

**PRAISING THE EFFORTS OF
TEXAS DOCTORS AND NURSES**

(Mr. BURGESS asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. BURGESS. Madam Speaker, over the past couple of weeks, we have certainly seen our share of bad news.

One little bit of good news, though, has come out of the State of Texas. Texans, always known for their friendliness, have opened their arms and their hearts to their neighbors to the east.

Madam Speaker, this hurricane was unlike any of us have ever seen before and I pray that none of us will ever see again: 90,000 square miles of devastation along the Gulf Coast, over 1 million people displaced from their homes. Now, a quarter of that population, 250,000, are in the State of Texas.

Madam Speaker, I am proud of Texas, and I am especially proud of Texas doctors and Texas medicine. Spending time in the shelters in my district last week, I was so impressed with the doctors and the nurses who are volunteering, giving of themselves, to attend to those who are less fortunate. Texas doctors and nurses indeed stepped up to the challenge, whether it was the residents of John Peter Smith Hospital, the faculty at the University of North Texas at Fort Worth, or in the city of Dallas, itself, where they received 17,000 individuals in the space of one Saturday afternoon.

Many of these were people who suffered from chronic illnesses such as diabetes and hypertension, who had been off their meds for several days; but of that 17,000, only 200 required hospitalization, truly a remarkable feat.

**HURRICANE KATRINA MENTAL
HEALTH RELIEF ACT**

(Ms. EDDIE BERNICE JOHNSON of Texas asked and was given permission to address the House for 1 minute.)

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, as a former psychiatric nurse, I rise to express concern for the mental health needs of the victims of Hurricane Katrina. The State of Texas reported last week that 9.2 percent of the Katrina evacuees in Texas need mental health assistance. Approximately 5 percent have serious mental illness. At least 11 percent of the children suffer from post-traumatic stress disorder.

Last week, I introduced H.R. 3708, the Hurricane Katrina Mental Health Relief Act. This bill would dedicate 10 percent of the disaster relief funds for mental health services to victims and first responders. It is supported by the National Mental Health Association, the National Alliance of Mental Health, American Psychological Association, American Public Health Association, American Psychiatric Nurses Association, American Association of Social Workers, the National Council

for Community Behavioral Health Care, and the Mental Health Care Association of Dallas.

I invite my colleagues to join me in supporting this legislation.

**KUDOS FOR MEDICAL LEADER DR.
NEIL WARD**

(Mr. PRICE of Georgia asked and was given permission to address the House for 1 minute.)

Mr. PRICE of Georgia. Madam Speaker, I rise today to honor Dr. Neil Ward on the occasion of his upcoming retirement from the American Academy of Otolaryngology, Head and Neck Surgery.

Dr. Ward has been a caring and passionate practitioner of medicine for over 30 years, holding every leadership position in the 12,000 member international organization which specializes in treating patients with problems of the ears, nose, and throat.

After receiving his undergraduate degree from the University of Arizona, Tucson, in 1956, Dr. Ward served as a pilot in the U.S. Air Force; and following discharge in 1959, he decided to devote his life to helping and healing others. He came to Washington, D.C. to attend the George Washington School of Medicine with the goal of becoming a physician and making a difference in people's lives.

Not only has Dr. Ward made a lasting mark on his community as a doctor; he has also inspired a new generation of physicians as a lecturer and teacher and has advanced science and medicine through his published papers. It is my privilege to salute a fellow physician and respected colleague and join in congratulating him on his retirement.

**CHILD PORNOGRAPHY
PREVENTION ACT OF 2005**

(Mr. PENCE asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. PENCE. Madam Speaker, tomorrow the House will consider a very important bill to safeguard the children of this Nation from sexual predators and sexual violence: the Children's Safety Act of 2005.

Yesterday, I introduced the Child Pornography Prevention Act of 2005, with its intention to protect children from pornographers who seek to exploit both their youth and vulnerability.

