

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S8925–S8975

Measures Introduced: Three bills were introduced, as follows: S. 2778–2780. **Page S8963**

Measures Reported:

Special Report entitled “Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 2005”. (S. Rept. No. 108–336)

Special Report entitled “Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2005”. (S. Rept. No. 108–337) **Page S8963**

Homeland Security Appropriations: Pursuant to the order of Tuesday, September 7, 2004, Senate began consideration of H.R. 4567, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2005, striking all after the enacting clause and inserting in lieu thereof, the text of S. 2537, Senate companion measure, for the purpose of further amendment, and taking action on the following amendments proposed thereto: **Pages S8933–34, S8934–55**

Adopted:

By 49 yeas to 47 nays (Vote No. 167), Thomas Amendment No. 3582 (to Amendment No. 3581), to require the Secretary of Homeland Security to submit to Congress, at least 60 days prior to award, a report on the results of an Office of Management and Budget Circular A–76 competition, to include estimated savings, performance improvements, and the impact on jobs and Federal Government employees. **Pages S8947–50**

By 49 yeas to 47 nays (Vote No. 168) Leahy Amendment No. 3584 (to Amendment No. 3581), to prohibit funds from being used to process or approve a competition under Office of Management and Budget Circular A–76 for services provided as of June 1, 2004, by certain employees of the Bureau of Citizenship and Immigration Services of the Department of Homeland Security. **Pages S8950–51**

Leahy Amendment No. 3581, to prohibit funds from being used to process or approve a competition under Office of Management and Budget Circular A–76 for services provided as of June 1, 2004, by certain employees of the Bureau of Citizenship and

Immigration Services of the Department of Homeland Security. **Pages S8945–51**

Cochran/Byrd Amendment No. 3586, to make technical corrections to provisions of the bill related to verification of air carrier calendar year 2000 security costs. **Pages S8951–52**

Cochran Amendment No. 3587, to make a technical correction. **Pages S8951–52**

Cochran (for Byrd/Stevens) Amendment No. 3588, to make modifications to the Government Accountability Office study of the Transportation Security Administration’s Computer Assisted Passenger Pre-screening System/Secure Flight program. **Pages S8951–52**

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

By 50 yeas to 46 nays (Vote No. 166), 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 Schumer Modified Amendment No. 3580, to appropriate an additional \$150,000,000 for port security research and development grants. Subsequently, the point of order that the amendment would provide spending in excess of the subcommittee’s 302(b) allocation was sustained, and the amendment thus fell. **Pages S8941–45**

A unanimous-consent agreement was reached providing for certain first-degree amendments, subject to relevant second-degree amendments, and that all other provisions of the order governing this bill remain in effect. **Pages S8954–55**

A unanimous-consent agreement was reached providing for the consideration of the bill at approximately 10:30 a.m., on Thursday, September 9, 2004. **Page S8972**

Nominations Received: Senate received the following nominations:

Raymond F. DuBois, of the District of Columbia, to be Deputy Under Secretary of Defense for Logistics and Materiel Readiness.

Thomas V. Skinner, of Illinois, to be an Assistant Administrator of the Environmental Protection Agency.

Howard J. Krongard, of New Jersey, to be Inspector General, Department of State.

Douglas Menarchik, of Texas, to be an Assistant Administrator of the United States Agency for International Development.

Catherine Todd Bailey, of Kentucky, to be Ambassador to the Republic of Latvia.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Pages S8972–75**

Messages From the House: **Page S8960**

Measures Referred: **Pages S8960–61**

Measures Placed on Calendar: **Page S8961**

Executive Communications: **Pages S8961–63**

Additional Cosponsors: **Pages S8963–64**

Statements on Introduced Bills/Resolutions: **Pages S8964–67**

Additional Statements: **Pages S8958–60**

Amendments Submitted: **Pages S8967–71**

Notices of Hearings/Meetings: **Page S8971**

Authority for Committees to Meet: **Pages S8971–72**

Record Votes: Three record votes were taken today. (Total—168) **Pages S8945, S8950, S8951**

Adjournment: Senate convened at 10:30 a.m., and adjourned at 7:47 p.m., until 9:30 a.m., on Thursday, September 9, 2004. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8972.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: 302(b) ALLOCATIONS

Committee on Appropriations: Committee approved the fiscal year 2005 302(b) subcommittee allocations of budget outlays and new budget authority allocated to the committee.

APPROPRIATIONS: AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies approved for full Committee consideration an original bill making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2005.

