

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S4187–S4373*

**Measures Introduced:** Fifteen bills and three resolutions were introduced, as follows: S. 819–833, S. Res. 81–82, and S. Con. Res. 36. **Pages S4245–46**

#### Measures Passed:

**Production of Records Authorization:** Senate agreed to S. Res. 82, to authorize the production of records by the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs and representation by the Senate Legal Counsel.

**Page S4373**

**Elementary and Secondary Education Act Authorization:** Senate continued consideration of S. 1, to extend programs and activities under the Elementary and Secondary Education Act of 1965, taking action on the following amendments proposed thereto:

**Pages S4187–S4232**

#### Adopted:

Hagel (for Harkin/Hagel) Modified Amendment No. 360 (to Amendment No. 358), to amend the Individuals with Disabilities Education Act to fully fund 40 percent of the average per pupil expenditure for programs under part B of such Act.

**Pages S4206–12**

By a unanimous vote of 100 yeas (Vote No. 89), Collins Amendment No. 359 (to Amendment No. 358), to improve the Read First Program.

**Pages S4194–S4215**

By 93 yeas to 7 nays (Vote No. 90), Jeffords Amendment No. 361 (to Amendment No. 358), to improve the provisions relating to certain assessments.

**Pages S4215–32**

By 79 yeas to 21 nays (Vote No. 91), Dodd/Collins Amendment No. 365, to increase the authorization of appropriations for local educational agency grants.

**Pages S4217–32**

Subsequently, the amendment was modified.

**Page S4232**

#### Pending:

Jeffords Amendment No. 358, in the nature of a substitute. **Pages S4188–S4232**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, at 10 a.m. on Friday, May 4, 2001, with votes on certain proposed amendments to occur on Tuesday, May 8, 2001. **Pages S4230–31**

#### Congressional Budget Conference Report—

**Agreement:** A unanimous-consent-time agreement was reached providing that if the House of Representatives has adopted the conference report on H. Con. Res. 83, establishing the congressional budget for the United States Government for fiscal year 2002, revising the congressional budget for the United States Government for fiscal year 2001, and setting forth appropriate budgetary levels for each of fiscal years 2003 through 2011, and copies have been made available under the Senate Rules, then the Senate proceed to consideration of the conference report on Monday, May 7, 2001, with a vote on adoption of the conference report to occur on Tuesday, May 8, 2001. **Pages S4230–31**

**Nomination—Agreement:** A unanimous-consent-time agreement was reached providing for consideration of the nomination of John Robert Bolton, of Maryland, to be Under Secretary of State for Arms Control and International Security, on Monday, May 7, 2001, with a vote on confirmation of the nomination to occur on Tuesday, May 8, 2001. **Pages S4230–31**

**Nominations Confirmed:** Senate confirmed the following nominations:

Michael P. Jackson, of Virginia, to be Deputy Secretary of Transportation.

Charles S. Abell, of Virginia, to be an Assistant Secretary of Defense.

Brenda L. Becker, of Virginia, to be an Assistant Secretary of Commerce.

Theodore William Kassinger, of Maryland, to be General Counsel of the Department of Commerce.

2 Coast Guard nominations in the rank of admiral.

Routine lists in the Coast Guard.	Pages S4372–73
<b>Executive Communications:</b>	Pages S4243–44
<b>Petitions and Memorials:</b>	Pages S4244–45
<b>Executive Reports of Committees:</b>	Page S4245
<b>Messages From the House:</b>	Page S4243
<b>Statements on Introduced Bills:</b>	Pages S4247–70
<b>Additional Cosponsors:</b>	Pages S4246–47
<b>Amendments Submitted:</b>	Pages S4272–S4371
<b>Additional Statements:</b>	Pages S4240–43
<b>Notices of Hearings:</b>	Pages S4371–72
<b>Authority for Committees:</b>	Page S4372
<b>Privileges of the Floor:</b>	Page S4372

**Record Votes:** Three record votes were taken today. (Total—91) Pages S4215, S4232

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 8:48 p.m., until 10 a.m., on Friday, May 4, 2001. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S4373.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS—AGRICULTURE

*Committee on Appropriations:* Subcommittee on Agriculture, Rural Development, and Related Agencies concluded hearings on proposed budget estimates for fiscal year 2002 for the Department of Agriculture, focusing on assistance to producers and the farm economy, after receiving testimony from Thomas Hunt Shipman, Acting Deputy Under Secretary, Farm and Foreign Agricultural Services, and Keith J. Collins, Chief Economist, Office of the Deputy Secretary, both of the Department of Agriculture.

