

House of Representatives

Chamber Action

Measures Introduced: 16 public bills, H.R. 5225–5240; 1 private bill, H.R. 5241; and 4 resolutions, H. Con. Res. 510, and H. Res. 824–826, were introduced. **Pages H8407–08**

Additional Cosponsors: **Pages H8408–09**

Reports Filed: Reports were filed today as follows:

H.R. 4667, to authorize and facilitate hydroelectric power licensing of the Tapoco Project (H. Rept. 108–721, Pt. 2);

H.R. 4887, to adjust the boundary of the Cumberland Island Wilderness, to authorize tours of the Cumberland Island National Seashore, amended (H. Rept. 108–738);

H.R. 4984, to provide that the royalty rate on the output from Federal lands of potassium and potassium compounds from the mineral sylvite in the 5-year period beginning on the date of the enactment of this Act shall be reduced to 1.0 percent (H. Rept. 108–739);

S. 434, to authorize the Secretary of Agriculture to sell or exchange all or part of certain parcels of National Forest System land in the State of Idaho and use the proceeds derived from the sale or exchange for National Forest System purposes (H. Rept. 108–740);

H.R. 4285, to provide for the conveyance of certain public land in Clark County, Nevada, for use as a heliport (H. Rept. 108–741);

H.R. 4282, to express the policy of the United States regarding the United States relationship with Native Hawaiians and to provide a process for the recognition by the United States of the Native Hawaiian governing entity (H. Rept. 108–742);

H.R. 3258, to authorize the Secretary of the Interior, in cooperation with the University of New Mexico, to construct and occupy a portion of the Hibben Center for Archaeological Research at the University of New Mexico, amended (H. Rept. 108–743);

H.R. 3207, to direct the Secretary of the Interior to conduct a study on the preservation and interpretation of the historic sites of the Manhattan Project for potential inclusion in the National Park System, amended (H. Rept. 108–744);

H. Res. 556, congratulating the United States Geological Survey on its 125th Anniversary (H. Rept. 108–745);

H.R. 5082, to authorize the Secretary of Transportation to award grants to public transportation agencies and over-the-road bus operators to improve security, amended (H. Rept. 108–746);

H.R. 775, to amend the Immigration and Nationality Act to eliminate the diversity immigrant program (H. Rept. 108–747);

H.R. 3755, to authorize the Secretary of Housing and Urban Development to insure zero-downpayment mortgages for one-unit residences, amended (H. Rept. 108–748);

H.R. 5163, to amend title 49, United States Code, to provide the Department of Transportation a more focused research organization with an emphasis on innovative technology (H. Rept. 108–749, Pt. 1); and

H.R. 3242, to ensure an abundant and affordable supply of highly nutritious fruits, vegetables, and other specialty crops for American consumers and international markets by enhancing the competitiveness of United States-grown specialty crops, amended (H. Rept. 108–750, Pt. 1);

H. Res. 827, providing for consideration H.R. 10, to provide for reform of the intelligence community, terrorism prevention and prosecution, border security, and international cooperation and coordination (H. Rept. 108–751);

H. Res. 828, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (H. Rept. 108–752); and

H. Res. 829, providing for consideration of motions to suspend the rules (H. Rept. 108–753).

Page H8407

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

Page H8171

Chaplain: The prayer was offered today by the Rev. John J. Ryan, Pastor, St. Brendan Roman Catholic Church in Ormond Beach, Florida.

Page H8171

Justice for All Act of 2004: The House passed H.R. 5107, to protect crime victims' rights, 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, by a ye-and-nay vote of 393 yeas to 14 nays, Roll No. 497.

Pages H8179–H8204, H8208–09

Agreed to the Sensenbrenner amendment (printed in H. Rept. 108–737) that changes provisions to allow a victim a right to bring a motion to enforce the right to be heard in plea, sentence, and parole proceedings.

Pages H8195–H8204

H. Res. 823, the rule providing for consideration of the rule was agreed to by voice vote.

Pages H8175–77

District of Columbia Appropriations Act, 2005—Conference Report: The House agreed to the conference report to accompany H.R. 4850, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2005, by a yeas-and-nays vote of 377 yeas to 36 nays, Roll No. 498.

Pages H8204–08, H8209–10

H. Res. 822, the rule providing for consideration of the conference report was agreed to by voice vote.

Pages H8177–79

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

Satellite Home Viewer Extension and Reauthorization Act of 2004: H.R. 4518, amended, to extend the statutory license for secondary transmissions under section 119 of title 17, United States Code;

Pages H8210–24

Agreed to amend the title so as to read: to extend the statutory license for secondary transmissions by satellite carriers of transmissions by television broadcast stations under title 17, United States Code, and to amend the Communications Act of 1934 with respect to such transmissions.

