to 189 noes, with one voting “present”, Roll No. 498). **Pages H8149–51, H8166**

Rejected:

Waters amendment, No. 8 printed in the Congressional Record of September 9, that would have specified that the law does not preempt California's financial privacy law or the state's Consumer Credit Reporting Agencies Act; **Pages H8140–45**

Sanders amendment, No. 4 printed in the Congressional Record of September 9, that prohibits credit card companies from raising annual percentage rates or introductory annual percentage rates except for reasons directly related to that credit card account or a late payment on another credit card or debt (rejected by a recorded vote of 142 ayes to 272 noes, with one voting "present", Roll No. 495); and **Pages H8152–58, H8164**

Kanjorski amendment, No. 1 printed in the Congressional Record of September 9, that inserts a sunset provision on the Uniform National Consumer Protection standards (rejected by a recorded vote of 112 ayes to 310 noes, with one voting "present", Roll No. 496). **Pages H8158–60, H8164–65**

Withdrawn:

Lee amendment, No. 15 printed in the Congressional Record of September 9, that was offered and subsequently withdrawn, that sought to exempt the California Financial Information Privacy Act and any law of other states that is similar to the California law; **Pages H8145–49**

Royce amendment, No. 11 printed in the Congressional Record of September 9, that was offered and subsequently withdrawn, that sought to require entities that furnish information to credit bureaus to reinvestigate any disputed information after the consumer has asked for a reinvestigation that fails to resolve the dispute; **Pages H8151–52**

Kelly amendment, No. 16 printed in the Congressional Record of September 9, that was offered but subsequently withdrawn, that sought to allow for regulatory authority to adjust response time for requests for free credit reports whenever the national credit bureaus experience a high volume of such requests; **Pages H8156–58**

Inslee amendment, No. 3 printed in the Congressional Record of September 9, that was offered and subsequently withdrawn, that sought to require agencies with terrorism investigatory powers that receive credit reports as part of their investigations to submit semiannual reports to Congress; and **Page H8160**

Tauscher amendment, No. 9 printed in the Congressional Record of September 9, that was offered and subsequently withdrawn, that sought to allow consumers to have a notice placed in their credit file that states that no credit may be offered before reasonable procedures are taken to confirm the consumer's identity. **Page H8163**

The House agreed by unanimous consent that the Clerk be authorized to make technical and conforming changes as may be necessary to reflect the actions of the House. **Page H8167**

H. Res. 360, the rule providing for consideration of the bill was agreed to by voice vote. **Page H8116**

The House later agreed by unanimous consent to limit the time for debate on amendments. **Page H8145**

National Defense Authorization Act—Motion To Instruct Conferees: The House passed the Edwards motion to instruct conferees on H.R. 1588, National Defense Authorization Act for Fiscal Year 2004 by a yea-and-nay vote of 406 yeas with none voting nay, Roll No. 500. **Pages H8167–71, H8177–78, H8189–90**

Medicare Prescription Drug Benefit—Motion To Instruct Conferees: The House rejected the Michaud motion to instruct conferees on H.R. 1, Medicare Prescription Drug and Modernization Act of 2003 by a yea-and-nay vote of 189 yeas to 220 nays, Roll No. 502). **Pages H8182–89, H8190–91**

Order of Business—H.R. 911: The House agreed by unanimous consent that it be in order at any time without intervention of any point of order to consider in the House H.R. 911, to authorize the establishment of a memorial to victims who died as a result of terrorist acts against the United States or its people, at home or abroad; that the bill be considered as read; that the amendment placed at the desk be considered as read and adopted; and that the previous question be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Resources; and (2) one motion to recommit. **Page H8191**

Order of Business—True American Heroes Act of 2003: The House agreed by unanimous consent that it be in order at any time without intervention of any point of order to consider in the House, H.R. 1538, to posthumously award congressional gold medals to government workers and others who responded to the attacks on the World Trade Center and the Pentagon and perished and to people aboard United Airlines Flight 93 who helped resist the hijackers and caused the plane to crash, to require the Secretary of the Treasury to mint coins in commemoration of the Spirit of America, recognizing the tragic events of September 11, 2001; that the bill be considered as read for amendment; and that the previous question be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of

the Committee on Financial Services; and (2) one motion to recommit. **Page H8191**

Presidential Message: Read a message from the President wherein he transmitted a notice of the necessity of continuing in effect after September 14, 2003, the national emergency with respect to the terrorist threat—referred to the Committee on International Relations and ordered printed (H. Doc 108–124). **Page H8192**

Senate Message: Message received from the Senate today appears on page H8089.