NASA'S SPACE SHUTTLE PROGRAM

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine the status of NASA's space shuttle program and the safe return of the Space Shuttle to flight, focusing on completion of the International Space Station, focus Sta-

tion research on supporting exploration goals, and fulfill the commitment to international partners, after receiving testimony from Sean O'Keefe, Administrator, National Aeronautics and Space Administration; Lieutenant General Thomas P. Stafford, USAF (Ret.), Return to Flight Task Group, Houston, Texas; and Joe Cuzzupoli, Kistler Aerospace Corporation, Kirkland, Washington.

9/11 COMMISSION RECOMMENDATIONS

Committee on Commerce, Science, and Transportation: Committee held a hearing to examine the implementation of the 9/11 Commission recommendations to provide spectrum for public safety users, focusing on private sector readiness, public safety communications, and completing the transition to digital television, receiving testimony from Representative Curt Weldon; Michael K. Powell, Chairman, Federal Communications Commission; Robert LeGrande, Deputy Chief Technology Officer, Government of the District of Columbia; Stephen T. Devine, Missouri State Highway Patrol, Jefferson City; Gary Grube, Motorola, Schaumburg, Illinois; David L. Donovan, Association for Maximum Service Television, Washington, D.C.; and Lowell W. Paxson, Paxson Communications Corporation, West Palm Beach, Florida.

INTELLIGENCE COMMUNITY REFORMS

Committee on Governmental Affairs: Committee held a hearing to examine proposals to build an agile intelligence community to fight terrorism and emerging threats, focusing on reforms recommended by the 9/11 Commission, providing Federal Bureau of Investigation and Central Intelligence Agency analysts with transparency into intelligence sources, the operational chain of command, protecting civil liberties, and the USA Patriot Act, receiving testimony from Robert S. Mueller III, Director, Federal Bureau of Investigation, Department of Justice; and John E. McLaughlin, Acting Director, Central Intelligence Agency.

NOMINATIONS

Committee on the Judiciary: Committee concluded a hearing to examine the nominations of Susan Bieke Neilson, of Michigan, to be United States Circuit Judge for the Sixth Circuit, who was introduced by Representative McCotter, Micaela Alvarez, to be United States District Judge for the Southern District of Texas, who was introduced by Senators Hutchison and Cornyn, Keith Starrett, to be United States District Judge for the Southern District of Mississippi, who was introduced by Senators Cochran and Lott, and Raymond L. Finch, to be Judge for the District Court of the Virgin Islands, who was introduced by Virgin Islands Delegate Christensen,

after each nominee testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Measures Introduced: 12 public bills, H.R. 5024–5035; 2 private bills, H.R. 5036–5037; and 5 resolutions, H. Res. 756–760, were introduced.

Page H6898

Additional Cosponsors: **Pages H6899–H6900**

Reports Filed: Reports were filed as follows:

H.R. 4768, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into certain major medical facility leases, to authorize that Secretary to transfer real property subject to certain limitations, amended (H. Rept. 108–663);

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 (H. Rept. 108–664);

H.R. 4027, to authorize the Secretary of Commerce to make available to the University of Miami property under the administrative jurisdiction of the National Oceanic and Atmospheric Administration on Virginia Key, Florida, for use by the University for a Marine Life Science Center, amended (H. Rept. 108–665);

H.R. 4617, to amend the Small Tracts Act to facilitate the exchange of small tracts of land, amended (H. Rept. 108–666, Pt. 1);

S. 1003, to clarify the intent of Congress with respect to the continued use of established commercial outfitter hunting camps on the Salmon River (H. Rept. 108–667);

H.R. 4606, to authorize the Secretary of the Interior, acting through the Bureau of Reclamation and in coordination with other Federal, State, and local government agencies, to participate in the funding and implementation of a balanced, long-term groundwater remediation program in California, amended (H. Rept. 108–668);

H.R. 4508, to amend the National Parks and Recreation Act of 1978 to require the Secretary to permit continued use and occupancy of certain privately owned cabins in the Mineral King Valley in the Sequoia National Park (H. Rept. 108–669);

H.R. 4586, to provide that making limited portions of audio or video content of motion pictures

imperceptible by or for the owner or other lawful possessor of an authorized copy of that motion picture for private home viewing, and the use of technology therefor, is not an infringement of copyright or of any right under the Trademark Act of 1946, amended (H. Rept. 108–670);

H.R. 5025, making appropriations for the Departments of Transportation and Treasury, and independent agencies for the fiscal year ending September 30, 2005 (H. Rept. 108–671); and

H.R. 4341, to reform the postal laws of the United States referred sequentially to the House Committee on the Judiciary for a period ending not later than Sept. 28, 2004 for consideration of such provisions of the bill as fall within the jurisdiction of that committee pursuant to clause 1(k), rule X. (H. Rept. 108–672, Pt. 1).

