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Record Votes: One record vote was taken today.
 (Total—193) Page S7391

Adjournment: Senate met at 9:55 a.m., and adjourned at 3:54 p.m., until 4 p.m., on Monday, July 29, 2002. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S7443.)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Lt. Gen. James T. Hill, USA, for appointment to the grade of general and assignment as Commander in Chief, United States Southern Command, and Vice Adm. Edmund P. Giambastiani, Jr., USN, for appointment to the grade of admiral and assignment as Commander in Chief, United States Joint Forces Command.

Prior to this action, committee concluded hearings, in open and closed sessions, on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Lt. Gen.

Hill was introduced by Senator Graham, and Vice Adm. Giambastiani was introduced by Senator Warner.

BIRTH DEFECTS

Committee on Health, Education, Labor, and Pensions: Subcommittee on Children and Families concluded hearings to examine public health issues related to birth defects, focusing on strategies for prevention and ensuring quality of life, after receiving testimony from Jose F. Cordero, Director, National Center on Birth Defects and Developmental Disabilities, Centers for Disease Control and Prevention, Department of Health and Human Services; Hal Pote, J.P. Morgan Chase Manhattan, on behalf of the Spina Bifida Foundation and the Spina Bifida Association of America, and Nancy S. Green, Albert Einstein School of Medicine, on behalf of the March of Dimes Birth Defects Foundation, both of New York, New York; and Fred Liguori, Granby, Connecticut.

INDIAN MONEY ACCOUNTS

Committee on Indian Affairs: On Thursday, July 25, Committee concluded hearings to examine the July 2, 2002 Report of the Department of the Interior to Congress on historical accounting of Individual Indian Money Accounts, after receiving testimony from McCoy Williams, Director, Financial Management and Assurance, General Accounting Office; James Cason, Associate Deputy Secretary, Bert Edwards, Executive Director, Office of Historical Trust Accounting, and Tom Slonaker, Special Trustee for American Indians, all of the Department of the Interior; and William F. Causey, Nixon Peabody, Washington, D.C.

House of Representatives

Chamber Action

Measures Introduced: 74 public bills, H.R. 5240–5262, 5264–5314; 1 private bill, H.R. 5315; and 15 resolutions, H.J. Res. 109; H. Con. Res. 452–458, and H. Res. 509–515, were introduced.

Pages H5993–97

Reports Filed: Reports were filed today as follows:
 H.R. 4883, to reauthorize the Hydrographic Services Improvement Act of 1998, amended (H. Rept. 107–621);

H.R. 5012, to amend the John F. Kennedy Center Act to authorize the Secretary of Transportation to carry out a project for construction of a plaza adja-

cent to the John F. Kennedy Center for the Performing Arts (H. Rept. 107–622);

H.R. 5263, making appropriations for agriculture, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2003, and for other purposes (H. Rept. 107–623);

Conference report on H.R. 3009, to extend the Andean Trade Preference Act, to grant additional trade benefits under that Act (H. Rept. 107–624); and

H. Res. 509, waiving points of order against the conference report to accompany H.R. 3009, to extend the Andean Trade Preference Act and to grant additional trade benefits under that Act (H. Rept. 107-625). **Pages H5888-H5957, H5962, H5993**

Homeland Security Act: The House passed H.R. 5005, to establish the Department of Homeland Security by a recorded vote of 295 ayes to 132 noes, Roll No. 367. The bill was also debated on July 25. **Pages H5793-H5845, H5845-88**

Agreed to the DeLauro motion to recommit the bill to the Select Committee on Homeland Security with instructions to report it back forthwith with an amendment that prohibits contracting with corporate expatriates by a recorded vote of 318 ayes to 110 noes, Roll No. 366. Subsequently, Majority Leader Arme y reported the bill back to the House with the amendment and the amendment was agreed to. **Pages H5885-87**

Agreed To:

Rogers of Kentucky Amendment No. 14 printed in H. Rept. 107-615, debated on July 25, that gives permissive authority to the Secretary to establish and operate a permanent Joint Interagency Homeland Security Task Force; **Pages H5799-H5800**

