

(B) the carnal knowledge, oral sodomy, sexual assault with an object, or sexual fondling of a person not forcibly or against the person's will, where the victim is incapable of giving consent because of his or her youth or his or her temporary or permanent mental or physical incapacity; or

(C) the carnal knowledge, oral sodomy, sexual assault with an object, or sexual fondling of a person achieved through the exploitation of the fear or threat of physical violence or bodily injury.

(10) **SEXUAL ASSAULT WITH AN OBJECT.**—The term "sexual assault with an object" means the use of any hand, finger, object, or other instrument to penetrate, however slightly, the genital or anal opening of the body of another person.

(11) **SEXUAL FONDLING.**—The term "sexual fondling" means the touching of the private body parts of another person (including the genitalia, anus, groin, breast, inner thigh, or buttocks) for the purpose of sexual gratification.

(12) **EXCLUSIONS.**—The terms and conditions described in paragraphs (9) and (10) shall not apply to—

(A) custodial or medical personnel gathering physical evidence, or engaged in other legitimate medical treatment, in the course of investigating prison rape;

(B) the use of a health care provider's hands or fingers or the use of medical devices in the course of appropriate medical treatment unrelated to prison rape; or

(C) the use of a health care provider's hands or fingers and the use of instruments to perform body cavity searches in order to maintain security and safety within the prison or detention facility, provided that the search is conducted in a manner consistent with constitutional requirements.

The Senate bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### GENERAL LEAVE

Mr. SENSENBRENNER. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on the Senate bill S. 1435.

The SPEAKER pro tempore (Mr. SIMPSON). Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

#### BARBARA B. KENNELLY POST OFFICE BUILDING

Mr. TURNER of Ohio. Mr. Speaker, I ask unanimous consent that the Committee on Government Reform be discharged from further consideration of the bill (H.R. 2746) to designate the facilities of the United States Postal Service located at 141 Weston Street in Hartford, Connecticut, as the "Barbara B. Kennelly Post Office Building," and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

The Clerk read the bill, as follows:

H.R. 2746

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. BARBARA B. KENNELLY POST OFFICE BUILDING.

(a) **DESIGNATION.**—The facility of the United States Postal Service located at 141 Weston Street in Hartford, Connecticut, shall be known and designated as the "Barbara B. Kennelly Post Office Building".

(b) **REFERENCES.**—Any reference in a law, map, regulation, document, paper, or other record of the United States to the facility referred to in subsection (a) shall be deemed to be a reference to the Barbara B. Kennelly Post Office Building.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### NATIONAL MARINA DAY

Mr. PORTER. Mr. Speaker, I ask unanimous consent that the Committee on Transportation and Infrastructure be discharged from further consideration of the resolution (H. Res. 323) supporting the goals and ideals of National Marina Day, and ask for its immediate consideration.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Nevada?

Mr. THOMPSON of California. Mr. Speaker, reserving the right to object, and I do not intend to object, however, I would like to yield to the gentleman to explain his unanimous consent request.

Mr. PORTER. Mr. Speaker, will the gentleman yield?

Mr. THOMPSON of California. I yield to the gentleman from Nevada.

Mr. PORTER. Mr. Speaker, the resolution is referring to marinas across the United States of America and the impacts they have on the economy. We are having a day in Nevada, at Lake Mead, to honor the marinas on August 9, and I invite everyone to be in attendance.

Mr. THOMPSON of California. Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Nevada?

There was no objection.