Pages H6897–98

Speaker: Read a letter from the Speaker wherein he appointed Representative Terry to act as Speaker pro tempore for today.

Page H6759

Committee Election: The House agreed to H. Res. 756, electing Representative Stenholm to the Committee on Armed Services.

Page H6761

Department of Labor, HHS, and Education Appropriations Act for FY 2005: The House began consideration of H.R. 5006, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2005. Further consideration will resume tomorrow, September 9.

Pages H6772–H6859

Agreed to:

Hooley amendment that increases funding for the Veterans Employment and Training Program;

Page H6821

LoBiondo amendment that amends section 221 of Title II regarding hospital inpatient rehabilitation;

Pages H6836–38

Maloney amendment that provides funding for the Women's Educational Equity Act of 2001;

Pages H6841–43

Sanders amendment that increases funding for the Low-Income Home Energy Assistance program (by a recorded vote of 305 ayes to 114 noes, Roll No. 427);

Pages H6829–32, H6845–46

Shadegg amendment that increases funding for School Improvement Programs (an amendment offered by Representative Obey to the original amendment that would have removed the provision reducing funding for Education for the Disadvantaged and made changes to existing tax laws was stricken by a point of order); and **Pages H6849–50**

George Miller of California amendment that prohibits the use of funds from being used by the Pension Benefit Guaranty Corporation to enforce the Employee Retirement Income Security Act of 1974 (by a recorded vote of 268 ayes to 148 noes, Roll No. 429). **Pages H6852–55, H6857–58**

Rejected:

Jackson-Lee of Texas amendment (no. 4 printed in the Congressional Record of September 8) that sought to increase funding for the National Center for Health Statistics surveys and the National Center on Minority Health and Health Disparities (by a recorded vote of 112 ayes to 305 noes, Roll No. 425); **Pages H6823–25, H6845**

Jackson-Lee amendment that sought to increase funding for Disease Control, Research and Training (by a recorded vote of 156 ayes to 261 noes with one voting “present”, Roll No. 426); and **Pages H6826–28, H6845**

Hefley amendment that sought to reduce overall funding in the bill by one percent (by a recorded vote of 79 ayes to 333 noes, Roll No. 428). **Pages H6856–57**

Withdrawn:

Johnson of Connecticut amendment that was offered and subsequently withdrawn that sought to increase funding to advance health information technology; **Page H6820**

Green of Texas amendment that was offered and subsequently withdrawn that sought to appropriate funds to carry out provisions of the Public Health Service Act relating to healthy communities access program; **Pages H6822–23**

Stupak amendment that was offered and subsequently withdrawn that sought to increase funding for Aging Services Programs and to carry out the Nutrition Services Incentive Program; **Pages H6833–34**

Allen amendment that was offered and subsequently withdrawn that sought to appropriate funding for research on outcomes of health care items and services authorized under the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; **Pages H6838–39**

Udall of New Mexico amendment that was offered and subsequently withdrawn that sought to increase funding for Disease Control, Research, and Training; **Page H6839**

Tom Davis of Virginia amendment that was offered and subsequently withdrawn that sought to

amend the Elementary and Secondary Education Act of 1965; and **Pages H6851–52**

Stearns amendment that was offered and subsequently withdrawn that sought to prohibit the use of funds to carry out modifications of coverage announced by the Secretary until the Secretary submits a report to Congress containing the estimate of the increased costs of such modifications to the Medicare program. **Pages H6855–56**

Point of Order sustained against:

Section 219(b) pertaining to Medicare Claims Processing Fee; **Page H6836**

Bordallo amendment that sought to increase funding for Grants to States for Medicaid to be used for Guam, the Virgin Islands, American Samoa, and the Northern Mariana Islands; and **Page H6840**

Section 506 concerning the purchase of American made products. **Page H6850**

Agreed to the Regula motion that the Committee rise by a recorded vote of 216 ayes to 195 noes, Roll No. 430. **Pages H6858–59**

H. Res. 754, the rule providing for consideration of the bill was agreed to by a voice vote, after agreeing to order the previous question by a yea-and-nay vote of 209 yeas to 190 nays, Roll No. 424. **Pages H6763–72**

