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No. 45

## House of Representatives

The House met at 2 p.m. and was called to order by the Speaker pro tempore (Mr. ADERHOLT).

### DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
April 22, 2002.

I hereby appoint the Honorable ROBERT B. ADERHOLT to act as Speaker pro tempore on this day,

J. DENNIS HASTERT,  
*Speaker of the House of Representatives.*

### PRAYER

The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer:  
Lord God and Eternal Father, though Your people walk in the valley of darkness, no evil should they fear, for they follow in faith the call of You the shepherd.

Revive our drooping spirit as You invite us to the banquet of equal justice. Attune our minds to the sound of Your voice. Guide this Nation along the right path, that we may know the strength of Your outstretched arm to protect us and enjoy the comfort of Your presence, now and forever. Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### MESSAGE FROM THE SENATE

A message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 3525. An act to enhance the border security of the United States, and for other purposes.

The message also announced that the Senate has passed a bill and concurrent resolutions of the following titles in which the concurrence of the House is requested:

S. 1981. An act to enhance penalties for fraud in connection with identification documents that facilitates an act of domestic terrorism.

S. Con. Res. 66. Concurrent resolution to express the sense of the Congress that the Public Safety Officer Medal of Valor should be awarded to public officers killed in the line of duty in the aftermath of the terrorist attacks of September 11, 2001.

S. Con. Res. 75. Concurrent resolution to express the sense of the Congress that the Public Safety Officer Medal of Valor should be presented to public safety officers killed or seriously injured as a result of the terrorist attacks perpetrated against the United States on September 11, 2001, and to those who participated in the search, rescue, and recovery efforts in the aftermath of those attacks.

### COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 19, 2002.

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

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 19, 2002 at 10:15 a.m.:

That the Senate passed without amendment H.R. 861.

That the Senate passed without amendment H. Con. Res. 243.

With best wishes, I am  
Sincerely,

JEFF TRANDAH, *Clerk of the House.*

### COMMUNICATION FROM HON. RICHARD A. GEPHARDT, DEMOCRATIC LEADER

The SPEAKER pro tempore laid before the House the following communication from RICHARD A. GEPHARDT, Democratic Leader:

OFFICE OF THE DEMOCRATIC LEADER,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 22, 2002.

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

DEAR MR. SPEAKER: Pursuant to section 801 of title 2 of the United States Code, I appoint the following Members of Congressional Recognition for Excellence in Arts Education Awards Board:

Mr. Hinchey of New York.

Ms. McCollum of Minnesota.

Sincerely,

RICHARD A. GEPHARDT,  
*Democratic Leader.*

### SENATE BILL AND CONCURRENT RESOLUTION REFERRED

A bill and a concurrent resolution of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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S. 1981. An act to enhance penalties for fraud in connection with identification documents that facilitates an act of domestic terrorism; to the Committee on the Judiciary.

S. Con. Res. 66. Concurrent resolution to express the sense of the Congress that the Public Safety Officer Medal of Valor should be awarded to public safety officers killed in the line of duty in the aftermath of the terrorist attacks of September 11, 2001; to the Committee on the Judiciary.

#### ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 12:30 p.m. tomorrow for morning hour debates.

There was no objection.

Accordingly (at 2 o'clock and 3 minutes p.m.), under its previous order, the House adjourned until tomorrow, Tuesday, April 23, 2002, at 12:30 p.m., for morning hour debates.