The Clerk read the resolution, as follows:

H. RES. 323

Whereas Americans place a high value on recreation time and the ability to access one of the United States' greatest natural resources, its waterways;

Whereas, in 1928, the word "marina" was adopted by the National Association of Engine and Boat Manufacturers to define a recreational boating facility;

Whereas the United States is home to over 12,000 marinas that contribute substantially to their local communities by providing safe, reliable gateways to boating for members of their communities and their guests;

Whereas marinas help preserve their environments by protecting the surrounding waterways, permitting not only this generation but future generations to enjoy these precious natural resources;

Whereas the Nation's marinas provide their communities and visitors with a place

where friends and families, united by a passion for the water, can come together for recreation, rest, and relaxation;

Whereas more than 140,000 people are employed at marinas, which create jobs and generate tax revenues for their communities;

Whereas the Marina Operators Association of America has proclaimed August 9, 2003, to be National Marina Day: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Marina Day;

(2) recognizes America's marinas for their many contributions to their local communities; and

(3) urges all Americans to become more aware of the overall contributions marinas make to the well-being of the United States.

The resolution was agreed to.

A motion to reconsider was laid on the table.

#### MAKING IN ORDER AT ANY TIME CONSIDERATION OF H.R. 2765, DISTRICT OF COLUMBIA APPROPRIATIONS ACT, 2004

Mr. DREIER. Mr. Speaker, I ask unanimous consent that it be in order at any time for the Speaker, as though pursuant to clause 2(b) of rule XVIII, to declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of H.R. 2765, which shall proceed according to the following order:

The first reading of the bill shall be dispensed with.

All points of order against consideration of the bill are waived.

General debate shall be confined to the bill and shall not exceed 1 hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations.

After general debate the bill shall be considered for amendment under the 5-minute rule.

Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except section 119.

The amendment printed in House Report 108-230 may be offered only by the gentleman from Virginia (Mr. TOM DAVIS) and only at the appropriate point in the reading of the bill, shall be considered as read, shall be debatable 40 minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against the amendment are waived.

During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed

in the portion of the CONGRESSIONAL RECORD designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read.

At the conclusion of consideration of the bill for amendment the committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

And, Mr. Speaker, I ask unanimous consent that House Resolution 334 be laid on the table.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

□ 1845

DISPENSING WITH CALENDAR  
WEDNESDAY BUSINESS ON  
WEDNESDAY, SEPTEMBER 3, 2003

Mr. DREIER. Mr. Speaker, I ask unanimous consent that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, September 3, 2003.

The SPEAKER pro tempore (Mr. SIMPSON). Is there objection to the request of the gentleman from California?

There was no objection.

CONDITIONAL ADJOURNMENT TO  
TUESDAY, JULY 29, 2003

Mr. DREIER. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 4 p.m. on Tuesday, July 29, 2003, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 259, in which case the House shall stand adjourned pursuant to that concurrent resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

FAREWELL AND GODSPEED TO  
EVE BUTLER-GEE ON THE OCCA-  
SION OF HER RETIREMENT  
FROM THE HOUSE OF REP-  
RESENTATIVES

(Mr. TOM DAVIS of Virginia asked and was given permission to address the House for 1 minute.)

Mr. TOM DAVIS of Virginia. Mr. Speaker, I rise today to say good-bye to Eve Butler-Gee, the Chief Journal Clerk in the House, who will retire at the end of August after 20 years of service to the House of Representatives.

Eve began her professional career in the House. After an interlude working for a charitable foundation, she returned to the House in 1987 as the Minority Enrolling Clerk of the House.

She served in that capacity for 8 years before her appointment as Chief Journal Clerk in 1995. With this appointment, Eve became the first woman in the history of the House of Representatives to serve as Chief Journal Clerk.

Eve and three assistant journal clerks are responsible for keeping the journal of the House proceedings in that big journal minute book which we see her with here every day at the rostrum and which we vote on half the time. According to House rules, the first order of business each day is the vote on the Chair's approval of the Journal of the last day's proceedings. The Journal Clerk's office also publishes the journal of each session of Congress for use as a reference by the House Parliamentarians, Members of Congress, regional libraries and State governments. Under Eve's direction the publication of the House Journal has been brought up to date and publication procedures modernized and refined.

Much has transpired during her service on the House rostrum staff. The House has voted on the Gulf War resolution, grieved a gunman's killing of two U.S. Capitol policemen, evacuated the House during the attacks of September 11, enacted counterterrorism measures, dealt with anthrax attacks and voted to authorize the use of force in Iraq. Eve has often said that she has been privileged to witness history every day in this Chamber.