Anniversary of the terrorist attacks of September 11, 2001: Agreed that it be in order at any time to consider H. Res. 757, expressing the sense of the House of Representatives on the anniversary of the terrorist attacks launched against the United States on September 11, 2001; that the resolution shall be considered as read for amendment; and that the previous question shall be considered as ordered on the resolution and preamble to final adoption without intervening motion or demand for division of the question except: one hour of general debate on the resolution equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations, and one motion to recommit which may not contain instructions. **Pages H6859**

Tax Relief, Simplification, and Equity Act of 2003—Motion To Instruct Conferees: The House began consideration of the Hill motion to instruct conferees on H.R. 1308, to amend the Internal Revenue Code of 1986 to accelerate the increase in the refundability of the child tax credit. Further consideration will resume tomorrow, September 9. **Pages H6859–65**

Suspension—Proceedings Postponed: The House completed debate on the following measure under suspension of the rules. Further consideration will resume tomorrow, September 9.

Garrett Lee Smith Memorial Act: S. 2634, to amend the Public Health Service Act to support the planning, implementation, and evaluation of organized activities involving statewide youth suicide early intervention and prevention strategies, to provide funds for campus mental and behavioral health service centers. **Pages H6865–74**

Committee Resignation: Read a letter from Representative Jo Ann Davis of Virginia wherein she resigned from the Committee on Government Reform, effective August 10, 2004 to accept a seat on the Permanent Select Committee on Intelligence. **Page H6874**

Committee Resignation: Read a letter from Representative Bereuter wherein he announced his resignation from the Permanent Select Committee on Intelligence, effective immediately. **Page H6874**

Committee Appointment: The Chair announced that on August 10, 2004 in consonance with the letter of resignation from Representative Bereuter, the Speaker appointed Representative Jo Ann Davis of Virginia to the Permanent Select Committee on Intelligence. **Page H6874**

Committee Chairman Resignation: Read a letter from Representative Goss wherein he resigned from the Chairmanship of the Permanent Select Committee on Intelligence on a temporary basis, effective immediately, until the Senate makes a final determination on the President's nomination of Representative Goss for the position of Director of Central Intelligence. **Page H6874**

Committee Chairman Appointment: The Chair announced that in consonance with the letter of resignation of Representative Goss, the Speaker designated Representative Hoekstra as Chairman of the Permanent Select Committee on Intelligence. **Pages H6900–01**

Amendments: Amendments ordered printed pursuant to the rule appear on pages H6900–01.

Quorum Calls Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of today and appear on pages H6771–72, H6844–45, H6845, H6845–46, H6857, H6857–58, and H6858–59. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 11:47 p.m.

Committee Meetings

PERFORMANCE OF U.S. MILITARY SERVICEMEMBERS IN IRAQ AND AFGHANISTAN

Committee on Armed Services: Held a hearing on the performance of U.S. military servicemembers in Iraq and Afghanistan. Testimony was heard from the following officials of the Department of Defense: COL Michael Linnington, USA, Former Brigade Commander, and CPT Patrick Costello, USA, Former ADA, both with the 101st Airborne Division; LTC Bryan P. McCoy, USMC, Former Commander, and CPT Morgan Savage, USMC, Former Company Commander, both with the 3rd Battalion, 4th Marine Regiment; and LTC Jeffrey A. Springman, USA, Former Commander, 3–29 Field Artillery Battalion, 4th Infantry Division.

ECONOMIC OUTLOOK AND CURRENT FISCAL ISSUES

Committee on the Budget: Held a hearing on The Economic Outlook and Current Fiscal Issues. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

UPDATE OF THE BUDGET AND ECONOMIC OUTLOOK

Committee on the Budget: Held a hearing on Update of the Budget and Economic Outlook. Testimony was heard from Douglas J. Holtz-Eakin, Director, CBO.

“LAW ENFORCEMENT ACCESS TO COMMUNICATION SYSTEMS IN A DIGITAL AGE”

Committee on Energy and Commerce: Subcommittee on Telecommunications and the Internet held a hearing entitled “Law Enforcement Access to Communications Systems in a Digital Age.” Testimony was heard from the following officials of the Department of Justice: Laura Parsky, Deputy Assistant Attorney General, Criminal Division; and Marcus Thomas, Deputy Assistant Director, Investigative Technologies Division, FBI; Julius P. Knapp, Deputy Chief, Office of Engineering and Technology, FCC; and public witnesses.

