

S. CON. RES. 116

*Resolved by the Senate (the House of Representatives concurring),* That when the Senate recesses or adjourns on Wednesday, June 9, 2004, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, June 14, 2004, or at such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the House adjourns on the legislative day of Wednesday, June 9, 2004, it stand adjourned until 12:30 p.m. on Monday, June 14, 2004, for morning-hour debate, or until the time of any reassembly pursuant to section 2 or this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate whenever, in their opinion, the public interest shall warrant it.

The SPEAKER pro tempore. Without objection, the Senate concurrent resolution is concurred in.

There was no objection.

A motion to reconsider was laid on the table.

#### GENERAL LEAVE

Mr. DELAY. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on H. Res. 664.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

#### LEGISLATIVE PROGRAM

(Mr. HOYER asked and was given permission to address the House for 1 minute.)

Mr. HOYER. Mr. Speaker, I rise to inquire of the majority leader the schedule for the week to come.

I will say at the beginning when the majority leader got up to ask unanimous consent, I thought maybe something had happened and he was going to ask unanimous consent to have me give him the schedule. But hope springs eternal.

Mr. DELAY. Mr. Speaker, will the gentleman yield?

Mr. HOYER. I yield to the gentleman from Texas.

Mr. DELAY. Mr. Speaker, I appreciate the gentleman for yielding to me and dreaming.

Mr. Speaker, the House will convene on Monday at 12:30 p.m. for morning hour and 2 p.m. for legislative business. We will consider several measures under suspension of the rules. A final list of those bills will be sent to the Members' office by the end of this week. Any votes called on these measures will be postponed until 6:30 p.m.

On Tuesday and the balance of the week, we plan to consider several bills under a rule: H.R. 4513, the Renewable Energy Project Siting Improvement Act; H.R. 4503, the Energy Policy Act; H.R. 4517, the U.S. Refinery Revitalization Act; and H.R. 4529, the Arctic Coastal Plain Domestic Energy Security and Abandoned Mine Lands Reclamation Reform Act.

In addition, we expect to consider H.R. 4520, the American Jobs Creation Act, the fiscal year 2005 Department of Interior appropriations bill, and the fiscal year 2005 Department of Homeland Security appropriations bill as well.

And, finally, I would like to make all Members aware that we will have votes next Friday perhaps well into the afternoon.

I thank the gentleman for yielding to me and would be happy to answer any questions he may have.

Mr. HOYER. Mr. Speaker, I thank the gentleman and tell him that we simply refer to it as the ANWR bill. It is so much easier.

Mr. Speaker, the majority leader has listed several pieces of energy legislation for consideration next week. Can he tell us the procedures that he anticipates these bills will be considered; specifically will amendments and/or substitutes be allowed, and will the rule bundle the bills to send them over to the other body, or will we pass them seriatim one at a time to the other body?

Mr. DELAY. Mr. Speaker, will the gentleman yield?

Mr. HOYER. I yield to the gentleman from Texas.

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Mr. DELAY. Mr. Speaker, I appreciate the gentleman yielding. I can say that substitutes would certainly be allowed, I would assume. I do not want to preempt what the Committee on Rules might do. As far as amendments to these bills, I would have to refer to the Committee on Rules, as we do not know what they might rule.

Mr. HOYER. Mr. Speaker, reclaiming my time, I thank the gentleman. I would hope that perhaps we could, particularly in light of the fact that these bills, although they are component parts, as I understand, of the larger energy bill that passed the House, but because they are not going to be considered in committee, that there would be some more flexibility as to the possibility of amendments in that regard.

The gentleman did not answer, because perhaps he does not know at this point in time. Is it our expectation that the energy bills the gentleman referenced would be sent to the Senate separately as individual bills, or would the rule bundle them at the end? I yield to the gentleman from Texas.

Mr. DELAY. Mr. Speaker, I appreciate the gentleman yielding. No decision has been made, but I think the gentleman can assume that these bills will be sent separately to the Senate.

Mr. HOYER. Mr. Speaker, with respect to the appropriation bills, two are listed for next week, Interior and Homeland Security. Does the gentleman think it is possible that we will get to the Defense bill next week, or not?

Mr. DELAY. Mr. Speaker, if the gentleman will yield, I cannot foresee that we could get to the Department of Defense appropriations bill next week with all of the bills that we are trying to get to the floor, but I do anticipate the Department of Defense appropriations bill being one of the first bills we would do the following week.

Mr. HOYER. Mr. Speaker, I thank the gentleman for that information.

With respect to the two appropriation bills that the gentleman has listed, the Homeland Security and the Interior, does the gentleman expect them to come on an open rule to the floor?

Mr. DELAY. Mr. Speaker, if the gentleman will yield, I would assume, without preempting what the Committee on Rules might do, that both appropriation bills would come under the normal, traditional rules that we have had in the past on appropriations bills, which is pretty open rules.

Mr. HOYER. Mr. Speaker, I thank the gentleman. The FSC bill is also listed for the floor next week. Again, I think that bill will clearly not go to committee; but let me ask the gentleman first, is it the gentleman's expectation that the FSC bill will be marked up in committee?

Mr. DELAY. If the gentleman will yield, yes, the Committee on Ways and Means will mark up the Americans Jobs Creation Act on Monday, which would give us time, if the markup went well, we could see that bill on the floor either Thursday or Friday.

Mr. HOYER. And again, reclaiming my time, would it be the gentleman's expectation either that the substitute would be made in order, amendments may not be as a Committee on Ways and Means tax bill, but what we are reading, of course, is that there will be many extraneous or some extraneous provisions in the bill unrelated to direct tax consequences of FSC; can the gentleman tell us whether he is expecting at this point in time to provide for either amendments and/or a substitute?