Page H8224

Water Supply, Reliability, and Environmental Improvement Act: Agree to the Senate amendment to H.R. 2828, to authorize the Secretary of the Interior to implement water supply technology and infrastructure programs aimed at increasing and diversifying domestic water resources—clearing the measure for the President;

Pages H8224–35

Amending the Immigration and Nationality Act with regard to employment eligibility: H.R. 4306, amended, to amend section 274A of the Immigration and Nationality Act to improve the process for verifying an individual's eligibility for employment;

Pages H8235–37

Access to Rural Physicians Improvement Act of 2004: H.R. 4453, amended, to improve access to physicians in medically underserved areas;

Pages H8237–39

Mentally Ill Offender Treatment and Crime Reduction Act of 2003: S. 1194, amended, to foster local collaborations which will ensure that resources are effectively and efficiently used within the criminal and juvenile justice systems;

Pages H8239–45

Extending certain authority of the Supreme Court Police: S. 2742, to extend certain authority of the Supreme Court Police, modify the venue of prosecutions relating to the Supreme Court building and grounds, and authorize the acceptance of gifts to the United States Supreme Court—clearing the measure for the President;

Pages H8245–46

Honoring the victims of the Sixteenth Street Baptist Church bombing on the occasion of its 40th anniversary: H. Res. 389, honoring the young victims of the Sixteenth Street Baptist Church bombing, recognizing the historical significance of the

tragic event, and commending the efforts of law enforcement personnel to bring the perpetrators of this crime to justice on the occasion of its 40th anniversary;

Pages H8246–50

Honoring the goals and ideals of National Nurse Practitioners Week: H. Con. Res. 500, honoring the goals and ideals of National Nurse Practitioners Week;

Pages H8252–53

Amending the Public Health Service Act relating to children's hospitals: H.R. 5204, to amend section 340E of the Public Health Service Act (relating to children's hospitals) to modify provisions regarding the determination of the amount of payments for indirect expenses associated with operating approved graduate medical residency training programs;

Pages H8253–55

District of Columbia Civil Commitment Modernization Act of 2004: H.R. 4302, amended, to amend title 21, District of Columbia Official Code, to enact the provisions of the Mental Health Civil Commitment Act of 2002 which affect the Commission on Mental Health and require action by Congress in order to take effect;

Pages H8257–59

Federal Workforce Flexibility Act of 2003: S. 129, amended, to provide for reform relating to Federal employment;

Pages H8259–64

Congratulating Andrew Wojtanik for winning the 16th Annual National Geographic Bee: H. Res. 815, congratulating Andrew Wojtanik for winning the 16th Annual National Geographic Bee, conducted by the National Geographic Society;

Pages H8264–65

Honoring the communities that received the 2004 All-America City Award: H. Con. Res. 464, honoring the 10 communities selected to receive the 2004 All-America City Award;

Pages H8265–68

Leonard C. Burch Post Office Building Designation Act: H.R. 5051, to designate the facility of the United States Postal Service located at 1001 Williams Street in Ignacio, Colorado, as the "Leonard C. Burch Post Office Building";

Pages H8268–69

Adam G. Kinser Post Office Building Designation Act: H.R. 4807, to designate the facility of the United States Postal Service located at 140 Sacramento Street in Rio Vista, California, as the "Adam G. Kinser Post Office Building";

Pages H8269–70

Robert J. Opinsky Post Office Building Designation Act: S. 2415, to designate the facility of the United States Postal Service located at 4141 Postmark Drive, Anchorage, Alaska, as the "Robert J. Opinsky Post Office Building";—clearing the measure for the President;

Page H8270

Lieutenant General James V. Edmundson Post Office Building Designation Act: H.R. 4847, to designate the facility of the United States Postal Service located at 560 Bay Isles Road in Longboat

Key, Florida, as the “Lieutenant General James V. Edmundson Post Office Building”; **Pages H8271–72**

Bill Monroe Post Office Designation Act: H.R. 4968, to designate the facility of the United States Postal Service located at 25 McHenry Street in Rosine, Kentucky, as the “Bill Monroe Post Office”; **Page H8272**

Lieutenant John F. Finn Post Office Designation Act: H.R. 5053, to designate the facility of the United States Postal Service located at 1475 Western Avenue, Suite 45, in Albany, New York, as the “Lieutenant John F. Finn Post Office”; **Pages H8272–74**