“PROTECTING OUR FINANCIAL INFRASTRUCTURE: PREPARATION AND VIGILANCE”

Committee on Financial Services: Held a hearing entitled “Protecting our Financial Infrastructure: Preparation and Vigilance.” Testimony was heard from Mark W. Olson, member, Board of Governors, Federal Reserve System; Wayne Abernathy, Assistant Secretary, Financial Institutions, Department of the

Treasury; Robert Liscouski, Assistant Secretary, Infrastructure Protection, Department of Homeland Security; and public witnesses.

“TRUTH REVEALED: NEW SCIENTIFIC DISCOVERIES REGARDING MERCURY IN MEDICINE AND AUTISM”

Committee on Government Reform: Subcommittee on Human Rights and Wellness held a hearing entitled “Truth Revealed: New Scientific Discoveries Regarding Mercury in Medicine and Autism.” Testimony was heard from the following officials of the Department of Health and Human Services: William Egan, Acting Director, Office of Vaccines Research and Review, Center for Biologics Evaluation and Research, FDA; and Melinda Wharton, M.D., Acting Deputy Director, National Immunization Program, Centers for Disease Control and Prevention; and public witnesses.

“ASSESSING SEPTEMBER 11TH HEALTH CARE EFFECTS”

Committee on Government Reform: Subcommittee on National Security, Emerging Threats and International Relations held a hearing entitled “Assessing September 11th Health Care Effects.” Testimony was heard from John Howard, M.D., Director, National Institute for Occupational Safety and Health, Centers for Disease Control and Prevention, Department of Health and Human Services; the following officials of the GAO: Janet Heinrich, Director, Health Care-Public Health Issues; and Robert Robertson, Director, Education, Workforce and Income Security; and public witnesses.

PROJECT SAFECOM

Committee on Government Reform: Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census held a hearing entitled “Project SAFECOM: More Time. More Money. More Communication? What Progress Have We Made in Achieving Interoperable Communication Between Local, State, and Federal First Responders?” Testimony was heard from William O. Jenkins, Jr., Director, Homeland Security and Justice Issues, GAO; the following officials of the Department of Homeland Security: David Boyd, SAFECOM Program Manager, Wireless Public Safety Interoperable Communications Program, Science and Technology Directorate; and Timothy L. Beres, Associate Director, State and Local Program Management Division, Office of State and Local Government Coordination and Preparedness; John Muleta, Chief, Wireless Bureau, FCC; Tom Worden, Chief, Telecommunications Branch, Office of Emergency Services, State of California; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 4571, amended, Lawsuit Abuse Reduction Act of 2004; H.R. 1787, amended, Good Samaritan Volunteer Firefighter Assistance Act of 2003; H.R. 1084, amended, Volunteer Pilot Organization Protection Act; H.R. 3369, Nonprofit Athletic Organization Protection Act of 2003; H.R. 3369, Nonprofit Athletic Organization Protection Act of 2003; H.R. 4661, amended, Internet Spyware (I-SPY) Prevention Act of 2004; H.R. 4077, amended, Piracy Deterrence and Education Act of 2004; H.R. 1775, To amend title 36, United States Code, to designate the oak tree as the national tree of the United States; and H.R. 4319, amended, Title 46 Codification Act of 2004.

BRIEFING—FAY REPORT

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on the Fay Report. The Committee was briefed by departmental witnesses.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D849)

H.R. 5005, making emergency supplemental appropriations for the fiscal year ending September 30, 2004. Signed on September 8, 2004. (Public Law 108–303)

**COMMITTEE MEETINGS FOR THURSDAY,
SEPTEMBER 9, 2004**

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Appropriations: Subcommittee on Transportation, Treasury and General Government, business meeting to mark up proposed legislation, making appropriations for the Departments of Transportation and Treasury, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 2005, 10 a.m., SD–116.

Committee on Armed Services: to hold hearings to examine the investigation of the 205th Military Intelligence Brigade at Abu Ghraib Prison, Iraq, 9:30 a.m., SH–216.

Full Committee, to hold hearings to examine the report of the Independent Panel to Review Department of Defense Detention Operations, 2:30 p.m., SH–216.

Committee on Banking, Housing, and Urban Affairs: business meeting to consider S. 1368, to authorize the President to award a gold medal on behalf of the Congress to Reverend Doctor Martin Luther King, Jr. (posthumously) and his widow Coretta Scott King in recognition of their contributions to the Nation on behalf of the civil rights movement; to be followed by a hearing to examine the

impact of the Sarbanes-Oxley Act and developments concerning international convergence, 2 p.m., SD-538.