### APPROPRIATIONS—STATE

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State, and the Judiciary concluded hearings on proposed budget estimates for fiscal year 2002 for the Department of State, after receiving testimony from Colin L. Powell, Secretary of State.

### AMISH YOUTH EMPLOYMENT

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education concluded hearings to examine the employment needs of Amish youth, focusing on the statutory and regulatory requirements of the Fair Labor Standards Act as they apply to the employment of Amish youth in the sawmill and woodworking industries, after receiving testimony from Representatives Pitts and Souder; Thomas M. Markey, Acting Administrator, Wage and Hour Division, Employment Standards Administration, Department of Labor; Christ K. Blank, Old Order Amish Steering Committee-National, Kinzers, Pennsylvania; Herman Bontrager, National Committee for Amish Religious Freedom, New Holland, Pennsylvania; and William Burkholder, Centerville, Pennsylvania.

### APPROPRIATIONS—NATIONAL DRUG CONTROL POLICY

*Committee on Appropriations:* Subcommittee on Treasury and General Government concluded hearings on proposed budget estimates for fiscal year 2002 for the Office of National Drug Control Policy, after receiving testimony from Edward H. Jurith, Acting Director, Office of National Drug Control Policy.

### U.S.S. COLE

*Committee on Armed Services:* Committee concluded open and closed hearings to examine the lessons learned from the attack on U.S.S. *Cole*, the report of the Crouch/Gehman Commission, and the Navy's Judge Advocate General Manual Investigation into the attack, including a review of appropriate standards of accountability for United States military services, after receiving testimony from Gen. Henry H. Shelton, USA, Chairman, Joint Chiefs of Staff; Adm. Vernon E. Clark, USN, Chief of Naval Operations; Gen. Charles T. Robertson, Jr., USAF, Commander-in-Chief, United States Transportation Command; and Adm. Lowell Jacoby, USN, Director, Joint Chiefs of Staff J-2.

### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported the following business items:

S. 127, to give American companies, American workers, and American ports the opportunity to compete in the United States cruise market;

H.R. 1098, to improve the recording and discharging of maritime liens and expand the American Merchant Marine Memorial Wall of Honor;

S. 718, to direct the National Institute of Standards and Technology to establish a program to support research and training in methods of detecting the use of performance-enhancing drugs by athletes, with amendments; and

The nominations of Michael P. Jackson, of Virginia, to be Deputy Secretary of Transportation, Brenda L. Becker, of Virginia, to be an Assistant Secretary of Commerce, Theodore William Kassinger, of Maryland, to be General Counsel of the Department of Commerce, and certain nominations for promotion in the United States Coast Guard.

### NUCLEAR ENERGY STRATEGY

*Committee on Energy and Natural Resources:* Committee concluded joint oversight hearings with the Committee on Appropriations' Subcommittee on Energy and Water Development on the state of the nuclear power industry and the future of the industry in a comprehensive energy strategy, after receiving testimony from Richard A. Meserve, Chairman, Nuclear Regulatory Commission; Corbin A. McNeill, Exelon Corporation, Chicago, Illinois; James K. Asselstine, Lehman Brothers, Inc., New York, New York; John F. Ahearne, Duke University, Durham, North Carolina; Heather J. MacLean, Massachusetts Institute of Technology Nuclear Engineering Department, Cambridge; and Richard Rhodes, Madison, Connecticut.

### WHOLESALE ELECTRICITY PRICES

*Committee on Energy and Natural Resources:* Committee concluded oversight hearings to review the Federal Energy Regulatory Commission's order addressing wholesale electricity prices in California and the Western United States, after receiving testimony from Curt L. Hebert, Jr., Chairman, William L. Massey, Commissioner, and Linda K. Breathitt, Commissioner, all of the Federal Energy Regulatory Commission, Department of Energy.

### FEDERAL ELECTION REFORM

*Committee on Governmental Affairs:* Committee held oversight hearings to examine issues related to reform of federal election practices and procedures, receiving testimony from Senator Bond; Representative Clay; Washington State Elections Director Gary McIntosh, Olympia; Maryland Secretary of State John T. Willis, Annapolis; Carolyn Jefferson-Jenkins, League of Women Voters of the United States, Colo-

rado Springs, Colorado; Ralph G. Neas, People for the American Way, Washington, D.C.; Deborah M. Phillips, Voting Integrity Project, Arlington, Virginia; Larry J. Sabato, University of Virginia Center for Governmental Studies, Charlottesville; R. Michael Alvarez, California Institute of Technology Division of Humanities and Social Sciences, Pasadena, on behalf of the Caltech/MIT Voting Technology Project; and Daniel B. Perrin, Committee for Honest Politics, Inc., Mary Esther, Florida.