Those who know Eve Butler-Gee know her faith life and her service in the Episcopal Church is also an important part of who she is. She serves as head verger at the Church of the Holy Comforter in Vienna, Virginia, where her husband, Tom Gee, also serves as director of lay liturgists. After her retirement, she plans to serve as a volunteer verger at the Washington National Cathedral. She and Tom plan to spend their time traveling and enjoying the comfort of friends and family, including Eve's daughter and son-in-law, Lora and John Williams, her grandson Evan, and Tom's son Sean Gee. Tom and Eve also eagerly await the birth of a new grandchild in December. Following a trip to Ireland in September, Eve hopes finally to have the free time to resume her lifelong interest in writing and community theater.

In closing, Mr. Speaker, I want to thank her for her faithful service to this body and wish her health and happiness in the years to come.

Mr. DREIER. Mr. Speaker, will the gentleman yield?

Mr. TOM DAVIS of Virginia. I yield to the gentleman from California.

Mr. DREIER. I thank my friend for yielding. I just would like to say that it was exactly 15 hours and 47 minutes ago that I was standing at this exact spot, that means 3 a.m. this morning.

Mr. TOM DAVIS of Virginia. That is midnight California time.

Mr. DREIER. Exactly, I would say to my friend; it was exactly midnight in Los Angeles. At that point, we began

our tribute to Eve and we are continuing it, 15 hours and 45 minutes later. I thank my friend for actually getting into greater detail than I did, but I want to join again. I am sandwiched between two Virginians and a Marylander here, so I am bringing some bicoastal balance to this effort to say how much we appreciate again your wonderful service to this institution.

Mr. TOM DAVIS of Virginia. I thank my friend for being part of this 15-hour celebration.

Mr. WOLF. Mr. Speaker, will the gentleman yield?

Mr. TOM DAVIS of Virginia. I yield to the gentleman from Virginia.

(Mr. WOLF asked and was given permission to revise and extend his remarks.)

Mr. WOLF. I certainly share the sentiments of my colleagues.

Mr. Speaker, if I can just read a brief thing. The gentleman from West Virginia (Mr. MOLLOHAN) wanted me to submit this and read this to you briefly. He had to run and catch a plane. I will not read the whole thing, but I want to read the beginning and the end.

"This House will suffer a true loss next month. Eve Butler-Gee, our Chief Journal Clerk, will be retiring at the end of August after 20 dedicated years. I want to join my colleagues today in recognizing her contributions to this Chamber.

"As we thank Eve for her dedication, we also wish her the very best for a happy retirement, with much time spent with her husband Tom; her daughter Lora and Lora's husband John Williams and their son Evan; and Tom's son Sean.

"I am proud to also note that Eve has a number of family connections to West Virginia, Mr. Chairman, and it is my hope that her travels will bring her to our State often."

God bless. We wish you the best.

Mr. MOLLOHAN. Mr. Speaker, This House will suffer a true loss next month. Eve Butler-Gee, our Chief Journal Clerk, will be retiring at the end of August after 20 years of dedicated service. I want to join my colleagues today in recognizing her contributions to this chamber.

Eve began her career here in the House. She then went to work in the private sector. Fortunately for us she returned, and in 1987 was named as minority enrolling clerk of the House.

Eve served as an Assistant Enrolling Clerk for 8 years. Then, in 1995, she was appointed as Chief Journal Clerk. This institution has benefited greatly from her knowledge, her talent and her commitment to the people's business.

Eve and her hard-working staff are responsible for memorializing the proceedings of this House; ensuring the accuracy and timeliness of the official record of each legislative day. It is a serious responsibility, and it is carried out with true professionalism by Eve and her team. We will miss her, and we will miss her outstanding work.

Mr. Speaker, as we thank Eve for her dedication, we also wish her the very best for a