Committee on Foreign Relations: to hold hearings to examine the current situation in Sudan and prospects for peace, 9:30 a.m., SD-G50.

Committee on the Judiciary: business meeting to consider S. 1635, to amend the Immigration and Nationality Act to ensure the integrity of the L-1 visa for intracompany transferees, S. 1700, to eliminate the substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of DNA evidence, to provide post-conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases, S. 2396, to make improvements in the operations and administration of the Federal courts, H.R. 1417, to amend title 17, United States Code, to replace copyright arbitration royalty panels with Copyright Royalty Judges, S. 2204, to provide criminal penalties for false information and hoaxes relating to terrorism, S. 1860, to reauthorize the Office of National Drug Control Policy, S. 2195, to amend the Controlled Substances Act to clarify the definition of anabolic steroids and to provide for research and education activities relating to steroids and steroid precursors, S.J. Res. 23, proposing an amendment to the Constitution of the United States providing for the event that one-fourth of the members of either the House of Representatives or the Senate are killed or incapacitated, proposed legislation authorizing funds for the Department of Justice, and the nominations of Claude A. Allen, of Virginia, to be United States Circuit Judge for the Fourth Circuit, David E. Nahmias, to be United States Attorney for the Northern District of Georgia, and William Sanchez, of Florida, to be Special Counsel for Immigration-Related Unfair Employment Practices, both of the Department of Justice, Ricardo H. Hinojosa, of Texas, to be Chair of the United States Sentencing Commission, and Michael O'Neill, of Maryland, and Ruben Castillo, of Illinois, each to be a Member of the United States Sentencing Commission, 10 a.m., SD-226.

House

Committee on Armed Services, hearing on the Final Report of the Independent Panel to Review Department of Defense Detention Operations, 9:30 a.m., and a hearing on the investigation of military intelligence activities at Abu Ghraib prison facility, 2 p.m., 2118 Rayburn.

Committee on Energy and Commerce, Subcommittee on Commerce, Trade and Consumer Protection, hearing entitled "Examining Professional Boxing: Are Further Reforms Needed?" 9:30 a.m., 2322 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled "Publication and Disclosure Issues in Anti-Depressant Pediatric Clinical Trials," 11 a.m., 2123 Rayburn.

Committee on Financial Services, Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises, hearing entitled "G.I. Finances: Protecting Those Who Protect Us," 10 a.m., 2128 Rayburn.

Committee on Government Reform, hearing entitled "Creating Secure Borders and Open Doors: A Review of DHS-State Collaboration on U.S. Visa Policy," 10 a.m., 2154 Rayburn.

Committee on the Judiciary, to mark up S. 878, Bankruptcy Judgeship Act of 2003, 10 a.m., 2141 Rayburn.

Committee on Resources, Subcommittee on Energy and Mineral Resources, hearing on H.R. 4984, Potash Royalty Reduction Act of 2004, 2 p.m., 1324 Longworth.

Subcommittee on Water and Power, hearing on the following measures: H.R. 3834, Desalination Energy Assistance Act of 2004; H.R. 4775, To amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the El Paso, Texas, water reclamation, reuse, and desalinization project; H.R. 4893, To authorize additional appropriations for the Reclamation Safety of Dams Act of 1978; and the Bureau of Reclamation Contract Renewal, 10 a.m., 1324 Longworth.

Committee on Transportation and Infrastructure, Subcommittee on Aviation, oversight hearing on Delay Reduction Efforts at Chicago's O'Hare Airport, 10 a.m., 2167 Rayburn.

Permanent Select Committee on Intelligence, executive, Briefing on Terrorism Update, 10:30 a.m., H-405 Capitol.

Next Meeting of the SENATE

9:30 a.m., Thursday, September 9

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Thursday, September 9

Senate Chamber

Program for Thursday: After the transaction of any morning business (not to extend beyond 60 minutes), Senate will continue consideration of H.R. 4567, Homeland Security Appropriations.

House Chamber

Program for Thursday: Consideration of H. Res. 757, Expressing the sense of the House of Representatives on the anniversary of the terrorist attacks launched against the United States on September 11, 2001.

Rolled vote on Suspension:

S. 2634, Garrett Lee Smith Memorial Act.

Rolled vote on Hill motion to instruct conferees on H.R. 1308, All-American Tax Relief Act of 2003.

Complete consideration of H.R. 5006, Department of Labor, HHS, and Education Appropriations Act for Fiscal Year 2005 (open rule).

Extensions of Remarks, as inserted in this issue

HOUSE

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