Shays Amendment No. 17 printed in H. Rept. 107-615 that protects the union rights of employees transferred into the Department of Homeland Security and allows the President to exempt applications where there would be a substantial adverse impact on the Department's ability to protect homeland security (agreed to by a recorded vote of 229 ayes to 201 noes, Roll No. 356); **Pages H5800-04**

Quinn amendment No. 19 printed in H. Rept. 107-615 that requires collaboration with employee representatives in the planning, development, and implementation of any human resources management system (agreed to by a recorded vote of 227 ayes to 202 noes, Roll No. 358); **Pages H5809-13**

Arme y en bloc manager's amendment No. 21 printed in H. Rept. 107-615 that includes various technical amendments and amendments requested by the Committees on Energy and Commerce, Science, Transportation and Infrastructure, Agriculture, Appropriations, and Government Reform (agreed to by a recorded vote of 222 ayes to 204 noes, Roll No. 361; and **Pages H5817-29, H5837-38**

Chambliss amendment No. 26 printed in H. Rept. 107-615, as modified, that establishes the Homeland Security Information Sharing Act to facilitate the sharing of security information. **Pages H5854-61**

Rejected:

Waxman Amendment No. 3 printed in H. Rept. 107-615 that sought to codify and strengthen the White House Office of Homeland Security which

was established in Executive Order 13228 (rejected by a recorded vote of 175 ayes to 248 noes, Roll No. 352); **Pages H5793-98**

Oberstar Amendment No. 1 printed in H. Rept. 107-615, debated on July 25, that sought to retain FEMA as an independent agency with responsibility for natural disaster preparedness, response, and recovery (rejected by a recorded vote of 165 ayes to 261 noes, Roll No. 353); **Pages H5798-99**

Cardin Amendment No. 8 printed in H. Rept. 107-615, debated on July 25, that sought to preserve the Customs Service as a distinct entity within the Department of Homeland Security (rejected by a recorded vote of 177 ayes to 245 noes, Roll No. 354); **Page H5799**

Morella amendment No. 18 printed in H. Rept. 107-615 that sought to protect the rights of union employees who are transferred into the Department of Homeland Security with the same job responsibilities (rejected by a recorded vote of 208 ayes to 222 noes, Roll No. 357); **Pages H5804-09**

Turner amendment No. 22 printed in H. Rept. 107-615 that sought to indemnify companies who sell anti-terrorism technologies to Federal, state, and local governments (rejected by a recorded vote of 214 ayes to 215 noes, Roll No. 359); **Pages H5829-36**

Waxman amendment No. 20 printed in H. Rept. 107-615 that sought to strike section 761 which establishes a human resources management system and inserts various provisions including the authority for the Director to adjust pay schedules except that employees transferred to the Department of Homeland Security may not have their pay reduced, provides for suspension and removal of employees in the interests of national security; and provides remedies for retaliation against whistleblowers (rejected by a recorded vote of 208 ayes to 220 noes, Roll No. 360); **Pages H5813-17, H5837**

Oberstar amendment No. 23 printed in H. Rept. 107-615 that sought to strike section 409 which extends the deadline to fully utilize explosive detection systems to screen all checked baggage to December 31, 2003 (rejected by a recorded vote of 211 ayes to 217 noes, Roll No. 362); **Pages H5838-45, H5868-69**

Schakowsky amendment No. 24 printed in H. Rept. 107-615 that sought to strike subtitle C of title VII, the Critical Infrastructure Information Act, and to strike section 762, Advisory Committees, and to insert a new section dealing with remedies for retaliation against whistleblowers (rejected by a recorded vote of 188 ayes to 240 noes, Roll No. 363); **Pages H5845-50, H5869**

Tom Davis of Virginia amendment No. 25 printed in H. Rept. 107-615 that sought to define the

term “covered Federal agency,” for purposes of exemption from disclosure under the Freedom of Information Act, to mean the Department of Homeland Security and agencies with which the Department shares critical infrastructure information (rejected by a recorded vote of 195 ayes to 233 noes, Roll No. 364); and

Pages H5850–53, H5869–70

Weldon of Florida amendment No. 27 printed in H. Rept. 107–615 that sought to transfer the visa office of the Bureau of Consular Affairs of the Department of State to the Department of Homeland Security (rejected by a recorded vote of 118 ayes to 309 noes, Roll No. 365).

