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PROCEEDINGS AND DEBATES OF THE 107<sup>th</sup> CONGRESS, SECOND SESSION

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WASHINGTON, MONDAY, MAY 6, 2002

No. 55

## House of Representatives

The House met at 2 p.m.

### DESIGNATION OF SPEAKER PRO TEMPORE

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

WASHINGTON, DC,  
May 6, 2002.

I hereby appoint the Honorable FRANK R. WOLF to act as Speaker pro tempore on this day.

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

### PRAYER

The Reverend Dr. Ronald F. Christian, Evangelical Lutheran Church in America, Herndon, Virginia, offered the following prayer:

Almighty God, the Psalmist reminds us all that the heavens proclaim Your glory and the firmament declares Your handiwork. We are reminded of that handiwork during these springtime days in the beauty and the colors of the blossoms which we cannot create but which we most certainly can enjoy.

Bless, O God, the work of the many hands across this mighty land that break up the winter soil and plant the seeds that will become, by Your grace and goodness, food for our tables and sustenance for our bodies.

Bless, O God, the work of those who teach and offer the opportunity of learning in classrooms and on practice fields of the schools and laboratories of this country so that children with inquisitive minds might be inspired by Your handiwork and so serve their neighbor better.

But also, God bless, we pray, those who gather here this day, who, sharp of mind and quick of wit, are given the privilege of both protecting that handiwork and assisting humanity in its many needs.

Remind us all again this day that it is by grace that we live, and so it is for mercy that we pray. 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.

### 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, May 3, 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, I have the honor to transmit a sealed envelope received from the White House on Friday, May 3, 2002 at 2:20 p.m., and said to contain a message from the President whereby he reports 2 deferrals of budget authority, totaling \$2 billion.

Sincerely yours,

JEFF TRANDAHL,  
*Clerk of the House.*

### DEFERRALS OF BUDGET AUTHORITY—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 107-207)

The SPEAKER pro tempore laid before the House the following message

from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on Appropriations and ordered to be printed:

*To the Congress of the United States:*

In accordance with the Congressional Budget and Impoundment Control Act of 1974, I herewith report two deferrals of budget authority, totaling \$2 billion.

The proposed deferrals affect the Department of State and International Assistance Programs.

GEORGE W. BUSH.  
*THE WHITE HOUSE, May 3, 2002.*

### 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, May 3, 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, I have the honor to transmit a sealed envelope received from the White House on Friday, May 3, 2002 at 2:20 p.m., and said to contain a message from the President whereby he submits the documents that describe the action he has proclaimed to restore normal trade relations treatment to Afghanistan.

Sincerely yours,

JEFF TRANDAHL,  
*Clerk of the House.*

### RESTORING NORMAL TRADE RELATIONS TREATMENT TO THE PRODUCTS OF AFGHANISTAN—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 107-208)

The SPEAKER pro tempore laid before the House the following message

□ 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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from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on Ways and Means and ordered to be printed:

*To the Congress of the United States:*

Public Law 99-190, 99 Stat. 1319, which took effect on December 19, 1985, authorized the President to deny normal trade relations (NTR) tariff treatment to the products of Afghanistan. On January 31, 1986, President Reagan issued a proclamation denying NTR treatment to Afghanistan.

I have determined that it is appropriate to restore NTR treatment to the products of Afghanistan. Restoration of NTR treatment will support U.S. efforts to normalize relations with Afghanistan and facilitate increased trade with the United States, which could contribute to economic growth and assist Afghanistan in rebuilding its economy. Therefore, in accordance with section 118 of Public Law 99-190, I hereby provide notice that I have issued the attached proclamation restoring NTR tariff treatment to the products of Afghanistan. The Proclamation shall take effect 30 days after it is published in the Federal Register.

GEORGE W. BUSH.

THE WHITE HOUSE, May 3, 2002.

#### ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 12:30 p.m. on Tuesday, May 7, 2002, for morning hour debates.

There was no objection.

Accordingly (at 2 o'clock and 5 minutes p.m.), under its previous order, the House adjourned until Tuesday, May 7, 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:

6625. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "The Evaluation of Abstinence Education Programs Funded Under Title V Section 510: Interim Report"; to the Committee on Energy and Commerce.

6626. A letter from the Chair, Commission on International Religious Freedom, transmitting the Commission's 2002 Annual Report, pursuant to 22 U.S.C. 6412 Public Law 105-292 section 102; to the Committee on International Relations.

6627. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report required by Section 301 of the United States Macau Policy Act, covering the period from April 2, 2001, to April 1, 2002; to the Committee on International Relations.

