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No. 61—Part II

## House of Representatives

□ 0746

### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. HASTINGS of Washington) at 7 o'clock and 46 minutes a.m.

### REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H. RES. 627, DEPLORING ABUSE OF PERSONS IN UNITED STATES CUSTODY IN IRAQ

Mr. LINCOLN DIAZ-BALART of Florida, from the Committee on Rules, submitted a privileged report (Rept. No. 108-480) on the resolution (H. Res. 628) providing for consideration of the resolution (H. Res. 627) deploring the abuse of persons in United States custody in Iraq, regardless of the circumstances of their detention, urging the Secretary of the Army to bring to swift justice any member of the Armed Forces who has violated the Uniform Code of Military Justice, expressing the deep appreciation of the Nation to the courageous and honorable members of the Armed Forces who have selflessly served, or are currently serving, in Operation Iraqi Freedom, and for other purposes, which was referred to the House Calendar and ordered to be printed.

### LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. BOYD (at the request of Ms. PELOSI) for May 4 and the balance of the week on account of personal business.

Ms. KILPATRICK (at the request of Ms. PELOSI) for today after 3:00 p.m. on account of personal reasons.

### SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legis-

lative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Mr. MCGOVERN) to revise and extend their remarks and include extraneous material:)

Ms. PELOSI, for 5 minutes, today.

Mr. EMANUEL, for 5 minutes, today.

Mr. DEFAZIO, for 5 minutes, today.

Mr. WYNN, for 5 minutes, today.

Mr. GEORGE MILLER of California, for 5 minutes, today.

Ms. WOOLSEY, for 5 minutes, today.

Ms. SLAUGHTER, for 5 minutes, today.

Mr. MEEHAN, for 5 minutes, today.

Ms. ESHOO, for 5 minutes, today.

Mr. MCGOVERN, for 5 minutes, today.

Mr. HASTINGS of Florida, for 5 minutes, today.

Mr. MARKEY, for 5 minutes, today.

Mr. BLUMENAUER, for 5 minutes, today.

Ms. NORTON, for 5 minutes, today.

Mr. CONYERS, for 5 minutes, today.

Mr. MEEKS of New York, for 5 minutes, today.

Ms. JACKSON-LEE of Texas, for 5 minutes, today.

Mr. DAVIS of Illinois, for 5 minutes, today.

Mr. MCDERMOTT, for 5 minutes, today.

Mr. VAN HOLLEN, for 5 minutes, today.

Mr. HINCHEY, for 5 minutes, today.

Ms. WATSON, for 5 minutes, today.

Mr. GREEN of Texas, for 5 minutes, today.

Ms. MILLENDER-MCDONALD, for 5 minutes, today.

Mr. RUSH, for 5 minutes, today.

Mr. LEWIS of Georgia, for 5 minutes, today.

Ms. CORRINE BROWN of Florida, for 5 minutes, today.

Ms. WATERS, for 5 minutes, today.

(The following Members (at the request of Mr. HENSARLING) to revise and extend their remarks and include extraneous material:)

Mr. SHIMKUS, for 5 minutes, today.

Mr. GOODLATTE, for 5 minutes, May 12.

Mr. TANCREDI, for 5 minutes, today.

Mr. OSBORNE, for 5 minutes, May 11.

### ADJOURNMENT

Mr. LINCOLN DIAZ-BALART of Florida. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 7 o'clock and 48 minutes a.m.), the House adjourned until today, Thursday, May 6, 2004, at 10 a.m.

### EXECUTIVE COMMUNICATIONS, ETC.

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

7953. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Buy-to-Budget Acquisition of End Items [DFARS Case 2002-D036] received April 28, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7954. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Multiyear Contracting Authority Revisions [DFARS Case 2002-D041] received April 28, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7955. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Contract Period for Task and Delivery Order Contracts [DFARS Case 2003-D097] received April 28, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7956. A letter from the Assistant General Counsel for Regulatory Services, Department of Education, transmitting the Department's final rule — Community Technology Centers Program (RIN: 1830-ZA05) received April 22, 2004, pursuant to 5 U.S.C.

□ 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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801(a)(1)(A); to the Committee on Education and the Workforce.

7957. A letter from the Assistant General Counsel for Regulatory Services, Department of Education, transmitting the Department's final rule — Family Educational Rights and Privacy Act (RIN: 1855-AA00) received April 22, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7958. A letter from the Assistant Secretary of Labor, Employment and Training Administration, Department of Labor, transmitting the Department's final rule — Senior Community Service Employment Program (RIN: 1205-AB28) received April 21, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7959. A letter from the Senior Regulatory Officer, Wage and Hour Div., Department of Labor, transmitting the Department's final rule — Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales and Computer Employees (RIN: 1215-AA14) received April 29, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7960. A letter from the Special Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Mangum and Erick, Oklahoma) [MM Docket No. 01-218; RM-10237] received April 19, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7961. A letter from the Director, Division for Strategic Human Resources Policy, Office of Personnel Management, transmitting the Office's final rule — Agency Use of Appropriated Funds for Child Care Costs for Lower Income Employees (RIN: 3206-AJ77) received April 6, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7962. A letter from the Federal Register Certifying Officer, Department of the Treasury, transmitting the Department's final rule — Indorsement and Payment of Checks Drawn on the United States Treasury (RIN: 1510-AA45) received March 30, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7963. A letter from the Acting Under Secretary and Acting Director, U.S. Patent and Trademark Office, Department of Commerce, transmitting the Department's final rule — Revision of Patent Term Extension and Patent Term Adjustment Provisions [Docket No. 2003-P-029] (RIN: 0651-AB71) received April 27, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7964. A letter from the Acting Assistant Counsel for Regulatory Law, Office of Environment, Safety, and Health, Department of Energy, transmitting the Department's final rule — Guidelines for Physician Panel Determinations on Worker Requests for Assistance in Filing for State Worker's Compensation Benefits; Procedural Amendments (RIN: 1901-AB13) received April 9, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7965. A letter from the Rules Administrator, Federal Bureau of Prisons, Department of Justice, transmitting the Department's final rule — Smoking/No Smoking Areas [BOP-1084-F] (RIN: 1120-AA79) received April 6, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7966. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — Re-Issuance of the NASA FAR Supplement Subchapters A and B Consistent with the Fed-