Pages H5861–65, H5870–71

Rejected the Murtha motion that the Committee rise and strike the enacting clause by voice vote.

Pages H5871–72

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill.

Page H5888

H. Res. 502, the rule that provided for consideration of the bill was agreed to on July 25.

Recess: the House recessed at 9:56 p.m. and reconvened at 11:15 p.m.

Page H5888

Terrorism Risk Protection Act—Go To Conference: The House disagreed with the Senate amendment to H.R. 3210, to ensure the continued financial capacity of insurers to provide coverage for risks from terrorism, and agreed to a conference. Appointed as conferees: From the Committee on Financial Services, for consideration of the House bill and the Senate amendment thereto, and modifications committed to conference: Chairman Oxley and Representatives Baker, Ney, Kelly, Shays, Fossella, Ferguson, LaFalce, Kanjorski, Bentsen, Maloney of Connecticut, and Hooley. From the Committee on the Judiciary, for consideration of section 15 of the House bill and sections 10 and 11 of the Senate amendment thereto, and modifications committed to conference: Chairman Sensenbrenner and Representatives Goodlatte and Conyers (The Chair announced that Representative Goodlatte had replaced Representative Coble as a conferee).

Pages H5962, H5969

Trade Act of 2002: The House agreed to the conference report on H.R. 3009, to extend the Andean Trade Preference Act and to grant additional trade benefits under that Act by a yea-and-nay vote of 215 yeas to 212 nays, Roll No. 370.

Pages H5969–86

The House agreed to H. Res. 509, the rule waiving points of order against consideration of the conference report by a yea-and-nay vote of 220 yeas to 200 nays, Roll No. 369.

Pages H5962–69

Earlier agreed to H. Res. 507, waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the

Committee on Rules by a yea-and-nay vote of 217 yeas to 207 nays, Roll No. 368.

Pages H5888, H5957–61

Summer District Work Period: The House agreed to S. Con. Res. 132, providing for a conditional adjournment or recess of the Senate and a conditional adjournment of the House of Representatives. Subsequently read a letter from the Speaker wherein he appointed Majority Leader Arme, pursuant to section 2 of S. Con. Res. 132, to act jointly with the Majority Leader of the Senate or his designee, in the event of his death or inability to notify the Members of the House and the Senate, respectively.

Pages H5986–87

Committee Election: The House agreed to H. Res. 510, electing Representative Gekas to the Committee on Agriculture.

Page H5987

Calendar Wednesday: Agreed to dispense with the Calendar Wednesday business of Wednesday, Sept. 4.

Page H5987

Resignations—Appointments: Agreed that notwithstanding any adjournment of the House until Wednesday, September 4, 2002, the Speaker, Majority Leader and Minority Leader be authorized to accept resignations and make appointments authorized by law or by the House.

Page H5987

Consideration of Motions to Suspend the Rules: Agreed that it be in order on Wednesday, September 4 for the Speaker to entertain motions to suspend the rules.

Page H5987

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Wolf or if he is not available to perform this duty Representative Gilchrest to act as Speaker pro tempore to sign enrolled bills and joint resolutions through September 4.

Page H5987

U.S. Group of the North Atlantic Assembly: Read a letter from Representative Borski wherein he announced his resignation from the NATO Parliamentary Assembly. Subsequently, the Chair announced the Speaker's appointment of Representative Tanner to the United States Group of the North Atlantic Assembly to fill the existing vacancy thereon.

Page H5987

Additional Conferees to Bob Stump National Defense Authorization Act: The Chair announced additional conferees to H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces: As additional conferees from the committee on Small Business, for

consideration of sections 243, 824, and 829 of the Senate amendment and modifications committed to conference: chairman Manzullo and Representatives Kelly and Velázquez. **Page H5987**

Senate Messages: Message received from the Senate today appears on page H5845.

