

Nevada (Mr. REID), the Senator from North Carolina (Mr. EDWARDS) and the Senator from Ohio (Mr. VOINOVICH) were added as cosponsors of S. 1368, a bill to authorize the President to award a gold medal on behalf of the Congress to Reverend Doctor Martin Luther King, Jr. (posthumously) and his widow Coretta Scott King in recognition of their contributions to the Nation on behalf of the civil rights movement.

S. CON. RES. 21

At the request of Mr. BUNNING, the name of the Senator from South Dakota (Mr. JOHNSON) was added as a cosponsor of S. Con. Res. 21, a concurrent resolution expressing the sense of the Congress that community inclusion and enhanced lives for individuals with mental retardation or other developmental disabilities is at serious risk because of the crisis in recruiting and retaining direct support professionals, which impedes the availability of a stable, quality direct support workforce.

S. CON. RES. 25

At the request of Mr. VOINOVICH, the name of the Senator from Alabama (Mr. SESSIONS) was added as a cosponsor of S. Con. Res. 25, a concurrent resolution recognizing and honoring America's Jewish community on the occasion of its 350th anniversary, supporting the designation of an "American Jewish History Month", and for other purposes.

S. CON. RES. 33

At the request of Mr. CRAIG, the name of the Senator from Washington (Ms. CANTWELL) was added as a cosponsor of S. Con. Res. 33, a concurrent resolution expressing the sense of the Congress regarding scleroderma.

S. CON. RES. 40

At the request of Mrs. CLINTON, the name of the Senator from Oregon (Mr. WYDEN) was added as a cosponsor of S. Con. Res. 40, a concurrent resolution designating August 7, 2003, as "National Purple Heart Recognition Day".

S. CON. RES. 45

At the request of Ms. LANDRIEU, the name of the Senator from Alabama (Mr. SESSIONS) was added as a cosponsor of S. Con. Res. 45, a concurrent resolution expressing appreciation to the Government of Kuwait for the medical assistance it provided to Ali Ismaeel Abbas and other children of Iraq and for the additional humanitarian aid provided by the Government and people of Kuwait, and for other purposes.

S. RES. 109

At the request of Mr. FEINGOLD, the name of the Senator from Mississippi (Mr. COCHRAN) was added as a cosponsor of S. Res. 109, a resolution expressing the sense of the Senate with respect to polio.

S. RES. 140

At the request of Mr. CAMPBELL, the names of the Senator from Connecticut (Mr. DODD), the Senator from New Mexico (Mr. BINGAMAN), the Senator from Maine (Ms. COLLINS) and the Senator

from Oregon (Mr. WYDEN) were added as cosponsors of S. Res. 140, a resolution designating the week of August 10, 2003, as "National Health Center Week".

S. RES. 151

At the request of Mr. GRASSLEY, the name of the Senator from Nebraska (Mr. HAGEL) was added as a cosponsor of S. Res. 151, a resolution eliminating secret Senate holds.

S. RES. 167

At the request of Mr. BUNNING, his name was added as a cosponsor of S. Res. 167, a resolution recognizing the 100th anniversary of the founding of the Harley-Davidson Motor Company, which has been a significant part of the social, economic, and cultural heritage of the United States and many other nations and a leading force for product and manufacturing innovation throughout the 20th century.

S. RES. 169

At the request of Mrs. CLINTON, the name of the Senator from Massachusetts (Mr. KENNEDY) was added as a cosponsor of S. Res. 169, a resolution expressing the sense of the Senate that the United States Postal Service should issue a postage stamp commemorating Anne Frank.

INTRODUCED BILLS—CORRECTED TEXT—June 26, 2003

By Mr. GRAHAM of Florida:

S. 1360. A bill to amend section 7105 of title 38, United States Code, to clarify the requirements for notices of disagreement for appellate review of Department of Veterans Affairs activities; to the Committee on Veterans' Affairs.

S. 1360

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

SECTION 1. CLARIFICATION OF NOTICE OF DISAGREEMENT FOR APPELLATE REVIEW OF DEPARTMENT OF VETERANS AFFAIRS ACTIVITIES.

(a) CLARIFICATION.—Section 7105(b) of title 38, United States Code, is amended by adding at the end the following new paragraph:

"(3) A document that meets the requirements of the second sentence of paragraph (1) and the first sentence of paragraph (2) shall be recognized as a notice of disagreement for purposes of this section."

(b) EFFECTIVE DATE.—(1) Except as specifically provided otherwise, paragraph (3) of section 7105(b) of title 38, United States Code (as added by subsection (a) of this section), shall apply to any document—

(A) filed under section 7105 of such title on or after the date of the enactment of this Act; or

(B) filed under section 7105 of such title before the date of the enactment of this Act and not rejected by the Secretary of Veterans Affairs as a notice of disagreement pursuant to section 20.201 of title 38, Code of Federal Regulations, as of that date.

