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No. 24

House of Representatives

The House met at noon and was called to order by the Speaker pro tempore (Mr. THORNBERRY).

DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
March 1, 2004.

I hereby appoint the Honorable MAC THORNBERRY to act as Speaker pro tempore on this day.

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

PRAYER

The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer: Show us Your way, O Lord.

Even today people hear Your urgent call and are moved to seek Your aid on their pilgrim road of faith. Many have decided to follow this road, O Lord, but they have discovered this is no super-highway but a narrow path leading to You and the gift of life.

Silence and prayer emerge as the source and depth of faith. Conversion of heart and renewed, painful letting go hold our new beginnings.

Allow government leaders and all the people of this great Nation to receive new life and energy, to rebuild avenues of trust and an enduring infrastructure that will enlighten our future with security and peace.

For this we ask and work now and forever, O Lord. 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. Will the gentleman from New Mexico (Mr. PEARCE) come forward and lead the House in the Pledge of Allegiance.

Mr. PEARCE 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.

MESSAGE FROM THE SENATE

A message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed concurrent resolutions of the following titles in which the concurrence of the House is requested.

S. Con. Res. 93. Concurrent resolution authorizing the use of the rotunda of the Capitol by the Joint Congressional Committee on Inaugural Ceremonies.

S. Con. Res. 94. Concurrent resolution establishing the Joint Congressional Committee on Inaugural Ceremonies.

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, February 27, 2004.

Hon. J. DENNIS HASTERT,
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, the Clerk received the following message from the Secretary of the Senate on February 27, 2004 at 4:55 p.m.:

That the Senate passed without amendment H.R. 3850.

With best wishes, I am
Sincerely,

JEFF TRANDAH,
Clerk.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 4 of rule I, the Speaker pro tempore signed the following enrolled bill on Friday, February 27, 2004:

H.R. 3850, to provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.

COMMUNICATION FROM CHAIRMAN OF COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE

The Speaker pro tempore laid before the House the following communication from the chairman of the Committee on Transportation and Infrastructure; which was read and, without objection, referred to the Committee on Appropriations:

HOUSE OF REPRESENTATIVES, COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,
Washington, DC, February 25, 2004.

Hon. J. DENNIS HASTERT,
Speaker of the House,
The Capitol,
Washington, DC.

DEAR MR. SPEAKER: Enclosed please find resolutions approved by the Committee on Transportation and Infrastructure on February 25, 2004, in accordance with 40 U.S.C. § 3307.

Sincerely,

DON YOUNG,
Chairman.

Enclosures.

AMENDED PROSPECTUS—LEASE
DEPARTMENT OF HEALTH AND HUMAN SERVICES,
ADMINISTRATION FOR CHILDREN AND FAMILIES, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives. That pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to an additional 86,846 rentable square feet for a total maximum square footage of

□ 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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H703

252,670 square feet of space for the Department of Health and Human Services, Administration for Children and Families, currently located in leased space at various locations in Washington, DC, at an additional cost of \$3,908,070 for a proposed total annual cost of \$11,370,150 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution. This resolution amends a Committee resolution dated April 9, 2003, which authorized 165,824 square feet at a total annual cost of \$7,462,080.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE

DEPARTMENT OF JUSTICE, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 584,400 rentable square feet of space for the Department of Justice currently located in leased space at 601 D St., NW, in Washington, DC, at a proposed total annual cost of \$26,298,000 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE

FOOD AND DRUG ADMINISTRATION, SUBURBAN MARYLAND

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 113,993 rentable square feet of space for the Food and Drug Administration currently located in leased space at 7500 Standish Place, in Rockville, Maryland, at a proposed total annual cost of \$3,533,783 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE

FOOD AND DRUG ADMINISTRATION, SUBURBAN MARYLAND

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 110,035 rentable square feet of space for the Food and Drug Administration's Center for Drug Evaluation and Research currently located at 1451 Rockville Pike, Rockville, Maryland, at a proposed total annual cost of \$3,411,085 for a lease term of 3 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE

FOOD AND DRUG ADMINISTRATION, SUBURBAN MARYLAND

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 107,886 rentable square feet of space for the Food and Drug Administration, Center for Drug Evaluation and Research currently located at 9201 Corporate Boulevard, Rockville, Maryland, at a proposed total annual cost of \$3,344,466 for a lease term of 3 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE

NATIONAL INSTITUTES OF HEALTH, NATIONAL INSTITUTES OF ALLERGY AND INFECTIOUS DISEASES, SUBURBAN MARYLAND

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 159,773 rentable square feet of space for the National Institutes of Health, National Institute of Allergy And Infectious Diseases currently located at 6700 Rockledge Drive, Bethesda, Maryland, at a proposed total annual cost of \$4,952,963 for a lease term of 5 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

ALTERATION

PRINCE KUHIO FEDERAL BUILDING AND U.S. COURTHOUSE, HONOLULU, HAWAII

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to 40 U.S.C. §3307, appropriations are authorized for the alteration of the Prince Kuhio Federal Building and United States Courthouse located at 300 Ala Moana Boulevard, in Honolulu, Hawaii, at an estimated construction cost of \$8,704,000, design and review cost of \$1,345,000, and a management and inspection cost of \$749,000 for an estimated total project cost of \$10,798,000, a prospectus for which is attached to, and included in, this resolution.

ALTERATION

JACOB J. JAVITS FEDERAL BUILDING, NEW YORK CITY, NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to 40 U.S.C. §3307, appropriations are authorized for the alteration of the Jacob J. Javits Federal Building located at 26 Federal Plaza, in New York City, New York, at an estimated construction cost of \$10,988,000, design and review cost of \$403,000, and a management and inspection cost of \$703,000 for an estimated

total project cost of \$12,094,000, a prospectus for which is attached to, and included in, this resolution.

LEASE

DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION, MIAMI, FLORIDA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 58,811 rentable square feet of space for the Department of Justice, Drug Enforcement Administration currently located at 5205 NW 84th Avenue, Miami, Florida, at a proposed total annual cost of \$3,116,983 for a lease term of 15 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE

NATIONAL INSTITUTES OF HEALTH, CENTER FOR SCIENTIFIC REVIEW AND NATIONAL HEART, LUNG, AND BLOOD INSTITUTE, SUBURBAN MARYLAND

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 258,558 rentable square feet of space for the National Heart, Lung, and Blood Institute currently located at 6701 Rockledge Drive, Bethesda, Maryland, at a proposed total annual cost of \$8,015,298 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

AMENDMENT—CONSTRUCTION

UNITED STATES COURTHOUSE, ORLANDO, FLORIDA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to 40 U.S.C. §3307, appropriations are authorized for the construction of a 336,049 gross square foot United States Courthouse, including 40 inside parking spaces, 160 space parking structure, landscaped square, and entrance pavilion, located in Orlando, Florida, at a total estimated cost of \$94,705,000. This resolution amends a Committee resolution dated May 26, 1994, which authorized site acquisition for a 235,050 gross square foot courthouse plus 35 inside parking spaces and 200 outside parking spaces, which was amended by a Committee resolution dated November 7, 2001, which authorized construction of a 257,050 gross square foot building, including 40 inside parking spaces and 200 surface parking spaces.

Provided, That any design shall, to the maximum extent possible incorporate shared or collegial space, consistent with efficient court operations that will minimize the size and cost of the building to be constructed.

Provided further, That any design shall incorporate changes in the 1997 United States Courts Design Guide, including the implementation of a policy on shared courtrooms.

AMENDMENT—SITE AND DESIGN

UNITED STATES COURTHOUSE, ROCKFORD,
ILLINOIS

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to 40 U.S.C. § 3307, additional appropriations are authorized for site acquisition and design of a 166,043 gross square foot United States courthouse, including 55 inside parking spaces, located in Rockford, Illinois, at additional site cost of \$1,012,000 (site cost of \$1,800,000 was previously authorized) and additional design cost of \$990,000 (design cost of \$3,133,000 was previously authorized), for which an amended prospectus is attached to, and included in, this resolution. This resolution amends a Committee resolution dated July 18, 2001 that authorized \$2,096,000 for additional site and design of a 147,249 gross square foot courthouse, including 33 inside parking spaces, which amended a Committee resolution authorizing \$618,000 for site and \$2,219,000 for design of a 129,800 gross square foot courthouse including 33 inside parking spaces, adopted on July 26, 2000.