I yield to my friend.

Mr. DELAY. Mr. Speaker, as the gentleman knows, the bill was introduced last Friday. Members should be aware of that for those who are interested to see what is in the bill.

It is very difficult to answer the gentleman's question, not having the bill marked up and looking at what the ultimate outcome of the bill might be. And again, I do not want to preempt what the Committee on Rules does. As the gentleman knows, a bill coming from the Committee on Ways and Means, particularly a bill like this which has so many issues in it, amendments are traditionally not allowed, but substitutes are considered. And we

will just have to work through that as we work through next week to decide one way or another whether a substitute or a number of substitutes would be offered, or allowed to be offered.

Mr. HOYER. Mr. Speaker, I thank the gentleman.

Mr. Speaker, it is not our intention to go into further discussions at this time with reference to the schedule. The substance of the legislation, that will be left for weeks to come. But this week is set aside to honor our former President, Ronald Reagan, and certainly we intend to participate with the majority in doing just that.

#### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 857

Mr. GRAVES. Mr. Speaker, I ask unanimous consent to have my name removed as a cosponsor of H.R. 857.

The SPEAKER pro tempore (Mr. BURGESS). Is there objection to the request of the gentleman from Missouri? There was no objection.

#### ADJOURNING AS FURTHER MARK OF RESPECT TO THE MEMORY OF THE LATE HONORABLE RON- ALD WILSON REAGAN, FORMER PRESIDENT OF THE UNITED STATES

Mr. DELAY. Mr. Speaker, I ask unanimous consent that when the House adjourns pursuant to Senate Concurrent Resolution 116, it do so as a further mark of respect to the memory of the late Honorable Ronald Wilson Reagan, the former President of the United States.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

#### LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. BACA (at the request of Ms. PELOSI) for today on account of personal reasons.

Mr. EVANS (at the request of Ms. PELOSI) for June 8 and 9 on account of official business.

Mr. KING of New York (at the request of Mr. DELAY) for today on account of being detained on official business.

#### ENROLLED BILL SIGNED

Mr. Trandahl, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 1086. An act to encourage the development and promulgation of voluntary consensus standards by providing relief under the antitrust laws to standards development organizations with respect to conduct engaged in for the purpose of developing voluntary consensus standards, and for other purposes.

#### SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1233. An act to authorize assistance for the National Great Blacks in Wax Museum and Justice Learning Center.

#### ADJOURNMENT

Mr. DELAY. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to.

THE SPEAKER pro tempore. Accordingly, pursuant to Senate Concurrent Resolution 116, the 108th Congress, the House stands adjourned until 12:30 p.m. on Monday, June 14, 2004, for morning hour debates; and pursuant to the order of the House of today, it does so as a further mark of respect to the memory of the late Honorable Ronald Wilson Reagan, the former President of the United States.

Thereupon (at 3 o'clock and 6 minutes p.m.), pursuant to Senate Concurrent Resolution 116, the House adjourned until Monday, June 14, 2004, at 12:30 p.m., for morning hour debates, and pursuant to the order of the House of today as a further mark of respect to the memory of the late Honorable Ronald Wilson Reagan, former President of the United States.

#### EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

8451. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Vice Admiral Malcolm I. Fages, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

8452. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Garry L. Parks, United States Marine Corps, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

8453. A letter from the Secretary, Department of Labor, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2003 to March 31, 2004, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8454. A letter from the Secretary to the Council, Council of the District of Columbia, transmitting a copy of Council Resolution 15-519, "Transfer of Jurisdiction of the New York Avenue Animal Shelter Expansion Site Resolution of 2004," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8455. A letter from the Executive Director, National Capital Planning Commission, transmitting the Commission's report on FY 2003 Competitive Sourcing Efforts as required by the Consolidated Appropriations Act, Pub. L. 108-199; to the Committee on Government Reform.

8456. A letter from the Chairman, National Science Board, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2003

through March 31, 2004, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8457. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled "Audit of Advisory Neighborhood Commission 8D for FY 2000 Through 2003, as of March 31, 2003"; to the Committee on Government Reform.

8458. A letter from the Chairman, Railroad Retirement Board, transmitting the semiannual report on activities of the Office of Inspector General for the period October 1, 2003, through March 31, 2004, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(d); to the Committee on Government Reform.

8459. A letter from the Chairman, U.S. Postal Service, transmitting the semiannual report on activities of the Inspector General for the period ending March 31, 2004, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

8460. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule — Amendment to Class E Airspace; Yakima, WA [Docket FAA-2003-16266; Airspace Docket 01-ANM-11] received June 3, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8461. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Kalispell, MT. [Docket FAA 2003-16214; Airspace Docket 02-ANM-11] received June 3, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8462. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule — Amendment of Class E Airspace; District of Columbia, Maryland, Virginia, and West Virginia [Docket No. FAA-2004-17295; Airspace Docket No. 04-AEA-02] received June 3, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8463. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule — Amendment of Class D and E4 Airspace; Homestead, FL [Docket No. FAA-2004-16861; Airspace Docket No. 04-ASO-1] received June 3, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8464. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Akhiok, AK [Docket No. FAA-2004-16914; Airspace Docket No. 04-AA1-01] received June 3, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8465. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Parsons, KS. [Docket No. FAA-2004-16986; Airspace Docket No. 04-ACE-4] received June 3, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8466. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Clinton, MO. [Docket No. FAA-2004-16984; Airspace Docket No. 04-ACE-2] received June 3, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8467. A letter from the Paralegal Specialist, FAA, Department of Transportation, transmitting the Department's final rule —