

**SEC. 115. REPEAL OF OBSOLETE PROVISION RELATING TO STUDY.**

The Runaway and Homeless Youth Act (42 U.S.C. 5701 et seq.) is amended by striking section 345 (42 U.S.C. 5714-25).

**SEC. 116. AGE LIMIT FOR HOMELESS YOUTH.**

Section 387(3)(A)(i) of the Runaway and Homeless Youth Act (42 U.S.C. 5732a(3)(A)(i)) is amended by inserting after "of age" the following: " , or, in the case of a youth seeking shelter in a center under part A, not more than 18 years of age".

**SEC. 117. AUTHORIZATION OF APPROPRIATIONS.**

(a) OTHER THAN PART E.—Section 388(a)(1) of the Runaway and Homeless Youth Act (42 U.S.C. 5751(a)(1)) is amended by striking "such sums as may be necessary for fiscal years 2000, 2001, 2002, and 2003" and inserting "\$105,000,000 for fiscal year 2004, and such sums as may be necessary for fiscal years 2005, 2006, 2007, and 2008".

(b) PART E.—Section 388(a)(4) of the Runaway and Homeless Youth Act (42 U.S.C. 5751(a)(4)) is amended by striking "2000, 2001, 2002, and 2003" and inserting "2004, 2005, 2006, 2007, and 2008".

(c) PART B ALLOCATION.—Section 388(a)(2)(B) of the Runaway and Homeless Youth Act (42 U.S.C. 5751(a)(2)(B)) is amended by striking "not less than 20 percent, and not more than 30 percent" and inserting "45 percent and, in those fiscal years in which continuation grant obligations and the quality and number of applicants for parts A and B warrant not more than 55 percent".

**SEC. 118. REPORT ON PROMISING STRATEGIES TO END YOUTH HOMELESSNESS.**

Not later than 2 years after the date of the enactment of this Act, the Secretary of Health and Human Services, in consultation with the United States Interagency Council on Homelessness, shall submit to the Congress a report on promising strategies to end youth homelessness.

**SEC. 119. STUDY OF HOUSING SERVICES AND STRATEGIES.**

The Secretary of Health and Human Services shall conduct a study of programs funded under part B of the Runaway and Homeless Youth Act (42 U.S.C. 5714-1 et seq.) to report on long-term housing outcomes for youth upon exiting the program. The study of any such program should provide information on housing services available to youth upon exiting the program, including assistance in locating and retaining permanent housing and referrals to other residential programs. In addition, the study should identify housing models and placement strategies that prevent future episodes of homelessness.

**SEC. 120. RESTRICTION ON USE OF FUNDS.**

The Runaway and Homeless Youth Act (42 U.S.C. 5701 et seq.) is amended by adding at the end the following new section:

**"SEC. 389. RESTRICTION ON USE OF FUNDS.**

"(a) IN GENERAL.—None of the funds contained in this title may be used for any program of distributing sterile needles or syringes for the hypodermic injection of any illegal drug.

"(b) SEPARATE ACCOUNTING.—Any individual or entity who receives any funds contained in this title and who carries out any program described in subsection (a) shall account for all funds used for such program separately from any funds contained in this title."

**TITLE II—AMENDMENTS TO MISSING CHILDREN'S ASSISTANCE ACT****SEC. 201. AMENDMENT TO FINDINGS.**

Section 402 of the Missing Children's Assistance Act (42 U.S.C. 5771) is amended to read as follows:

**"SEC. 402. FINDINGS.**

"The Congress finds that—

"(1) each year thousands of children are abducted or removed from the control of a parent having legal custody without such parent's consent, under circumstances which immediately place the child in grave danger;

"(2) many missing children are at great risk of both physical harm and sexual exploitation;

"(3) in many cases, parents and local law enforcement officials have neither the resources nor the expertise to mount expanded search efforts;

"(4) abducted children are frequently moved from one locality to another, requiring the cooperation and coordination of local, State, and Federal law enforcement efforts;

"(5) the National Center for Missing and Exploited Children—

"(A) serves as the national resource center and clearinghouse;

"(B) works in partnership with the Department of Justice, the Federal Bureau of Investigation, the Department of the Treasury, the Department of State, and many other agencies in the effort to find missing children and prevent child victimization; and

"(C) operates a national and increasingly worldwide network, linking the Center online with each of the missing children clearinghouses operated by the 50 States, the District of Columbia, and Puerto Rico, as well as with Scotland Yard in the United Kingdom, the Royal Canadian Mounted Police, INTERPOL headquarters in Lyon, France, and others, which enable the Center to transmit images and information regarding missing children to law enforcement across the United States and around the world instantly."

**SEC. 202. AUTHORIZATION OF APPROPRIATIONS.**

(a) ANNUAL GRANT TO NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN.—Section 404(b)(2) of the Missing Children's Assistance Act (42 U.S.C. 5773(b)(2)) is amended by striking "2005" and inserting "2008".

(b) IN GENERAL.—Section 408(a) of the Missing Children's Assistance Act (42 U.S.C. 5777(a)) is amended by striking "2005." and inserting "2008".