Hearings continue Wednesday, May 9.

### BUSINESS MEETING

*Committee on the Judiciary:* Committee met to discuss pending committee business.

### ASYLUM POLICY

*Committee on the Judiciary:* Subcommittee on Immigration concluded hearings to examine certain aspects of United States immigration policy, focusing on asylum issues, including detention practices, expedition removal, asylum claim filing deadline, and refugee resettlement and protection, after receiving testimony from Karen Musalo, University of California Hastings College of the Law, San Francisco; Wendy A. Young, Women's Commission for Refugee Women and Children, and Dan Stein, Federation for American Immigration Reform, both of Washington, D.C.; Eleanor Acer, Lawyers Committee for Human Rights, and Leonard S. Glickman, Hebrew Immigrant Aid Society, both of New York, New York; Donald Hammond, World Relief, Congers, New York; and certain asylees.

### PRESCRIPTION DRUG TECHNOLOGY AND SAFETY

*Special Committee on Aging:* Committee concluded hearings to examine new technologies that could be used to ensure the safe and efficient distribution of prescription drugs, after receiving testimony from Janet M. Corrigan, Director, Board on Health Care Services, Institute of Medicine; Harold H. Allen, Loudoun Hospital Center, Leesburg, Virginia; Peter A. Klein, En-Vision America, Normal, Illinois; Neil Reed, Eastern Idaho Regional Medical Center, Idaho Falls; David W. Bates, Brigham and Women's Hospital, Boston, Massachusetts, on behalf of the American Medical Informatics Association; and Marty R. McKay, Pearson Drugs, LeCompte, Louisiana, on behalf of the Louisiana Pharmacists Association.

# House of Representatives

## *Chamber Action*

**Bills Introduced:** 48 public bills, H.R.1693–1708, H.R. 1710–1741; 1 private bill, H.R. 1709; and H. Con. Res. 123–127, and H. Res. 132 were introduced. **Pages H1922–25**

**Reports Filed:** Reports were filed today as follows:

Conference report on H. Con. Res. 83, establishing the congressional budget for the United States Government for fiscal year 2002, revising the congressional budget for the United States Government for fiscal year 2001, and setting forth appropriate budgetary levels for each of fiscal years 2003 through 2011 (H. Rept. 107–55); and

H. Res. 131, waiving a requirement of clause 6(a) of rule XIII with respect to the consideration of certain resolutions reported from the Committee on Rules (H. Rept. 107–56). **Pages H1864–H1911, H1913**

**Guest Chaplain:** The prayer was offered by the Guest Chaplain, Dr. Lloyd John Ogilvie, Chaplain, United States Senate. **Page H1863**

**Journal:** Agreed to the Speaker's approval of the Journal of Wednesday, May 2 by a yea-and-nay vote of 299 yeas to 107 nays, Roll No. 99. **Pages H1864, H1912**

**Motion to Adjourn:** Rejected the Bonior motion to adjourn by a yea-and-nay vote of 157 yeas to 250 nays, Roll No. 97. **Pages H1863–64**

**Recess:** The House recessed at 10:30 a.m. and reconvened at 11:33 p.m. **Page H1864**

**Motion to Adjourn:** Rejected the Capuano motion to adjourn by a yea-and-nay vote of 171 yeas to 239 nays, Roll No. 98. **Pages H1911–12**

**Recess:** The House recessed at 12:08 a.m. on Friday, May 4 and reconvened at 1:56 a.m. on Friday, May 4. **Page H1912**

**Meeting Hour—Monday, May 7:** Agreed that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, May 7. **Pages H1913–15**

**Meeting Hour—Tuesday, May 8:** Agreed that when the House adjourns on Monday, May 7, it adjourn to meet at 12:30 p.m. on Tuesday, May 8 for morning-hour debate. **Pages H1915–16**

**Calendar Wednesday:** Agreed to dispense with the Calendar Wednesday business of Wednesday, May 9. **Page H1916**

**Vietnam Education Foundation:** The Chair announced the Speaker's appointment, upon the recommendation of the Minority Leader, of Representative George Miller of California to the Vietnam Education Foundation. **Page H1916**

**Quorum Calls—Votes:** Three yea-and-nay votes developed during the proceedings of the House today and appear on pages H1863–64, H1911–12, and H1912. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 2:21 a.m. on Friday, May 4.