#### EXECUTIVE COMMUNICATIONS, ETC.

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

6275. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule—Sweet Cherries Grown in Designated Counties in Washington; Order Amending Marketing Agreement and Order No. 923 [Docket Nos. 99AMS-FV-923-A1; FV00-923-1] received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6276. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule—Tart Cherries Grown in the States of Michigan, et al.; Suspension of Provisions Under the Federal Marketing Order for Tart Cherries [Docket No. FV01-930-5 FIR] received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6277. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule—Tart Cherries Grown in the States of Michigan, et al.; Temporary Suspension of a Provision Regarding a Continuance Referendum Under the Tart Cherry Marketing Order [Docket No. FV01-930-4 FR] received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6278. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule—Walnuts Grown in California; Decreased Assessment Rate [Docket No. FV01-894-1 FIR] received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6279. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule—Raisins Produced From Grapes Grown in California; Final Free and Reserve Percentages for 2001-02 Crop Natural (sun-dried) Seedless and Other Seedless Raisins [Docket No. FV02-989-4 IFR] received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6280. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule—Raisins Produced From Grapes Grown in California; Extension of Redemption Date for Unsold 2001 Divergence Certificates [Docket No. FV02-989-3 FIR] received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6281. A letter from the Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Pesticide Labeling and Other Regulatory Revisions [OPP-300890A; FRL-6752-1] (RIN: 2070-AD14) received March 26, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6282. A letter from the Alternate OSD Federal Register Liaison Officer, DOD, Department of Defense, transmitting the Department's final rule—Transactions Other than Contracts, Grants or Cooperative Agreements for Prototype Projects (RIN: 0790-AG79) received March 26, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6283. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Admiral Dennis C. Blair, United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

6284. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Admiral Richard W. Mies, United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

6285. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—Suspension of Community Eligibility [Docket No. FEMA-7773] received March 26, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6286. A letter from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting the Department's final rule—Hematology and Pathology Devices; Reclassification of the Automated Differential Cell Counter [Docket No. 95P-0315] received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6287. A letter from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting the Commission's final rule—Rules and Regulation Under the Textile Fiber Products Identification Act—received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6288. A letter from the Director, Defense Security Cooperation Agency, transmitting notification concerning the Department of the Air Force's Proposed Letter(s) of Offer and Acceptance (LOA) to Jordan for defense articles and services (Transmittal No. 02-24), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

6289. A letter from the Director, International Cooperation, Department of Defense, transmitting a copy of Transmittal No. 12-02 which informs of the intention to sign a Memorandum of Understanding (MOU) between the United States, Canada, France, Germany, Italy and the United Kingdom concerning the in-service support phase of the NATO Improved Link Eleven (NILE) project, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6290. A letter from the Acting Director, Department of Defense, Defense Security Cooperation Agency, transmitting notification concerning the Department of the Army's Proposed Letter(s) of Offer and Acceptance (LOA) to Kuwait for defense articles and services (Transmittal No. 02-23), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

6291. A letter from the Acting Director, Department of Defense, Defense Security Cooperation Agency, transmitting notification concerning the Department of the Air Force's Proposed Letter(s) of Offer and Acceptance (LOA) to Brazil for defense articles and services (Transmittal No. 02-18), pursuant to 22 U.S.C. 2776(b); to the Committee on International Relations.

6292. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Turkey [Transmittal No. DTC 029-02], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

6293. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Israel [Transmittal No. DTC 056-01], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

6294. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to France, United Kingdom, and Germany [Transmittal No. DTC 030-02], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

6295. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to International Waters in the Pacific Ocean [Transmittal No. DTC 013-02], pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

6296. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed Technical Assistance Agreement with Bulgaria [Transmittal No. DTC 034-02], pursuant to 22 U.S.C. 2776(c) and 22 U.S.C. 2776(d); to the Committee on International Relations.

6297. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the Secretary's determination and justification for authorizing assistance in order to provide a contribution to the Implementation Monitoring Committee (IMC) provided for in the Arusha Peace and Reconciliation Agreement for Burundi to implement the Burundi peace agreement, pursuant to 22 U.S.C. 2261(a)(2); to the Committee on International Relations.

6298. A communication from the President of the United States, transmitting the bi-monthly report on progress toward a negotiated settlement of the Cyprus question covering the period February 1, 2002 through March 1, 2002, pursuant to 22 U.S.C. 2373(c); to the Committee on International Relations.

6299. A letter from the Foreign Assets Control, Department of the Treasury, transmitting the Department's final rule—Addition of Persons to Appendix A to 31 CFR Chapter V—received April 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6300. A letter from the Secretary, Department of Health and Human Services, transmitting the semiannual report of the Inspector General for the period April 1, 2001, through September 30, 2001, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6301. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6302. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting the Commission's FY 2001 Performance Report; to the Committee on Government Reform.

6303. A letter from the Chairman, Federal Maritime Commission, transmitting the