**ORDERS FOR MONDAY,  
SEPTEMBER 29, 2003**

Mr. FRIST. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 1 p.m., Monday, September 29. I further ask consent that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and there then be a period of morning business until 2 o'clock, with the time equally divided in the usual form. Further, I ask consent that at 2 o'clock the Senate resume consideration of H.R. 2765, the District of Columbia appropriations bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

**PROGRAM**

Mr. FRIST. Mr. President, for the information of all Senators, on Monday the Senate will resume consideration of the District of Columbia appropriations bill. It is my hope that the Senate will complete action on this measure early in the week. On Monday, the

managers will continue to work through remaining amendments to the bill. I do expect to have votes during Monday's session. If amendments are offered to the bill, then it is possible we could have votes on those amendments Monday evening. If we are unable to make further progress on the bill, I would expect a vote on any available nominations.

**THIS WEEK IN THE SENATE**

Mr. FRIST. Mr. President, although we have not been able to finish the DC appropriations this week, we have addressed a number of significant, very important issues over the course of the week.

Earlier in the week, we finished the Interior appropriations bill, after a lot of great work, fantastic work and leadership by Senator CONRAD BURNS and the ranking member.

In addition, we completed final action on three appropriations conference reports, those being the Department of Defense, Homeland Security, and the legislative branch bills. Those will now be sent to the President for his signature.

I am also pleased that the Senate was able to respond, very appropriately and very quickly, on the Do Not Call legislation, although within several hours after passage, we had yet another setback, a setback in the sense that the will of the American people is being trumped by a decision made in a Colorado court on this issue of "do not call."

Earlier this week, a Federal judge in Oklahoma had ruled that the Federal Trade Commission had no authority to operate the Do Not Call Telemarketing Registry, which was just about ready to go into effect, and very quickly we responded with legislation. But then, last night, as most people know, a Colorado judge ruled that the registry restrictions were a violation of the first amendment.

Even over the course of the morning, I can tell you, because of the number of phone calls that have come to me, and talking with constituents back home, as well as the news media, it clearly is the sentiment, the feeling of the overwhelming majority of Americans that these decisions make no sense.

Americans this summer have signed up for that "sound of silence" in the evenings from that telephone ring right when they are sitting down for that very special time—dinner with their family—and there are the repetitive phone calls that start coming to them by telemarketers hawking the variety of wares with which we are all familiar.

The daily lives of millions of people are interrupted each and every day—again and again—with that telephone ring interrupting meals and family time, interrupting their togetherness. You pick up the phone and hear the pitch.

Every time I am in Tennessee, I hear about this. According to the FTC, as of

September 16—the most recent information available—677,669 Tennessee phone numbers have been registered with the National Do Not Call Registry; over 187,000 of those registered by phone and over 490,000 by the Internet alone.

As for parents, it is, as we all know, one of those important interests, and we are committed to do something about that.

Yesterday, with the leadership of Chairman BILLY TAUZIN in the House, the House responded with legislation. Chairman MCCAIN, along with Senators ENSIGN and DORGAN and many others in this body, worked on legislation identical to the Tauzin bill. We passed that bill. The House passed their bill. We passed our bill. Yet we now have this Colorado ruling, from late yesterday, which goes counter to the will of the American people.

At this juncture we will have to review the decision to determine how best to proceed, and for telemarketers how we can put—and we will figure out some way to do it—some sort of permanent busy signal on the phones of families in Tennessee and indeed across the country.

Finally, earlier this week, we were able to schedule and give consent to Senator DEWINE's Video Voyeurism Prevention Act. Several important authorizations were completed this week, including the one we just did with the Small Business reauthorization, as well as the authorization for the Federal Maritime Commission. Senators MCCAIN and SNOWE guided passage of those measures.

We also successfully negotiated an agreement to allow for Senate passage of the U.S. Olympic Committee Reform Act. Senator CAMPBELL and MCCAIN engaged in that effort and pushed ahead. Just a few moments ago, we also confirmed formally a number of military nominations, including Gordon England to be Secretary of the Navy.

I would like to say, also, that we confirmed six district judges this week. Again, steady progress has been made with respect to these judicial nominations. Yet I very quickly have to remind my colleagues that we have an additional 12 judges that are now waiting on the Executive Calendar. I will continue to work with the Democratic leader to schedule Senate votes on those remaining nominations.

Let me close by saying—this is really to notify my colleagues—on the Executive Calendar we have a whole number of—too many, I think—nonjudicial nominations that are pending for floor action.

I know that individual Members may have specific concerns with some of these nominations, but I am also aware that Senators will hold these nominations so we cannot address them on the floor for unrelated issues. Because we are now coming down to the closing weeks of this session, I do hope and encourage each and every one of our Members to address, from their own perspective, these nominations, and if there is something holding up consider-

ation from the floor, to work with us and to allow these individuals to be scheduled for votes. We have nominations, in fact, that have been on the Executive Calendar since March, again, waiting for us to act. I hope each of us will address this very important issue.

I do thank my colleagues in advance for addressing this over the coming days.