## *Committee Meetings*

### FEDERAL FARM COMMODITY PROGRAMS

*Committee on Agriculture:* Concluded hearings on Federal Farm Commodity Programs, the National Farmers Organization. Testimony was heard from Linda Reineke, National Director, Grain Department, National Farmers Organization.

### COMMERCE, STATE, JUSTICE AND JUDICIARY APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Secretary of Commerce. Testimony was heard from Donald L. Evans, Secretary of Commerce.

### ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Energy and Water Development met in executive session to hold a hearing on Atomic Energy Defense Activities. Testimony was heard from the following officials of the National Nuclear Security Administration, Department of Energy: Gen. John A. Gordon, USAF (Ret.), Under Secretary, Nuclear Security and Administrator; and Adm. Frank L. Bowman, USN, Director, Naval Nuclear Propulsion Program.

### INTERIOR APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Interior held a hearing on the Secretary of Energy. Testimony

was heard from Spencer Abraham, Secretary of Energy.

#### LABOR-HHS-EDUCATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services and Education held a hearing on the Centers for Disease Control and Prevention. Testimony was heard from Jeffrey Copland, Director, Centers for Disease Control and Prevention, Department of Health and Human Services.

#### TRANSPORTATION APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Transportation held a hearing on Research and Special Programs Administration, and on Airline Delays. Testimony was heard from the following officials of the Department of Transportation: Edward A. Brigham, Acting Deputy Administrator, Research and Special Programs Administration; Jane F. Garvey, Administrator, FAA; and Kenneth M. Mead, Inspector General; and public witnesses.

#### TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on Treasury, Postal Service and General Government held a hearing on the Secretary of Treasury, and on the Executive Office of the President. Testimony was heard from Paul H. O'Neill, Secretary of the Treasury; and Phil Larsen, Director, Office of Administration; Executive Office of the President.

#### VA-HUD APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on VA, HUD, and Independent Agencies held a hearing on NASA. Testimony was heard from Daniel S. Goldin, Administrator, NASA; and Sean O'Keefe, Deputy Director, OMB.

#### MILITARY HOUSING PRIVATIZATION INITIATIVE IMPLEMENTATION

*Committee on Armed Services:* Subcommittee on Military Installations and Facilities held a hearing on the implementation of the Military Housing Privatization Initiative. Testimony was heard from the following officials of the Department of Defense: Randall Yim, Deputy Under Secretary; Paul Johnson, Deputy Assistant Secretary of the Army (Installations and Housing); Duncan Holady, Acting Assistant

Secretary of the Navy (Installations and Environment); and Jimmy Dishner, Deputy Assistant Secretary of the Air Force (Installations).

#### NO CHILD LEFT BEHIND ACT

*Committee on Education and the Workforce:* Continued markup of H.R. 1, No Child Left Behind Act of 2001.

#### ELECTRICITY EMERGENCY RELIEF ACT

*Committee on Energy and Commerce:* Subcommittee on Energy and Air Quality continued hearings on H.R. 1647, Electricity Emergency Relief Act. Testimony was heard from Jeff Stier, Vice President, Bonneville Power Administration, Department of Energy; William Keese, Chairman, Energy Commission, State of California; and public witnesses.

#### FDA MODERNIZATION ACT EFFECTIVENESS

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled "Evaluating the Effectiveness of the Food and Drug Administration Modernization Act." Testimony was heard from Linda Suydam, Senior Associate Commissioner, FDA, Department of Health and Human Services; and public witnesses.

#### HOUSING AFFORDABILITY ISSUES

*Committee on Financial Services:* Subcommittee on Housing and Community Opportunity held a hearing on housing affordability issues. Testimony was heard from Kathy Nelson, Economist, Department of Housing and Urban Development; Thomas Menino, Mayor, Boston, Massachusetts; and public witnesses.

#### ORGANIZED CRIME INVESTIGATIONS

*Committee on Government Reform:* Held a hearing on "The FBI's Controversial Handling of Organized Crime Investigations in Boston: The Case of Joseph Salvati." Testimony was heard from Joseph Salvati, Marie Salvati, Victor J. Garo, Attorney for Joseph Salvati, F. Lee Bailey, Attorney for Joseph Barboza, Joseph Balliro, Sr., Attorney for Vincent Flemmi and Henry Tameleo and H. Paul Rico, former FBI Special Agent.