(2) In the case of a document described in paragraph (3) of this subsection, the Secretary shall, upon the request of the claimant or the Secretary's own motion, order the document treated as a notice of disagreement under section 7105 of such title as if the document had not been rejected by the Secretary as a notice of disagreement pursuant to section 20.201 of title 38, Code of Federal Regulations.

(3) A document described in this paragraph is a document that—

(A) was filed as a notice of disagreement under section 7105 of such title during the period beginning on March 15, 2002, and ending on the date of the enactment of this Act; and

(B) was rejected by the Secretary as a notice of disagreement pursuant to section 20.201 of title 38, Code of Federal Regulations.

(4) A document may not be treated as a notice of disagreement under paragraph (2) unless a request for such treatment is filed by the claimant, or a motion is made by the Secretary, not later than one year after the date of the enactment of this Act.

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 192—TO DISCHARGE THE DAVID W. McKEAGUE NOMINATION

Mr. FRIST submitted the following resolution; which was submitted and read:

S. RES. 192

Resolved, That the Committee on the Judiciary is discharged from the further consideration of the nomination of David W. McKeague, of Michigan, to be a United States Circuit Judge for the Sixth Circuit.

SENATE RESOLUTION 193—TO DISCHARGE THE SUSAN BIEKE NEILSON NOMINATION

Mr. FRIST submitted the following resolution; which was submitted and read:

S. RES. 193

Resolved, That the Committee on the Judiciary is discharged from the further consideration of the nomination of Susan Bieke Neilson, of Michigan, to be a United States Circuit Judge for the Sixth Circuit.

SENATE RESOLUTION 194—TO DISCHARGE THE HENRY W. SAAD NOMINATION

Mr. FRIST submitted the following resolution; which was submitted and read:

S. RES. 194

Resolved, That the Committee on the Judiciary is discharged from the further consideration of the nomination of Henry W. Saad, of Michigan, to be a United States Circuit Judge for the Sixth Circuit.

SENATE RESOLUTION 195—TO DISCHARGE THE RICHARD A. GRIFFIN NOMINATION

Mr. FRIST submitted the following resolution; which was submitted and read:

S. RES. 195

Resolved, That the Committee on the Judiciary is discharged from the further consideration of the nomination of Richard A. Griffin, of Michigan, to be a United States Circuit Judge for the Sixth Circuit.

AMENDMENTS SUBMITTED & PROPOSED

SA 1134. Mr. FRIST proposed an amendment to the bill H.R. 1, To amend title XVIII

of the Social Security Act to provide for a voluntary program for prescription drug coverage under the Medicare Program, to modernize the Medicare Program, to amend the Internal Revenue Code of 1986 to allow a deduction to individuals for amounts contributed to health savings security accounts and health savings accounts, to provide for the disposition of unused health benefits in cafeteria plans and flexible spending arrangements, and for other purposes.

TEXT OF AMENDMENTS—June 26,
2003

SA 1124. Mr. ROBERTS submitted an amendment intended to be proposed by him to the bill S. 1, to amend title XVIII of the Social Security Act to provide for a voluntary prescription drug benefit under the Medicare program and to strengthen and improve the Medicare program, and for other purposes; which was ordered to lie on the table; as follows:

On page 159, line 19, insert the following before the closing quotation: "As part of such review, the Commission shall hold 3 field hearings in 2007."

SA 1134. Mr. FRIST proposed an amendment to the bill H.R. 1, To amend title XVIII of the Social Security Act to provide for a voluntary program for prescription drug coverage under the Medicare Program, to modernize the Medicare Program, to amend the Internal Revenue Code of 1986 to allow a deduction to individuals for amounts contributed to health savings security accounts and health savings accounts, to provide for the disposition of unused health benefits in cafeteria plans and flexible spending arrangements, and for other purposes; as follows:

Amend the title so as to read: "An act to amend title XVIII of the Social Security Act to provide for a voluntary prescription drug benefit under the medicare program and to strengthen and improve the medicare program, and for other purposes."

NOTICES OF HEARINGS/MEETINGS

COMMITTEE ON INDIAN AFFAIRS

Mr. CAMPBELL. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Wednesday, July 9, 2003, at 10 a.m. in Room 106 of the Dirksen Senate Office Building to conduct an Oversight Hearing on the Indian Gaming Regulatory Act.

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

COMMITTEE ON RULES AND ADMINISTRATION

Mr. LOTT. Mr. President, I wish to announce that the Committee on Rules and Administration will meet at 9:30 a.m., Wednesday, July 9, 2003, in Room 301 Russell Senate Office Building to conduct a hearing on Senate Resolution 173 proposing changes in Rule XVI of the Standing Rules of the Senate as they relate to unauthorized appropriations.

For further information concerning this meeting, please contact Susan Wells at 202-224-6352.

COMMITTEE ON ENERGY AND NATURAL
RESOURCES

Mr. DOMENICI. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will take place on Wednesday, July 16, at 2:30 p.m. in Room 366 Dirksen Senate Office Building in Washington, DC.

The purpose of this hearing is to consider the nomination of Suedeem G. Kelly to be a Member at the Federal Energy Regulatory Commission.