eral Acquisition Regulations System Guidance and Policy (RIN: 2700-AC65) received April 27, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

7967. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — NASA Grant and Cooperative Agreement Handbook — Certifications, Disclosures, and Assurances (RIN: 2700-AC96) received April 27, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

7968. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — Re-Issuance of NASA FAR Supplement Subchapter D (RIN: 2700-AC84) received April 27, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

7969. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — Re-Issuance of NASA FAR Supplement Parts 1813 and 1817 (RIN: 2700-AC83) received April 27, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

7970. A letter from the Director, Regulations Management, National Cemetery Administration, Department of Veterans Affairs, transmitting the Department's final rule — State Cemetery Grants (RIN: 2900-AH46) received April 9, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

7971. A letter from the Director, Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Board of Veterans' Appeals: Rules of Practice — Medical Opinions From the Veterans Health Administration (RIN: 2900-AK52) received April 15, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

7972. A letter from the Chief, Regulations & Procedures Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule — Temecula Valley Viticultural Area (2001R-280P) [T.D. TTB-10; Re: ATF Notice No. 958] (RIN: 1513-AA40) received April 27, 2004, 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. HYDE: Committee on International Relations. H.R. 4061. A bill to amend the Foreign Assistance Act of 1961 to provide assistance for orphans and other vulnerable children in developing countries (Rept. 108-479). Referred to the Committee of the Whole House on the State of the Union.

[May 6 (legislative day of May 5), 2004]

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 628. Resolution providing for consideration of the resolution (H. Res. 627) deploring the abuse of persons in United States custody in Iraq, regardless of the circumstances of their detention, urging the Secretary of the Army to bring to swift justice any member of the Armed Forces who has violated the Uniform Code of Military Justice, expressing the deep appreciation of the Nation to the courageous and honorable members of the Armed Forces who have selflessly served, or are currently serving, in Operation Iraqi Freedom, and for other purposes (Rept. 108-480). Referred to the House Calendar.

## PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SESSIONS (for himself, Mr. HASTINGS of Washington, Mr. CRANE, Mr. KINGSTON, Mr. SHIMKUS, Mr. HENSARLING, Mr. COX, Mr. PICKERING, Mr. BURR, Mr. BROWN of South Carolina, Mr. ROYCE, Mr. BAKER, Mr. BRADY of Texas, Mr. HAYWORTH, Mr. BLUNT, Mr. REHBERG, Mr. OTTER, Mr. WILSON of South Carolina, Mr. FLAKE, Mr. AKIN, Mr. SMITH of New Jersey, Ms. PRYCE of Ohio, Mr. BACHUS, Mr. SWEENEY, Mr. MURPHY, Mr. KIRK, Mr. FOSSELLA, Mr. RYUN of Kansas, Mr. BARRETT of South Carolina, Mr. JENKINS, Mr. HAYES, Mr. FEENEY, Mr. ROGERS of Michigan, Ms. GINNY BROWN-WAITE of Florida, Mr. RAMSTAD, Mr. SCHROCK, Mr. STEARNS, Mr. VITTER, Mr. DREIER, Mr. GIBBONS, Mr. CHOCOLA, Mrs. BIGGERT, Mr. WICKER, Mr. BURGESS, Mr. SIMMONS, Mr. TIBERI, Mrs. MILLER of Michigan, Mr. GARRETT of New Jersey, Mr. MARIO DIAZ-BALART of Florida, and Mr. CANTOR):

H.R. 4275. A bill to amend the Internal Revenue Code of 1986 to permanently extend the 10-percent individual income tax rate bracket; to the Committee on Ways and Means.

By Mr. CARSON of Oklahoma:

H.R. 4276. A bill to promote rural safety and improve rural law enforcement; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H.R. 4277. A bill to amend title 49, United States Code, to establish the Pipeline Safety Administration in the Department of Transportation; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCKEON (for himself and Mr. BOEHNER):

H.R. 4278. A bill to amend the Assistive Technology Act of 1998 to support programs of grants to States to address the assistive technology needs of individuals with disabilities, and for other purposes; to the Committee on Education and the Workforce.

By Mr. MCCRERY (for himself and Mr. ROYCE):

H.R. 4279. A bill to amend the Internal Revenue Code of 1986 to provide for the disposition of unused health benefits in cafeteria plans and flexible spending arrangements; to the Committee on Ways and Means.

By Mr. GREENWOOD (for himself, Mr. COX, and Mr. BARTON of Texas):

H.R. 4280. A bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAM JOHNSON of Texas (for himself, Mr. DOOLEY of California, Ms. VELAZQUEZ, Mr. BOEHNER, and Mr. BURNS):

H.R. 4281. A bill to amend title I of the Employee Retirement Income Security Act of