6628. A letter from the Director, White House Liaison, Department of Commerce, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6629. A letter from the White House Liaison, Department of Justice, transmitting a

report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6630. A letter from the Administrator, General Services Administration, transmitting notification of the new mileage reimbursement rates for Federal employees who use privately owned vehicles while on official travel; to the Committee on Government Reform.

6631. A letter from the Administrator, Office of Management and Budget, transmitting a copy of the report, "Making Sense of Regulation: 2001 Report to Congress on the Costs and Benefits of Regulations and Unfunded Mandates on State, Local, and Tribal Entities," pursuant to 2 U.S.C. 1538; to the Committee on Government Reform.

6632. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule—Drawbridge Operating Regulations: Hatchett Creek (US41), Gulf Intracoastal waterway, Venice, Sarasota County, FL [CGD07-02-021] received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6633. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations: Newton Creek, NY [CGD01-02-050] (RIN: 2115-AE47) received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6634. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule—Safety of Uninspected Passenger Vessels Under the Passenger Vessel Safety Act of 1993 [USCG-1999-5040] (RIN: 2115-AF69) received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6635. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule—Drawbridge Operating Regulation: Bayou Boeuf, Louisiana [CGD08-02-007] received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6636. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulation: Mississippi River, Iowa and Illinois [CGD08-02-006] received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6637. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Excise Taxes on Excess Benefit Transactions [TD 8978] (RIN: 1545-AY65) received April 30, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6638. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Permitted disparity in employer-provided contributions or benefits (Rev. Rul. 2001-55) received April 30, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6639. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Rules for Certain Reserves (Rev. Rul. 2002-6) received April 30, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6640. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Rulings and determination letters (Rev. Proc. 2001-57) received

May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6641. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Definition of Private Business Use (RIN: 1545-AY88) received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6642. A letter from the Internal Revenue Service, Internal Revenue Service, transmitting the Service's final rule—Taxation of DISC Income to Shareholders (Rev. Rul. 2001-56) received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### 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. STUMP: Committee on Armed Services. Supplemental report on H.R. 4546. A bill to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, and for military construction, to prescribe military personnel strengths for fiscal year 2003, and for other purposes (Rept. 107-436 Pt. 2).

#### ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 236: Mr. BARTON of Texas.  
H.R. 595: Mr. BAIRD.  
H.R. 609: Mr. FOLEY.  
H.R. 786: Mrs. CLAYTON.  
H.R. 1360: Mr. CONYERS.  
H.R. 1406: Mr. FOLEY.  
H.R. 1433: Ms. MCCARTHY of Missouri.  
H.R. 1957: Mr. FOLEY.  
H.R. 1983: Mr. MCGOVERN.  
H.R. 2623: Mr. BLAGOJEVICH and Mr. RUSH.  
H.R. 3130: Mr. BARTLETT of Maryland, Ms. MCCOLLUM and Ms. PELOSI.  
H.R. 3337: Mr. MOORE and Mr. FOLEY.  
H.R. 3831: Mr. BORSKI, Mr. PICKERING, Mr. MOORE and Mr. MANZULLO.  
H.R. 3897: Mr. SHAW and Mr. FLETCHER.  
H.R. 3974: Mr. TURNER.  
H.R. 4085: Mr. RODRIGUEZ and Mr. ANDREWS.  
H.R. 4169: Mr. HILLEARY.  
H.R. 4551: Ms. SOLIS, Mr. STUPAK, Mr. TURNER, Mr. VISCLOSKEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCGOVERN, and Mr. CARDIN.  
H.R. 4560: Mr. CUNNINGHAM.  
H.R. 4561: Mr. FLAKE, Mr. FRANK, Mr. PAUL, Mr. OTTER, Mr. SCHAFER, and Mr. TIAHRT.  
H.R. 4663: Mr. WEINER and Mr. MEEKS of New York.  
H. Con. Res. 385: Mrs. JONES of Ohio, Mr. WAXMAN, Ms. LEE, Mrs. MCCARTHY of New York, Ms. LOFGREN, and Ms. SCHAKOWSKY.  
H. Con. Res. 390: Mr. SHIMKUS, Mr. GUTKNECHT, Mr. PAUL, Mr. SMITH of Washington, Ms. LOFGREN, Mr. MURTHA, Mr. BRADY of Pennsylvania, Mrs. MEEK of Florida, Mr. WILSON of South Carolina, Mr. OBERSTAR, Mr. BERRY, Mr. CLEMENT, Mrs. MALONEY of New York, Mr. McDERMOTT, Mr. LYNCH, Mr. SHERWOOD, and Mr. SANDLIN.  
H. Res. 409: Mrs. KELLY and Ms. SCHAKOWSKY.  
H. Res. 410: Mr. ROHRBACHER.  
H. Res. 412: Mr. DINGELL.