For further information, please contact Judy Pensabene of the Committee staff at 202-224-1327.

PRESCRIPTION DRUG AND MEDICARE
IMPROVEMENT ACT OF 2003

Mr. FRIST. Mr. President, I understand that the House companion bill to S. 1 is at the desk, and before the Chair appoints conferees pursuant to the order of June 26, I ask unanimous consent that the title amendment, which is at the desk, be agreed to.

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

The amendment (No. 1134) was agreed to, as follows:

AMENDMENT NO. 1134

Amend the title so as to read: "An act to amend title XVIII of the Social Security Act to provide for a voluntary prescription drug benefit under the medicare program and to strengthen and improve the medicare program, and for other purposes."

The PRESIDING OFFICER. Under the previous order, H.R. 1 having been received from the House, the Senate shall proceed to its consideration, all after the enacting clause shall be stricken and the text of S. 1 as passed inserted in lieu thereof, the bill shall be read a third time and passed, with the motion to reconsider laid on the table; further, the Senate insists on its amendments and requests a conference with the House, and the Chair is authorized to appoint conferees with a ratio of 5 to 4.

The Presiding Officer appointed Mr. GRASSLEY, Mr. HATCH, Mr. NICKLES, Mr. FRIST, Mr. KYL, Mr. BAUCUS, Mr. ROCKEFELLER, Mr. DASCHLE, and Mr. BREAUX conferees on the part of the Senate.

The bill (H.R. 1), as amended, was read the third time and passed, as follows:

Resolved, That the bill from the House of Representatives (H.R. 1) entitled "An Act to amend title XVIII of the Social Security Act to provide for a voluntary program for prescription drug coverage under the Medicare Program, to modernize the Medicare Program, to amend the Internal Revenue Code of 1986 to allow a deduction to individuals for amounts contributed to health savings security accounts and health savings accounts, to provide for the disposition of unused health benefits in cafeteria plans and flexible spending arrangements, and for other purposes," do pass with the following amendments:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; AMENDMENTS TO SOCIAL SECURITY ACT; REFERENCES TO BIPA AND SECRETARY; TABLE OF CONTENTS.

(a) *SHORT TITLE.*—This Act may be cited as the "Prescription Drug and Medicare Improvement Act of 2003".

(b) *AMENDMENTS TO SOCIAL SECURITY ACT.*—Except as otherwise specifically provided, whenever in this Act an amendment is expressed in terms of an amendment to or repeal of a section or other provision, the reference shall be considered to be made to that section or other provision of the Social Security Act.

(c) *BIPA; SECRETARY.*—In this Act:

(1) *BIPA.*—The term "BIPA" means the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000, as enacted into law by section 1(a)(6) of Public Law 106-554.

(2) *SECRETARY.*—The term "Secretary" means the Secretary of Health and Human Services.

(d) *TABLE OF CONTENTS.*—The table of contents of this Act is as follows:

Sec. 1. Short title; amendments to Social Security Act; references to BIPA and Secretary; table of contents.

**TITLE I—MEDICARE PRESCRIPTION DRUG
BENEFIT**

Subtitle A—Medicare Voluntary Prescription Drug Delivery Program

Sec. 101. Medicare voluntary prescription drug delivery program.

**"PART D—VOLUNTARY PRESCRIPTION DRUG
DELIVERY PROGRAM**

"Sec. 1860D. Definitions; treatment of references to provisions in Medicare Advantage program.

"Subpart 1—Establishment of Voluntary Prescription Drug Delivery Program

"Sec. 1860D-1. Establishment of voluntary prescription drug delivery program.

"Sec. 1860D-2. Enrollment under program.

"Sec. 1860D-3. Election of a Medicare Prescription Drug plan.

"Sec. 1860D-4. Providing information to beneficiaries.

"Sec. 1860D-5. Beneficiary protections.

"Sec. 1860D-6. Prescription drug benefits.

"Sec. 1860D-7. Requirements for entities offering Medicare Prescription Drug plans; establishment of standards.

"Subpart 2—Prescription Drug Delivery System

"Sec. 1860D-10. Establishment of service areas.

"Sec. 1860D-11. Publication of risk adjusters.

"Sec. 1860D-12. Submission of bids for proposed Medicare Prescription Drug plans.

"Sec. 1860D-13. Approval of proposed Medicare Prescription Drug plans.

"Sec. 1860D-14. Computation of monthly standard prescription drug coverage premiums.

"Sec. 1860D-15. Computation of monthly national average premium.

"Sec. 1860D-16. Payments to eligible entities.

"Sec. 1860D-17. Computation of monthly beneficiary obligation.

"Sec. 1860D-18. Collection of monthly beneficiary obligation.

"Sec. 1860D-19. Premium and cost-sharing subsidies for low-income individuals.

"Sec. 1860D-20. Reinsurance payments for expenses incurred in providing prescription drug coverage above the annual out-of-pocket threshold.

"Sec. 1860D-21. Direct subsidy for sponsor of a qualified retiree prescription drug plan for plan enrollees eligible for, but not enrolled in, this part.