

problems in the United States. While we were encouraging the folks of South Africa to make it easier for people to vote by allowing voters to cast their votes on Saturdays and Sundays, in the United States, that is anathema to us. Although, it seems to me and other members of the Congressional Black Caucus that that would be the ideal to maximize voter participation. So we do not have the honor of holding the gold standard of democracy anymore.

Those of us who believe that, somehow, Florida was the exception rather than the rule are deluding ourselves because not only in Florida were we having problems in 2000, but in every single State where votes were being cast, there were problems with the voting process. And unfortunately, those problems were disproportionately disqualifying minority voters from voting and poor people because they had the worst machines in every jurisdiction.

So if one checks all around America, this is not a Florida problem that we are talking about. This is a national problem that deprives America from being able to hold out its chest and say, we are the gold standard for a democracy. If we ignore that larger context when we talk about voter intimidation and discouraging people from voting, then we miss a major point.

Now, there is intimidation going on, and there is discouragement going on, and I want to make sure that America knows and that everybody knows that we are preparing to be ready for that kind of intimidation, discouragement, roadblocks by police, every kind of negative discouragement of our voters from voting on November 2. We are preparing to combat that.

It is a shame that somebody could show up at our meeting today and hand out a flyer saying, we are recruiting 10,000 lawyers to be available on Election Day in the United States of America. Who could imagine that we would need 10,000 lawyers to assure that people in the United States, in our democracy, get to do what our Constitution says they are entitled to do. There is something wrong with that picture, and I just wanted to be here today to add my voice to the chairman's voice and to our caucus' voice that, on November 2, this simply will not be tolerated.

Mr. CUMMINGS. Mr. Speaker, I want to thank the gentleman for his statement.

So it is, Mr. Speaker, that, again, the Congressional Black Caucus stands up for Americans' right to vote and to have their vote counted.

#### COMMUNICATION FROM THE ATTENDING PHYSICIAN OF THE HOUSE

The SPEAKER pro tempore (Mr. KLINE) laid before the House the following communication from the Attending Physician of the House of Representatives:

THE ATTENDING PHYSICIAN,  
CONGRESS OF THE UNITED STATES,  
September 13, 2004.

Hon. J. DENNIS HASTERT,  
*Speaker, House of Representatives, Washington, DC.*

DEAR MR. SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House, that a member of my staff has received a subpoena for documents issued by the Office of Compliance.

After consulting with the Office of General Counsel, I determined that compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

JOHN F. EISOLD, M.D., F.A.C.P.

#### COMMUNICATION FROM MILITARY LIAISON OF HON. DAVE WELDON OF FLORIDA, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from Toni Mahoney, Military Liaison of the Honorable DAVE WELDON of Florida, Member of Congress:

HOUSE OF REPRESENTATIVES,  
Washington, DC, September 8, 2004.

Hon. J. DENNIS HASTERT,  
*Speaker, House of Representatives, Washington, DC.*

DEAR MR. SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I was served with a civil trial subpoena, issued by the County Court for Brevard County, Florida, for testimony and documents.

After consulting with the Office of General Counsel, I determined that compliance with the subpoena was inconsistent with the privileges and rights of the House.

Sincerely,

TONI MAHONEY,  
*Military Liaison.*

#### LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Ms. EDDIE BERNICE JOHNSON of Texas (at the request of Ms. PELOSI) for today on account of medical reasons.

Mr. LANGEVIN (at the request of Ms. PELOSI) for September 13, 14, and 15 on account of a death in the family.

#### SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Ms. WOOLSEY) to revise and extend their remarks and include extraneous material:)

Mr. SCHIFF, for 5 minutes, today.

Ms. WOOLSEY, for 5 minutes, today.

Mr. DEFAZIO, for 5 minutes, today.

Mr. BROWN of Ohio, for 5 minutes, today.

Ms. JACKSON-LEE of Texas, for 5 minutes, today.

Mr. BAIRD, for 5 minutes, today.

Mr. MILLER of North Carolina, for 5 minutes, today.

Mr. DAVIS of Illinois, for 5 minutes, today.

Ms. WATSON, for 5 minutes, today.

(The following Members (at the request of Mr. JONES of North Carolina) to revise and extend their remarks and include extraneous material:)

Mr. GUTKNECHT, for 5 minutes, September 22.

Mr. PEARCE, for 5 minutes, today.

Mr. FEENEY, for 5 minutes, today.

#### SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1576—An act to revise the boundary of Harpers Ferry National Historical Park, and for other purposes.

#### 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. 361. to designate certain conduct by sports agents relating to the signing of contracts with student athletes as unfair and deceptive acts or practices to be regulated by the Federal Trade Commission.