Congressman Jack Fields Post Office Redesignation Act: H.R. 4232, to redesignate the facility of the United States Postal Service located at 4025 Feather Lakes Way in Kingwood, Texas, as the “Congressman Jack Fields Post Office”; **Pages H8274–76**

Irma Rangel Post Office Building Designation Act: H.R. 4829, to designate the facility of the United States Postal Service located at 103 East Kleberg in Kingsville, Texas, as the “Irma Rangel Post Office Building”; **Pages H8276–78**

Special Olympics Sport and Empowerment Act of 2004: H.R. 5131, to provide assistance to Special Olympics to support expansion of Special Olympics and development of education programs and a Healthy Athletes Program; **Pages H8311–14**

Honoring former President Jimmy Carter on his 80th birthday: H. Res. 798, amended, honoring former President James Earl (Jimmy) Carter on the occasion of his 80th birthday; **Pages H8314–17**

Temporarily extending the programs under the Higher Education Act of 1965: H.R. 5185, amended, to temporarily extend the programs under the Higher Education Act of 1965; **Pages H8317–19**

Supporting efforts to assist youths in high-risk situations: H. Res. 805, supporting efforts to promote greater public awareness of effective runaway youth prevention programs and the need for safe and productive alternatives, resources, and supports for youth in high-risk situations; **Pages H8326–28**

Sense of Congress that student travel is a vital component of the educational process: H. Con. Res. 131, amended, expressing the sense of the Congress that student travel is a vital component of the educational process; **Pages H8328–29**

Supporting the goals and ideals of “Lights On Afterschool” programs: H. Res. 809, amended, supporting the goals and ideals of “Lights On Afterschool”, a national celebration of after-school programs; **Pages H8329–30**

Recognizing and supporting efforts to promote greater civic awareness in the U.S.: H. Res. 796, recognizing and supporting all efforts to promote greater civic awareness among the people of the United States; **Pages H8331–37**

Amending the Federal Water Pollution Control Act with regard to the Lake Pontchartrain Basin Restoration Program: H.R. 4470, amended, to amend the Federal Water Pollution Control Act to extend the authorization of appropriations for the Lake Pontchartrain Basin Restoration Program from fiscal year 2005 to 2010; **Pages H8337–38**

Amending the Tijuana River Valley Estuary and Beach Sewage Cleanup Act of 2000: H.R. 4794, amended, to amend the Tijuana River Valley Estuary and Beach Sewage Cleanup Act of 2000 to extend the authorization of appropriations; **Pages H8338–40**

Norman Y. Mineta Research and Special Programs Reorganization Act: H.R. 5163, amended, to amend title 49, United States Code, to provide the Department of Transportation a more focused research organization with an emphasis on innovative technology; **Pages H8340–44**

Amending the Lease Lot Conveyance Act of 2002: S. 1791, to amend the Lease Lot Conveyance Act of 2002 to provide that the amounts received by the United States under that Act shall be deposited in the reclamation fund—clearing the measure for the President; **Pages H8349–50**

Chimayo Water Supply System and Espanola Filtration Facility Act of 2004: S. 2511, to direct the Secretary of the Interior to conduct a feasibility study of a Chimayo water supply system, to provide for the planning, design, and construction of a water supply, reclamation, and filtration facility for Espanola, New Mexico—clearing the measure for the President; **Pages H8350–51**

National Park System Laws Technical Amendments Act of 2004: S. 2178, to make technical corrections to laws relating to certain units of the National Park System and to National Park programs—clearing the measure for the President; **Pages H8351–52**

Northern Rio Grande National Heritage Area Act: S. 211, amended, to establish the Northern Rio Grande National Heritage Area in the State of New Mexico; **Pages H8352–65**

American Indian Probate Reform Act of 2004: S. 1721, to amend the Indian Land Consolidation Act to improve provisions relating to probate of trust and restricted land; **Pages H8365–76**

Congratulating Mojave Aerospace Ventures for Winning the Ansari X Prize: H. Res. 820, amended, to congratulate Mojave Aerospace Ventures for winning the privately funded \$10,000,000 Ansari X Prize and commend the X Prize Foundation for spurring this achievement; **Pages H8376–77**

Specialty Crops Competitiveness Act of 2003: H.R. 3242, amended, to ensure an abundant and affordable supply of highly nutritious fruits, vegetables, and other specialty crops for American consumers and international markets by enhancing the

competitiveness of United States-grown specialty crops; and
Pages H8377–82

Homeless Veterans Assistance Reauthorization Act of 2004: H.R. 4248, amended, to amend title 38, United States Code, to extend the authority of the Secretary of Veterans Affairs to make grants to expand or modify existing comprehensive service programs for homeless veterans.
Pages H8382–84