Referrals: S. 2771 was held at the desk.

Quorum Calls—Votes: Three yea-and-nay votes and sixteen recorded votes developed during the proceedings of the House today and appears on pages H5797–98, H5798–99, H5799, H5800, H5804, H5809, H5812–13, H5836, H5837, H5837–38, H5868–69, H5869, H5869–70, H5870–71, H5886–87, H5887–88, H5960–61, H5968–69, and H5986. There were no quorum calls.

Adjournment: The House met at 10 a.m. and at 3:40 a.m. on Saturday, July 27, pursuant to the provisions of S. Con. Res. 132, the House stands adjourned until 2 p.m. on Wednesday, September 4, 2002.

Committee Meetings

“OATH TAKING, TRUTH TELLING, AND REMEDIES IN THE BUSINESS WORLD”

Committee on Energy and Commerce: Held a hearing entitled “Oath Taking, Truth Telling, and Remedies in the Business World.” Testimony was heard from public witnesses.

OVERSIGHT REPORT

Committee on Government Reform: Subcommittee on Criminal Justice, Drug Policy, and Human Resources approved for full Committee action an oversight report entitled: “Federal Law Enforcement at the Borders and Ports of Entry: Challenges and Solutions.”

ANTI-DRUG MEDIA CAMPAIGN CONTRACTORS—IMPACT OF POTENTIAL RESTRICTIONS

Committee on Government Reform: Subcommittee on Criminal Justice, Drug Policy, and Human Resources held a hearing on “Impact of Potential Restrictions on Anti-Drug Media Campaign Contractors.” Testimony was heard from Christopher Marston, Deputy Chief of Staff, Office of National Drug Control Policy; Michael Jaggard, Executive Director, Acquisition and Business Management, Office of the Assistant Secretary, Research, Development and Acquisition, Department of the Navy; and a public witness.

TRADE ACT OF 2002—CONFERENCE REPORT

Committee on Rules: Granted, by voice vote, a rule waiving all points of order against the conference report and against its consideration. The rule provides that the conference report shall be considered as read.

CONGRESSIONAL PROGRAM AHEAD

Week of July 29 through August 3, 2002

Senate Chamber

On *Monday*, at approximately 5:30 p.m., Senate will vote on confirmation of the nomination of Julia Smith Gibbons, of Tennessee, to be United States Circuit Judge for the Sixth Circuit; following which, Senate will consider the nominations of Joy Flowers Conti, to be United States District Judge for the Western District of Pennsylvania, and John E. Jones III, to be United States District Judge for the Middle District of Pennsylvania, with votes to occur thereon; following which, Senate will resume consideration of S. 812, Greater Access to Affordable Pharmaceuticals Act.

On *Tuesday*, Senate will continue and expects to complete consideration of S. 812, Greater Access to Affordable Pharmaceuticals Act.

During the balance of the week, Senate will consider any other cleared legislative and executive business, including appropriations bills, and conference reports, when available.

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Armed Services: July 30, Subcommittee on Emerging Threats and Capabilities, to hold hearings to examine the report of the General Accounting Office on nuclear proliferation and efforts to help other countries combat nuclear smuggling, 2:30 p.m., SR–232A.

July 31, Full Committee, to hold hearings to examine the status of Operation Enduring Freedom, 3 p.m., SD–106.

August 1, Full Committee, to resume open and closed (in Room SR–222) hearings to examine the implications of the Strategic Offensive Reductions Treaty (Treaty Doc. 107–8), 9 a.m., SD–106.

Committee on Banking, Housing, and Urban Affairs: July 30, to hold hearings on the nominations of Ben S. Bernanke, of New Jersey, and Donald L. Kohn, of Virginia, each to be a Member of the Board of Governors of the Federal Reserve System, 10 a.m., SD–538.

August 1, Subcommittee on International Trade and Finance, to hold oversight hearings to examine the role of charities and non-governmental organizations in the financing of terrorist activities, 2:30 p.m., SD–538.