#### ADJOURNMENT

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

The motion was agreed to; accordingly (at 3 o'clock and 24 minutes p.m.), under its previous order, the House adjourned until Friday, September 17, 2004, at 10 a.m.

#### EXECUTIVE COMMUNICATIONS, ETC.

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

9570. A letter from the Administrator, FAA, Department of Transportation, transmitting the Administration's third report, as required by the Pilot Records Improvement Act of 1996 (PRIA), pursuant to Public Law 104-264, section 502 49 U.S.C. 44703(h)(12); to the Committee on Transportation and Infrastructure.

9571. A letter from the United States Trade Representative, Executive Office of the President, transmitting consistent with section 2105(a)(1)(B) of the Trade Act of 2002, a description of the change to an existing law that would be required to bring the United States into compliance with the United States-Morocco Free Trade Agreement; to the Committee on Ways and Means.

9572. A letter from the Acting Chief, Publication and Regulations, Internal Revenue Service, transmitting the Service's final rule — Application of Section 904 to Income Subject to Separate Limitations [TD 9141] (RIN: 1545-AX88) received July 19, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9573. A letter from the Acting Chief, Publication and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Purpose and scope of exception of reorganization exchanges (Rev. Rul. 2004-83) received July 19, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9574. A letter from the Acting Chief, Publication and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Transfers to Provide for Satisfaction of Contested Liabilities [TD 9140] (RIN: 1545-BA90) received July 19, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9575. A letter from the Acting Chief, Publication and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability. (Rev. Rul. 2004-87) received July 19, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9576. A letter from the Acting Chief, Publication and Regulations, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Pul. 2004-84) received July 19, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9577. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's notification to Congress of determinations that institutions of higher education have a policy or practice of denying military recruiting personnel entry to campuses, access to students on campus, or access to student recruiting information, pursuant to 10 U.S.C. 983; jointly to the Committees on Armed Services and Education and the Workforce.

9578. A letter from the Acting Director of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting the Commission's Annual Report on the Federal Work Force for Fiscal Year 2003, pursuant to 42 U.S.C. 2000e-4(e); jointly to the Committees on Government Reform and Education and the Workforce.

#### REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO: Committee on Resources. H.R. 3479. A bill to provide for the control and eradication of the brown tree snake on the island of Guam and the prevention of the introduction of the brown tree snake to other areas of the United States, and for other purposes; with an amendment (Rept. 108-687 Pt. 1).

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 4794. A bill to amend the Tijuana River Valley Estuary and Beach Sewage Cleanup Act of 2000 to extend the authorization of appropriations, and for other purposes (Rept. 108-688 Pt. 1). Ordered to be printed.

#### DISCHARGE OF COMMITTEE

Pursuant to clause 2 of rule XII the Committee on Agriculture discharged from further consideration. H.R. 3479 referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

#### TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 3479. Referral to the Committee on Agriculture extended for a period ending not later than September 15, 2004.

H.R. 4794. Referral to the Committee on International Relations extended for a period ending not later than October 2, 2004.

#### PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SAXTON (for himself, Mr. WOLF, Mr. MILLER of Florida, Mr. SHERWOOD, Mrs. CHRISTENSEN, Mr. LOBIONDO, Mr. WILSON of South Carolina, Ms. BORDALLO, Mr. TANCREDO, Mr. SANDLIN, Mr. GIBBONS, Mr. BASS, Mr. TOWNS, and Mr. TIAHRT):

H.R. 5079. A bill to amend the Internal Revenue Code of 1986 to allow employers a \$1,000 credit against income tax for every 3 years that they employ a military reservist; to the Committee on Ways and Means.

By Mr. SAXTON (for himself, Mr. BURR, Mr. WILSON of South Carolina, Mr. CARDOZA, Mr. MEEHAN, Mr. WALSH, Mr. GARRETT of New Jersey, Mr. STENHOLM, Mr. SHERWOOD, Mr. LOBIONDO, Ms. ROS-LEHTINEN, Mr. SANDLIN, Mr. SENSENBRENNER, Mr. GIBBONS, and Mr. TOWNS):

H.R. 5080. A bill to amend the Internal Revenue Code of 1986 to allow employers a \$1,000 credit against income tax for every 3 years that they employ a veteran; to the Committee on Ways and Means.

By Mr. BEAUPREZ (for himself and Mr. SWEENEY):

H.R. 5081. A bill to amend title 10, United States Code, to provide for a new program of educational assistance for certain reserve component members of the Armed Forces who perform active service; to the Committee on Armed Services.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, Mr. LIPINSKI, Mr. SHUSTER, and Mr. MENENDEZ):

H.R. 5082. A bill to authorize the Secretary of Transportation to award grants to public transportation agencies and over-the-road bus operators to improve security, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. NETHERCUTT (for himself, Mrs. JOHNSON of Connecticut, and Ms. DUNN):

H.R. 5083. A bill to designate certain lower-elevation Federal lands in the Skykomish River valley of the State of Washington as wilderness, to designate a portion of such lands for management as a backcountry wilderness management area, and for other purposes; to the Committee on Resources.