Agreed to amend the title so as to read: to amend title 38, United States Code, to increase the authorization of appropriations for the Secretary of Veterans Affairs to make grants to existing comprehensive service programs for homeless veterans.
Page H8384

Servicemembers Legal Protection Act of 2004: H.R. 4658, amended, to amend the Servicemembers Civil Relief Act to make certain improvements and technical corrections to that Act;
Pages H8384–90

Agreed to amend the title so as to read: to amend the Servicemembers Civil Relief Act to make certain improvements and technical corrections to that Act, otherwise to improve legal protections provided to reserve component members called to active duty.
Page H8390

Congratulating and commending the Veterans of Foreign Wars: H.J. Res. 108, congratulating and commending the Veterans of Foreign Wars;
Pages H8390–91

Sense of Congress that a minute of silence should be observed annually on Veterans Day, November 11: H. Con. Res. 195, expressing the sense of Congress that a minute of silence should be observed annually at 11 a.m. on Veterans Day, November 11, in honor of the veterans of all United States wars and to memorialize those members of the Armed Forces who gave their lives in the defense of the United States;
Pages H8391–92

Celebrating the 50th anniversary of the opening of the Falcon International Dam: H. Res. 818, celebrating the 50th anniversary of the opening of the Falcon International Dam, recognizing the dam's importance as a source of water and power and as a symbol of friendship and cooperation between the United States and the United Mexican States, and urging Mexico to honor all of its obligations under the 1944 Treaty Relating to the Utilization of Waters of the Colorado and Tijuana Rivers and of the Rio Grande;
Pages H8398–99

Condemning the abduction of Dylan Benwell from the U.S.: H. Res. 821, condemning the abduction of Dylan Benwell from the United States and calling for his return; and
Pages H8399–H8401

Calling on the U.N. Security Council to take appropriate action in Burma: H. Res. 768, calling on the United Nations Security Council to immediately consider and take appropriate action to respond to the growing threat that the ruling State Peace and Development Council in Burma poses to the South-east Asia region and to the people of Burma.
Pages H8401–03

Suspensions—Proceedings Postponed: The House completed debate on the following measures under suspension of the rules. Consideration on the measures will continue tomorrow, October 7.

Internet Spyware (I-SPY) Prevention Act of 2004: H.R. 4661, amended, to amend title 18, United States Code, to discourage spyware;
Pages H8250–52

Research Review Act of 2004: H.R. 5213, amended, to expand research information regarding multidisciplinary research projects and epidemiological studies;
Pages H8255–57

Providing additional teacher loan forgiveness on Federal student loans: H.R. 5186, amended, to reduce certain special allowance payments and provide additional teacher loan forgiveness on Federal student loans; and
Pages H8319–26

Reauthorizing and improving programs under the Public Works and Economic Development Act of 1965: S. 1134, to reauthorize and improve the programs authorized by the Public Works and Economic Development Act of 1965; and
Pages H8344–49

Comprehensive Peace in Sudan Act: H.R. 5061, amended, to provide assistance for the current crisis in the Darfur region of Sudan and to facilitate a comprehensive peace in Sudan.
Pages H8393–98

Continue Consideration of Suspensions: Agreed that the Speaker be authorized to entertain motions to suspend the rules for the remainder of this legislative day;
Page H8326

Further Supplemental Appropriations for Disaster Relief: The House passed H.R. 5212, making emergency supplemental appropriations for the fiscal year ending September 30, 2005, for additional disaster assistance relating to storm damage, by yeand-nay vote of 412 yeas with none voting "nay", Roll No. 501.
Pages H8287–H8311

Agreed to the Neugebauer amendment (No. 2 printed in the Congressional Record of October 6) that changes section 101 of the bill relating to Agriculture Disaster Assistance.
Pages H8304–07

Rejected the Hensarling amendment (printed in H. Rept. 108–735) that sought to fully offset the cost of the supplemental with a proportional reduction of FY05 discretionary funds once enacted (by a recorded vote of 89 yeas to 321 noes, Roll No. 500).
Pages H8307–10

H. Res. 819, the rule providing for consideration of the bill was agreed to by voice vote.
Pages H8278–87

Agreed to the Putnam amendment in the nature of a substitute to the rule by voice vote, after agreeing to order the previous question by a yeand-nay vote of 216 yeas to 186 nays, Roll No. 499.
Pages H8285–87

Additional Co-Sponsors: Agreed that the Union Calendar print of H.R. 10, to provide for reform of the intelligence community, terrorism prevention and prosecution, border security, and international

cooperation and coordination, reflect additional co-sponsors submitted by the Speaker. **Page H8268**