Adjournment: The House met at 10 a.m. and adjourned at 11:59 p.m.

Committee Meetings

BUDGET, WASTE, FRAUD, AND ABUSE LETTER

Committee on Agriculture: Approved the Budget, Waste, Fraud and Abuse letter to be forwarded to the Committee on the Budget.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 3038, Health Care Safety Net Amendments Technical Corrections Act of 2003; H.R. 3034, amended, National Bone Marrow Donor Registry Reauthorization Act; H.R. 1813, Torture Victims Relief Reauthorization Act of 2003; and H.R. 1260, Animal Drug User Fee Act.

GOVERNMENT SPONSORED ENTERPRISES

Committee on Financial Services: Held a hearing on the Department of the Treasury's views on the regulation of government sponsored enterprises. Testimony was heard from John W. Snow, Secretary of the Treasury; and Mel R. Martinez, Secretary of Housing and Urban Development.

DEPARTMENT OF HOMELAND SECURITY—DEVELOPING SOUND BUSINESS PRACTICES

Committee on Government Reform: Subcommittee on Government Efficiency and Financial Management held an oversight hearing entitled “Developing Sound Business Practices at the Department of Homeland Security.” Testimony was heard from Linda Springer, Controller, Office of Federal Financial Management, OMB; McCoy Williams, Director, Financial Management and Assurance Team, GAO; and the following officials of the Department of Homeland Security: Bruce Carnes, Chief Financial Officer; and Richard Berman, Assistant Inspector General, Audit.

TAINTED POLIO VACCINE—INCREASE IN CANCER

Committee on Government Reform: Subcommittee on Human Rights and Wellness held a hearing entitled “The SV-40 Virus: Has Tainted Polio Vaccine Caused an Increase in Cancer?” Testimony was heard from James Goedert, M.D., Chief, Viral Epidemiology, National Cancer Institute, Department of Health and Human Services; and public witnesses.

WORM AND VIRUS DEFENSE

Committee on Government Reform: Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census held a hearing entitled “Worm and Virus Defense: How Can We Protect the Nation's Computers From These Threats?” Testimony was heard from Robert Dacey, Director, IT Security, GAO; Lawrence Hale, Director, FedCIRC, Department of Homeland Security; Norman Lorentz, Acting Administrator, Electronic Government and Information Technology, OMB; John Malcolm, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 1038, amended, Public Lands Fire Regulations Enforcement Act of 2003; H.J. Res. 63, Compact of Free Association Amendments Act of 2003; H.R. 2134, amended, Bail Bond Fairness Act of 2003; H.R. 3036, amended, to authorize appropriations for the Department of Justice for fiscal years 2004 through 2005; H.R. 2152, to amend the Immigration and Nationality Act to extend for an additional 5 years the special immigrant religious worker program; and H.R. 2714, State Justice Institute Reauthorization Act of 2003.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Water and Power held a hearing on the following bills: H.R. 142, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Inland Empire regional water recycling project, to authorize the Secretary to carry out a program to assist agencies in projects to construct regional brine lines in California, and to authorize the Secretary to participate in the Lower Chino Dairy Area desalination demonstration and reclamation project; H.R. 1156, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to increase the ceiling on the Federal share of the costs of phase I of the Orange County, California, Regional Water Reclamation Project; H.R. 2960, to amend the Reclamation Wastewater and Groundwater Study and

Facilities Act to authorize the Secretary of the Interior to participate in the Brownsville Public Utility Board water recycling and desalinization project; and H.R. 2991, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of Interior to participate in the Inland Empire regional recycling project in the Cucamonga County Water District recycling project. Testimony was heard from Representatives Dreier, Gary G. Miller of California; Loretta Sanchez of California, and Ortiz; William Rinne, Deputy Commissioner, Operations, Bureau of Reclamation, Department of the Interior; and public witnesses.

COLUMBIA REPORT—NASA'S RESPONSE

Committee on Science: Held a hearing on NASA's Response to the Columbia Report. Testimony was heard from Sean O'Keefe, Administrator, NASA; and Adm. Harold W. Gehman, Jr., USN (Ret.), Chairman, Columbia Accident Investigation Board.