By Ms. SOLIS:

H.R. 5084. A bill to authorize the Secretary of Education to make formula grants to States to ensure that all families have access to high-quality, voluntary preschool education, and for other purposes; to the Committee on Education and the Workforce.

By Mr. BERRY:

H.R. 5085. A bill to suspend temporarily the duty on Cobaltate(1-), bis[3-[[1-(3-chlorophenyl)-4,5-dihydro-3-methyl-5-(oxo-ko)-1H-pyrazol-4-yl]azo-kN1]-4-(hydroxy-ko)benzenesulfonamidato(2-)]-, sodium; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 5086. A bill to suspend temporarily the duty on 2-[[[3,3'-Dichloro-4'-[[1-[[2,4-dimethylphenyl]amino]carbonyl ] -2-oxopropyl]azo][1,1'-biphenyl]-4-yl]azo]-3-oxo-N-(o-tolyl) u tyramide; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 5087. A bill to suspend temporarily the duty on 3-Hydroxy-4-[[4-methyl-2-

sulfophenyl]azo]-2-naphthalenecarboxylic acid, calcium salt; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 5088. A bill to suspend temporarily the duty on Benzenesulfonic acid, [[chloroacetyl]amino]methyl 4-[[4-(cyclohexylamino)-9,10-dihydro-9,10-dihydro-9,10-dio o-1 anthracenyl]amino]phenoxy]meth y1-, monosodium salt; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 5089. A bill to suspend temporarily the duty on 2,2'-[(3,3'-Dichloro[1,1'-biphenyl]-4,4'-diyl)bis(azo)]bis[N -(2,4-dimethylphenyl)-3-oxobutyramide] Butanamide, 2,2'-[(3,3'-dichloro[1,1'-biphenyl]-4,4'-diyl)bis(azo)]bis[N -(2,4-dimethylphenyl)-3-oxo-; to the Committee on Ways and Means.

By Mr. COLE (for himself, Mr. LUCAS of Oklahoma, Mr. SULLIVAN, Mr. ISTOOK, and Mr. PETERSON of Pennsylvania):

H.R. 5090. A bill to amend the Internal Revenue Code of 1986 to provide that the credit for producing fuel from a nonconventional source shall apply to gas produced onshore from a formation more than 15,000 feet deep; to the Committee on Ways and Means.

By Mr. DAVIS of Illinois (for himself, Mr. ISSA, Mr. JACKSON of Illinois, and Mr. DINGELL):

H.R. 5091. A bill to provide a technical correction to the Federal preemption of State or local laws concerning the markings and identification of imitation or toy firearms entering into interstate commerce; to the Committee on Energy and Commerce.

By Mr. TOM DAVIS of Virginia (for himself, Mr. MORAN of Virginia, and Mr. WOLF):

H.R. 5092. A bill to amend part A of title I of the Elementary and Secondary Education Act of 1965 to include hold-harmless provisions for local educational agencies that no longer meet the minimum eligibility criteria for targeted grants and education finance incentive grants, and for other purposes; to the Committee on Education and the Workforce.

By Mr. ENGLISH:

H.R. 5093. A bill to amend the Internal Revenue Code of 1986 to provide for small business tax incentives, to amend the Fair Labor Standards Act of 1938 to increase the minimum wage and to increase the exemption for annual gross volume of sales made or business done by an enterprise, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FOLEY (for himself, Mr. SHAW, Mr. BOYD, Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. HASTINGS of Florida, Mr. GOSS, Mr. BILIRAKIS, Mr. DAVIS of Florida, Ms. CORRINE BROWN of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. KELLER, Ms. GHNNY BROWN-WAITE of Florida, Mr. MILLER of Florida, Ms. HARRIS, Mr. DEUTSCH, Mr. MICA, Mr. WEXLER, Mr. CAMP, Mr. ENGLISH, Mr. WELLER, Mr. HOUGHTON, Mr. WILSON of South Carolina, Mr. BURTON of Indiana, Mr. TAYLOR of North Carolina, and Mr. PICKERING):

H.R. 5094. A bill to amend the Internal Revenue Code of 1986 to allow withdrawals from individual retirement plans without penalty by individuals within areas determined by the President to be disaster areas by reason of certain natural disasters occurring in 2004; to the Committee on Ways and Means.

By Mr. FRANK of Massachusetts:

H.R. 5095. A bill to provide for an indefinite freeze on increases in the monthly premiums