**OVERSIGHT—DEPARTMENT OF JUSTICE  
REAUTHORIZATION**

*Committee on the Judiciary:* Subcommittee on Crime held an oversight hearing on the “Reauthorization of the United States Department of Justice Part 1—Criminal Law Enforcement Agencies.” Testimony was heard from the following officials of the Department of Justice: Thomas Pickard, Deputy Director, FBI; Donnie Marshall, Administrator, DEA; Kathleen Hawk Sawyer, Director, Federal Bureau of Prisons; and Louie T. McKinney, Acting Director, U.S. Marshals Service.

**OVERSIGHT—GEOTHERMAL RESOURCES  
ON PUBLIC LANDS**

*Committee on Resources:* Subcommittee on Energy and Mineral Resources held an oversight hearing on Geothermal Resources on Public Lands: The Resource Base and Constraints on Development. Testimony was heard from the following officials of the Department of the Interior: Colin F. Williams, Supervisory Geophysicist, U.S. Geological Survey; and Bob Anderson, Deputy Assistant Director, Minerals, Realty and Resource Protection, Bureau of Land Management; Bob Dickson, Deputy Assistant Secretary, Office of Power Technologies, Department of Energy; and public witnesses.

**OVERSIGHT**

*Committee on Resources:* Subcommittee on Fisheries Conservation, Wildlife and Oceans held an oversight hearing on the following: U.S. Fish and Wildlife Service; National Oceanic and Atmospheric Administration; and on the National Marine Fisheries Service budgets for fiscal year 2002. Testimony was heard from Scott B. Gudes, Acting Under Secretary, Oceans and Atmosphere, NOAA; and Marshall Jones, Acting Director, U.S. Fish and Wildlife Service, Department of the Interior.

**CONCURRENT BUDGET RESOLUTION—  
WAIVING SAME DAY CONSIDERATION  
REQUIREMENT**

*Committee on Rules:* Granted, by voice vote, a rule waiving clause 6(a) of rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from Rules Committee) against certain resolutions reported from the Rules Committee. The rule applies the waiver to a special rule reported on the legislative day of May 8, 2001, providing for consideration or disposition of any conference report to accompany H. Con. Res. 83, establishing the congressional budget for the United States Government for fiscal year 2002.

**ACID RAIN**

*Committee on Science:* Held a hearing on Acid Rain: The State of the Science and Research Needs for the Future. Testimony was heard from public witnesses.

**ENERGY REALITIES**

*Committee on Science:* Subcommittee on Energy held a hearing on Energy Realities: Rates of Consumption, Energy Reserves, and Future Options. Testimony was heard from Suzanne D. Weedman, Program Coordinator, Energy Resources Programs, U.S. Geological Survey, Department of the Interior; and public witnesses.

**COAST GUARD BUDGET**

*Committee on Transportation and Infrastructure:* Subcommittee on Coast Guard and Maritime Transportation held a hearing on Coast Guard fiscal year 2002 budget request. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. James M. Loy, USCG, Commandant; and Master Chief Petty Officer Vincent Patton, III; and JayEtta Hecker, Director, Physical Infrastructure Issues. GAO.

**ENERGY TAX**

*Committee on Ways and Means:* Subcommittee on Select Revenue Measures held a hearing on Energy Tax. Testimony was heard from Joseph M. Mikrut, Tax Legislative Counsel, Department of the Treasury; Mary Hutzler, Director, Office of Integrated Analysis and Forecasting, Energy Information Administration, Department of Energy; and public witnesses.

**BRIEFING—COUNTERTERRORISM**

*Permanent Select Committee on Intelligence:* Domestic Terrorism Working Group met in executive session

to receive a briefing on Counterterrorism: View From the Top. The Committee was briefed by departmental witnesses.

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**COMMITTEE MEETINGS FOR FRIDAY,  
MAY 4, 2001**

*(Committee meetings are open unless otherwise indicated)*

**Senate**

No meetings/hearings scheduled.

**House**

No Committee meetings are scheduled.

*Next Meeting of the SENATE*

10 a.m., Friday, May 4

*Next Meeting of the HOUSE OF REPRESENTATIVES*

2 p.m., Monday, May 7

## Senate Chamber

**Program for Friday:** Senate will continue consideration of S. 1, Elementary and Secondary Education Act Authorization.

## House Chamber

**Program for Monday:** Pro forma session.

## Extensions of Remarks, as inserted in this issue

## HOUSE

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*(House proceedings for today will be continued in the next issue of the Record.)*



## Congressional Record

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