#### ADJOURNMENT UNTIL 1 P.M., MONDAY, SEPTEMBER 29, 2003

Mr. FRIST. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 2:12 p.m., adjourned until Monday, September 29, 2003, at 1 p.m.

#### CONFIRMATIONS

Executive nominations confirmed by the Senate September 26, 2003:

##### DEPARTMENT OF DEFENSE

GORDON ENGLAND, OF TEXAS, TO BE SECRETARY OF THE NAVY.

THE ABOVE NOMINATION WAS APPROVED SUBJECT TO THE NOMINEE'S COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE ANY DULY CONSTITUTED COMMITTEE OF THE SENATE.

##### IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### To be lieutenant general

LT. GEN. LANCE L. SMITH

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### To be lieutenant general

LT. GEN. WILLIAM R. LOONEY III

##### IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

##### To be brigadier general

COLONEL DENNIS P. GEOGHAN

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### To be lieutenant general

MAJ. GEN. CLAUDE V. CHRISTIANSON

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### To be lieutenant general

LT. GEN. WILLIAM E. WARD

##### IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

##### To be rear admiral

REAR ADM. (LH) PETER L. ANDRUS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

##### To be rear admiral

REAR ADM. (LH) JAMES M. MCGARRAH

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

##### To be rear admiral (lower half)

CAPT. RICHARD E. CELLON

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

##### To be rear admiral (lower half)

CAPT. BEN F. GAUMER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### To be vice admiral

REAR ADM. HENRY G. ULRICH III

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS CHIEF OF NAVAL RESERVE, UNITED STATES NAVY, AND APPOINTMENT TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTIONS 601 AND 5143:

##### To be vice admiral

REAR ADM. JOHN G. COTTON

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### To be vice admiral

VICE ADM. TIMOTHY J. KEATING

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

##### To be rear admiral (lower half)

CAPT. ROBERT F. BURT

##### IN THE MARINE CORPS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES MARINE CORPS TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### To be lieutenant general

MAJ. GEN. JAN C. HULY

AIR FORCE NOMINATIONS BEGINNING MARK T. ALLISON AND ENDING FREDERICK M. WOLFE, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON FEBRUARY 25, 2003.

AIR FORCE NOMINATIONS BEGINNING GEOFFREY H. HILLS AND ENDING JOHN B. STEELE, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON SEPTEMBER 2, 2003.

AIR FORCE NOMINATIONS BEGINNING CRAIG H. MORRIS AND ENDING SHERICE D. YOUNG, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON SEPTEMBER 2, 2003.

AIR FORCE NOMINATION OF BRIAN P. OLSON.

AIR FORCE NOMINATIONS BEGINNING TERI L. POULTON-CONSOLDANE AND ENDING SHELDON G. WHITE, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON SEPTEMBER 2, 2003.

AIR FORCE NOMINATIONS BEGINNING SCOTT G. BOOK AND ENDING SARAH K. SLAVENS, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON SEPTEMBER 2, 2003.

AIR FORCE NOMINATIONS BEGINNING STEPHEN W. HUMPHREY AND ENDING RANDY J. YOVANOVICH, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON SEPTEMBER 4, 2003.

AIR FORCE NOMINATION OF GERILYN A. POSNER.

ARMY NOMINATIONS BEGINNING WILLIAM T. BARBEE, JR. AND ENDING KENNETH W. YATES, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON JUNE 16, 2003.

ARMY NOMINATIONS BEGINNING STEPHEN W. AUSTIN AND ENDING NATHAN L. ZIMMERMAN, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON JULY 30, 2003.

ARMY NOMINATIONS BEGINNING MICHAEL J. BULLOCK AND ENDING PAUL A. TRAPANI, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON JULY 30, 2003.

ARMY NOMINATIONS BEGINNING MADELFIA A. ABB AND ENDING X0007, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON AUGUST 1, 2003.

ARMY NOMINATIONS BEGINNING RICHARD K. ADDO AND ENDING VERONICA S. ZSIDO, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON AUGUST 1, 2003.

ARMY NOMINATIONS BEGINNING BRYAN K. ADAMS AND ENDING JOSEPH M. YOSWA, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON AUGUST 1, 2003.

ARMY NOMINATIONS BEGINNING SCOTT E. ALEXANDER AND ENDING WILLIAM H. WOODS, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON AUGUST 1, 2003.

ARMY NOMINATION OF KEVIN J. CHAPMAN.

ARMY NOMINATION OF MARY M. MCCORD.

ARMY NOMINATION OF CHARLES A. JARNOT.

ARMY NOMINATION OF JOSEPH T. RAMSEY.

ARMY NOMINATION OF JOHN B. MUNOZATKINSON.

ARMY NOMINATION OF ANDREW D. STEWART.

ARMY NOMINATIONS BEGINNING TYRONE C. \* ABERO AND ENDING X3713, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON SEPTEMBER 10, 2003.

ARMY NOMINATION OF GREGORY S. JOHNSON.

ARMY NOMINATION OF TIMOTHY C. KELLY.

ARMY NOMINATIONS BEGINNING PAUL D. HARRELL AND ENDING WILLIAM S. LEE, WHICH NOMINATIONS