WTO'S CHALLENGE TO FSC/ETI RULES

Committee on Small Business: Held a hearing on the WTO's Challenge to the FSC/ETI Rules and the Effect on America's Small Businesses. Testimony was heard from Senator Levin; Representative Crane; and public witnesses.

OVERSIGHT—JFK CENTER FOR PERFORMING ARTS REAUTHORIZATION

Committee on Transportation and Infrastructure: Subcommittee on Economic Development, Public Buildings and Emergency Management held an oversight hearing on Reauthorization of the John F. Kennedy Center for Performing Arts. Testimony was heard from Mark Goldstein, Acting Director, Physical Infrastructure Team, GAO; and Michael Kaiser, President, John F. Kennedy Center for the Performing Arts.

PERSPECTIVES ON 9-11

Select Committee on Homeland Security: Held a hearing entitled "Perspectives on 9-11: Building Effectively on Hard Lessons." Testimony was heard from James Gilmore III, former Governor, State of Virginia, and Chairman, Advisory Panel to Assess Domestic Response Capabilities for Terrorism Involving Weapons of Mass Destruction; and Eleanor Hill, Staff Director, Joint Intelligence Committee Inquiry.

COMMITTEE MEETINGS FOR THURSDAY, SEPTEMBER 11, 2003

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Armed Services: to hold a closed briefing on lessons learned regarding Operation Iraqi Freedom, 3 p.m., SR-222.

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Forests, to hold hearings to examine S. 849, to provide for a land exchange in the State of Arizona between the Secretary of Agriculture and Yavapai Ranch Limited Partnership, S. 511, to provide permanent funding for the Payment In Lieu of Taxes program, S. 432, to authorize the Secretary of the Interior and the Secretary of Agriculture to conduct and support research into alternative treatments for timber produced from public lands and lands withdrawn from the public domain for the National Forest System, and S. 1582, to amend the Valles Preservation Act to improve the preservation of the Valles Caldera, 2:30 p.m., SD-366.

Committee on Foreign Relations: to hold hearings to examine U.S.-China relations, 9:30 a.m., SD-419.

Committee on Veterans' Affairs: to hold hearings to examine the Department of Veterans Affairs' Capital Asset Realignment for Enhanced Services (CARES) Initiative, 2 p.m., SR-418.

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

House

Committee on Education and the Workforce, Subcommittee on 21st Century Competitiveness, hearing on "The Expanding Opportunities in Higher Education Act of 2003," 9:30 a.m., 2175 Rayburn.

Committee on Energy and Commerce, Subcommittee on Telecommunications and the Internet, hearing on H.R. 2898, E-911 Implementation Act of 2003, 9:30 a.m., 2123 Rayburn.

Committee on the Judiciary, Subcommittee on Immigration, Border Security, and Claims, to mark up H.R. 2359, Basic Pilot Extension Act of 2003; followed by an oversight hearing on "Should There Be a Social Security Totalization Agreement with Mexico?" 11 a.m., 2237 Rayburn.

Committee on Resources, Subcommittee on Fisheries Conservation, Wildlife and Oceans, hearing on H. Con. Res. 268, expressing the sense of the Congress regarding the imposition of sanctions on nations that are undermining the effectiveness of conservation and management measures for Atlantic highly migratory species, including marlin, adopted by the International Commission for the Conservation of Atlantic Tunas and that are threatening the continued viability of United States commercial and recreational fisheries, 10 a.m., 1324 Longworth.

Next Meeting of the SENATE

8:30 a.m., Thursday, September 11

Senate Chamber

Program for Thursday: During the transaction of any morning business (not to extend beyond 11:45 a.m.), Senate will observe the anniversary of the September 11, 2001 tragedy with moments of silence to occur at the following times: 8:46 a.m., 9:03 a.m., 9:38 a.m., and 10:06 a.m.

At 1 p.m., Senate will begin consideration of S.J. Res. 17, FCC Media Ownership; following which, Senate will consider H.R. 2754, Energy and Water Development Appropriations.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Thursday, September 11

House Chamber

Program for Thursday: Consideration of H.R. 911, to authorize the establishment of a memorial to victims who died as a result of terrorist acts against the United States or its people, at home or abroad; and

Consideration of H.R. 1538, True American Heroes Act of 2003.



Congressional Record

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