Provided, That any design shall, to the maximum extent possible incorporate shared or collegial space, consistent with efficient court operations that will minimize the size and cost of the building to be constructed.

Provided further, That any design shall incorporate changes in the 1997 United States Courts Design Guide, including the implementation of a policy on shared courtrooms.

LEASE

DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF
INVESTIGATION, SAN ANTONIO, TEXAS

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to approximately 145,000 rentable square feet of space for the Federal Bureau of Investigation, currently located in Government-owned space at 615 E. Houston Street, and in leased space at 209 6th Street, in San Antonio, Texas, at a proposed total annual cost of \$4,567,500 for a lease term of 14 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE

FEDERAL BUREAU OF INVESTIGATION, NORTHERN
VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to approximately 199,110 rentable square feet of space for the Federal Bureau of Investigation, currently located AT 7799 Leesburg Pike, Falls Church, Virginia, at a proposed total annual cost of \$6,919,740 for a lease term of 15 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

PERMISSION FOR COMMITTEE ON
SCIENCE TO FILE REPORT ON
H.R. 3752, COMMERCIAL SPACE
LAUNCH AMENDMENTS ACT OF
2004

Mr. PEARCE. Mr. Speaker, I ask unanimous consent that the Committee on Science may have until midnight tonight to file a report on H.R. 3752.

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

There was no objection.

ENROLLED BILL SIGNED

Mr. Trandahl, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker.

H.R. 3850. An act to provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.

BILL PRESENTED TO THE
PRESIDENT

Jeff Trandahl, Clerk of the House reports that on February 27, 2004, he presented to the President of the United States, for his approval, the following bill.

H.R. 3850. To provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st Century.

ADJOURNMENT

Mr. PEARCE. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 12 o'clock and 5 minutes p.m.), under its previous order, the House adjourned until tomorrow, Tuesday, March 2, 2004, at 12:30 p.m., for morning hour debates.

RULES AND REPORTS SUBMITTED
PURSUANT TO THE CONGRES-
SIONAL REVIEW ACT

Pursuant to 5 U.S.C. 801(d), executive communications [final rules] submitted to the House pursuant to 5 U.S.C. 801(a)(1) during the period of July 8, 2003 through January 20, 2004, shall be treated as though received on March 1, 2004. Original dates of transmittal, numberings, and referrals to committee of those executive communications remain as indicated in the Executive Communication section of the relevant CONGRESSIONAL RECORD.

EXECUTIVE COMMUNICATIONS,
ETC.

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

6843. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 99-02, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

6844. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 02-05, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

6845. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on U.S. military personnel and U.S. individual civilians retained as contractors involved in supporting Plan Colombia, pursuant to Public Law 106-246, section 3204 (f) (114 Stat. 577); to the Committee on Armed Services.

6846. A letter from the Under Secretary, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General James E. Sherrard III, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6847. A letter from the President and Chairman, Export-Import Bank of the United States, transmitting a report on transactions involving U.S. exports to the Grand Duchy of Luxembourg, pursuant to 12 U.S.C. 635(b)(3)(i); to the Committee on Financial Services.

6848. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of State Plan for Designated Facilities and Pollutants: South Carolina [SC-200409(a); FRL-7628-5] received February 25, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6849. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Control of Emissions From New Marine Diesel Compression-Ignition Engines at or Above 30 Liters Per Cylinder [AMS-FRL-7627-4] (RIN: 2060-AJ98) received February 25, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6850. A letter from the Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Protection of Stratospheric Ozone; Refrigerant Recycling; Substitute Refrigerants [FRL-7625-6] (RIN: 2060-AF37) received February 25, 2004, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6851. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on International Relations.

6852. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6853. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6854. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6855. A letter from the Secretary, Department of Transportation, transmitting the Department's FY 2003 Performance and Accountability Report; to the Committee on Government Reform.