Early Organization of 109th Congress: The House agreed to H. Res. 824, relating to early organization of the House of Representatives for the One Hundred Ninth Congress. **Page H8330**

Amending the Congressional Accountability Act of 1995: The House agreed to the Senate amendment to H.R. 5122, to amend the Congressional Accountability Act of 1995 to permit members of the Board of Directors of the Office of Compliance to serve for 2 terms—clearing the measure for the President. **Pages H8330–31**

Discharge Petition: Representative Miller of North Carolina moved to discharge the Committee on Rules from the consideration of H. Res. 800, providing for the consideration of H.R. 2802, to reauthorize the Small Business Act and the Small Business Investment Act of 1958 (Discharge Petition No. 16).

Senate Messages: Messages received from the Senate today appear on pages H8171, H8252, H8311, and H8403.

Senate Referrals: S. 2484, S. 2896, S. 1134, S. 2195, and S. 2895 were held at the desk; S. 2796 and S. 2864 were referred to the Committee on the Judiciary. **Page H8404**

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of today. There were no quorum calls.

Pages H8208–09, H8209–10, H8286–87, H8310, H8310–11

Amendments: Amendments ordered printed pursuant to the rule appear on pages H8409–10.

Recess: The House recessed at 3:03 a.m. on Thursday, October 7 and reconvened at 8:07 a.m.

Page H8403

Adjournment: The House met at 10 a.m. and adjourned at 8:08 a.m. on Thursday, October 7.

Committee Meetings

FEDERAL REVENUE OPTIONS

Committee on the Budget: Held a hearing on Federal Revenue Options. Testimony was heard from Representatives Linder, Burgess, English, Price (NC) and Sandlin; and the following former Representatives from Texas: Richard K. Arme; and Bill Archer; and public witnesses.

CHILD PRODUCT SAFETY

Committee on Energy and Commerce: Subcommittee on Commerce, Trade and Consumer Protection held a hearing entitled “Child Product Safety: Do Current Standards Provide Enough Protection?” Testimony was heard from Hal Stratton, Chairman, Consumer Product Safety Commission; and public witnesses.

OFHEO REPORT—FANNIE MAE—ALLEGATIONS OF ACCOUNTING AND MANAGEMENT FAILURE

Committee on Financial Services: Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises held a hearing entitled “The OFHEO Report: Allegations of Accounting and Management Failure at Fannie Mae.” Testimony was heard from Armando Falcon, Director, Office of Federal Housing Enterprise Oversight, Department of Housing and Urban Development; the following officials of Fannie Mae: Franklin D. Raines, Chairman and Chief Executive Officer; Timothy Howard, Vice Chairman and Chief Financial Officer; and Ann McLaughlin Korologos, Presiding Director, Board of Directors.

COMBATING WEST NILE VIRUS—CURRENT CHALLENGES

Committee on Government Reform: Subcommittee on Energy Policy, Natural Resources and Regulatory Affairs held a hearing entitled “Current Challenges in Combating the West Nile Virus.” Testimony was heard from the following officials of the Department of Health and Human Services: Anthony S. Fauci, M.D., Director, National Institute of Allergy and Infectious Diseases, NIH; and Stephen M. Ostroff, M.D., Deputy Director, National Center for Infectious Diseases, Centers for Disease Control and Prevention; Benjamin J. Grumbles, Acting Assistant Administrator, Office of Water, EPA; John Pape, Chief Epidemiologist, Department of Public Health and Environment, State of Colorado; and public witnesses.

INTERNATIONAL RELIGIOUS FREEDOM 2004 ANNUAL REPORT

Committee on International Relations: Held a hearing on the Annual Report on International Religious Freedom 2004 and Designations of Countries of Particular Concern. Testimony was heard from Ambassador-at-Large John V. Hanford III, International Religious Freedom, Department of State; Preeta Bansal, Chair, U.S. Commission on International Religious Freedom; and public witnesses.

U.S. TRADE DISPUTES—PERU AND ECUADOR

Committee on International Relations: Subcommittee on Western Hemisphere held a hearing on U.S. Trade Disputes in Peru and Ecuador. Testimony was heard from Earl Anthony Wayne, Assistant Secretary, Bureau of Economic and Business Affairs, Department of State; Regina K. Vargo, Assistant U.S. Trade Representative for the Americas; and public witnesses.

OVERSIGHT—PRESIDENTIAL SUCCESSION ACT

Committee on the Judiciary: Subcommittee on the Constitution held an oversight hearing on the Presidential Succession Act. Testimony was heard from