

John M. Ordway, of California, to be Ambassador to the Republic of Kazakhstan.

32 Army nominations in the rank of general.

5 Marine Corps nominations in the rank of general.

Routine lists in the Air Force, Navy. **Page S2752**

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Measures Referred: **Pages S2710–11**

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Statements on Introduced

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Record Votes: Nineteen record votes were taken today. (Total—59) **Page S2640, S2641, S2643, S2644, S2645, S2646, S2647, S2648, S2651, S2653, S2666, S2667–68, S2671, S2675–76, S2699**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 1:44 a.m., on Friday, March 12, 2004, until 10 a.m., on the same day. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S2752.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS: FOREST SERVICE

*Committee on Appropriations:* Subcommittee on Interior and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the Forest Service of the Department of Agriculture, after receiving testimony from Dale N. Bosworth, Chief, Forest Service, and Mark E. Rey, Under Secretary for Natural Resources and Environment, both of the Department of Agriculture.

### APPROPRIATIONS: NASA

*Committee on Appropriations:* Subcommittee on VA, HUD, and Independent Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the National Aeronautics and Space Administration (NASA), after receiving testimony from Sean O'Keefe, Administrator, National Aeronautics and Space Administration.

### APPROPRIATIONS: LIBRARY OF CONGRESS

*Committee on Appropriations:* Subcommittee on Legislative Branch concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the Library of Congress, after receiving testimony from James H. Billington, Librarian of Congress; and Donald L. Scott, Deputy Librarian of Congress.

### DEFENSE AUTHORIZATION

*Committee on Armed Services:* Committee concluded a hearing to examine the Defense Authorization Request for fiscal year 2005, focusing on missile defense after receiving testimony from Michael W. Wynne, Acting Under Secretary of Defense for Acquisition, Technology and Logistics; Admiral James O. Ellis, Jr., USN, Commander, United States Strategic Command; Thomas P. Christie, Director, Operational Test and Evaluation; Lieutenant General Ronald T. Kadish, USAF, Director, Missile Defense Agency; and Lieutenant General Larry J. Dodgen, USA, Commander, Space and Missile Defense Command.

### DEFENSE AUTHORIZATION

*Committee on Armed Services:* Subcommittee on Airland concluded a hearing to examine the defense authorization request for fiscal year 2005 and the future years defense program, focusing on Army Transformation, after receiving testimony from Claude M. Bolton, Jr., Assistant Secretary of the Army for Acquisition, Logistics and Technology; General George W. Casey, Jr., USA, Vice Chief of Staff, United States Army; and Major General John M. Curran, USA, Director, Future Centers, Headquarters, U.S. Army Training and Doctrine Command.

### PRESCRIPTION DRUG IMPORTATION

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine prescription drug importation and related matters, focusing on reducing drug costs, safety concerns relating to importation, recent action by the States, drug counterfeiting, and the Medicare importation study and task force, after receiving testimony from Representatives Burton and Sanders; and Mark B. McClellan, Commissioner, Food and Drug Administration, Department of Health and Human Services.

### ABANDONED MINE LANDS PROGRAM

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine S. 2086, to amend the Surface Mining Control and Reclamation Act of 1977 to improve the reclamation of abandoned mines, and S.2049, to amend the Surface Mining Control and Reclamation Act of 1977 to reauthorize collection of reclamation fees, revise the abandoned

mine reclamation program, promote reining, authorize the Office of Surface Mining to collect the black lung excise tax, and make sundry other changes, after receiving testimony from Jeffrey D. Jarrett, Director, Office of Surface Mining, Department of the Interior; Steve Hohmann, Director, Kentucky Department for Surface Mining and Enforcement, Frankfort, on behalf of the Interstate Mining Compact Commission and the National Association of Abandoned Mine Land Programs; Evan J. Green, Wyoming Department of Environmental Quality, Cheyenne; Joe Shirley, Jr., Navajo Nation, Washington, D.C.; Charles Gauvin, Trout Unlimited, Arlington, Virginia; and Micheal Buckner, United Mine Workers of America, Fairfax, Virginia.

#### NOMINATION

*Committee on Energy and Natural Resources:* Committee concluded a hearing to examine the nomination of Sue Ellen Wooldridge, of Virginia, to be Solicitor of the Department of the Interior, after the nominee testified and answered questions in her own behalf.

#### POSTAL REFORM

*Committee on Governmental Affairs:* Committee resumed hearings to examine U.S. Postal Service reform issues, focusing on sustaining the 9 million

jobs in the \$900 billion mailing industry, after receiving testimony from Frederick W. Smith, FedEx Corporation, Memphis, Tennessee; Michael L. Eskew, United Parcel Service, Atlanta, Georgia; Gary M. Mulloy, ADVO, Inc., Windsor, Connecticut; Gary B. Pruitt, McClatchy Company, Sacramento, California, on behalf of the Newspaper Association of America; and H. Robert Wientzen, Direct Marketing Association, New York, New York.

#### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the nominations of William James Haynes II, of Virginia, to be United States Circuit Judge for the Fourth Circuit, Diane S. Sykes, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit, James L. Robart, to be United States District Judge for the Western District of Washington, and Juan R. Sanchez and Lawrence F. Stengel, both to be a United States District Judge for the Eastern District of Pennsylvania.

#### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

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## House of Representatives

### *Chamber Action*

**Measures Introduced:** 30 public bills, H.R. 3936–3965; and 9 resolutions, H.J. Res. 89–90; H. Con. Res. 382–384, and H. Res. 557–560, were introduced.

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**Additional Cosponsors:**

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

H.R. 3261, to prohibit the misappropriation of certain databases, amended adverse (H. Rept. 108–421, Pt. 2).

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**Broadcast Decency Enforcement Act of 2004:**

The House passed H.R. 3717, to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language, by a recorded vote of 391 ayes to 22 noes with one voting “present”, Roll No. 55.

**Pages H1015–35**

Agreed to amend the title so as to read: to increase the penalties for violations by television and

radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane material.

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The amendment in the nature of a substitute recommended by the Committee on Energy and Commerce now printed in the bill was considered as an original bill for the purpose of amendment.

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Agreed to:

Upton amendment that preserves a licensee’s right of a license to appeal a forfeiture order issued by the FCC for the broadcast of obscene, indecent, or profane material before the existence of such an order can be used in a license application proceeding, renewal proceeding, or revocation proceeding and also requires the FCC to provide Congress with information related to the number of times that violators refuse to pay a forfeiture order and that the FCC refers such orders to collections; and

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Sessions amendment that directs the GAO to study and report within one year the number of complaints concerning the broadcasting of obscene,