The purpose of my legislation, the Child Pornography Prevention Act, is to ensure that children are not exploited in the production and distribution of pornography. Additionally, the bill provides increased protection to the victims of child pornography and strengthens the hand of law enforcement in investigating and bringing charges of obscenity in child pornography cases.

We specifically in my bill close a loophole that exists in Federal law

today that allows pornographers who produce child pornography at home with digital cameras, Polaroid cameras, or video cameras downloaded on their home computers to actually escape prosecution. The Pence legislation makes clear that these activities are within the purview of Federal law enforcement so that prosecutions of these so-called home child pornographers may move forward in district courts.

It is time to protect the kids. It is time to move the Children's Safety Act, and it is time to pass the Child Pornography Prevention Act as part of it tomorrow.

□ 1415

**ANNOUNCEMENT BY THE SPEAKER
PRO TEMPORE**

The SPEAKER pro tempore (Mrs. CAPITO). Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote is objected to under clause 6 of rule XX.

Record votes on postponed questions will be taken after 6:30 p.m. today.

**SPORTFISHING AND RECREATIONAL
BOATING SAFETY
AMENDMENTS ACT OF 2005**

Mr. SHUSTER. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 3649) to ensure funding for sportfishing and boating safety programs funded out of the Highway Trust Fund through the end of fiscal year 2005, and for other purposes.

The Clerk read as follows:

H.R. 3649

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

SECTION 1. SHORT TITLE.

This Act may be cited as the "Sportfishing and Recreational Boating Safety Amendments Act of 2005".

TITLE I—CORRECTIONS TO THE SPORTFISHING AND RECREATIONAL BOATING SAFETY ACT OF 2005

SEC. 101. EFFECTIVE DATE OF AMENDMENTS.

(a) IN GENERAL.—The Sportfishing and Recreational Boating Safety Act of 2005 (Public Law 109-59) is amended—

- (1) by striking section 10112(b)(2); and
- (2) by inserting after section 10101 the following:

"SEC. 10102. EFFECTIVE DATE.

"The amendments made by this subtitle shall take effect October 1, 2005."

(b) TEMPORARY PRESERVATION OF EXISTING LAW.—Except as provided by the amendments made by title II of this Act, during the period beginning on the date of the enactment of the Sportfishing and Recreational Boating Safety Act of 2005, and ending upon the expiration of fiscal year 2005, the provisions of law amended by the Sportfishing and Recreational Boating Safety Act of 2005 (as amended by this Act) shall be considered to read as such laws read immediately before the enactment of that Act.

SEC. 102. RECREATIONAL BOATING SAFETY FUNDS.

Section 10143 of the Sportfishing and Recreational Boating Safety Act of 2005 (Public Law 109-59) is amended—

(1) in paragraph (1) by striking “under section 10119 of the Sportfishing and Recreational Boating Safety Act of 2005” and inserting “under section 15 of the Dingell-Johnson Sport Fish Restoration Act”;

(2) in paragraph (2) by striking “subsection (a)(2) of section 4 of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c(a)(2))” and inserting “subsections (a)(2) and (f) of section 4 of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c(a)(2) and (f))”;

(3) in paragraph (4)—

(A) in subparagraph (B) by inserting a closed parenthesis after “(16 U.S.C. 777c(a)(2))”; and

(B) by striking subparagraphs (C) and (D) and inserting the following:

“(C) by striking ‘\$5,000,000’ and inserting ‘\$5,500,000’; and

“(D) by inserting ‘not less than’ before ‘\$2,000,000’; and”;

(4) in paragraph (5) by striking “unexpected” and inserting “unexpended”.

SEC. 103. EXPENDITURE OF REMAINING BALANCE IN BOAT SAFETY ACCOUNT.

Section 10119 of the Sportfishing and Recreational Boating Safety Act of 2005 (Public Law 109-59) is amended in the text proposed to be inserted as section 15 of the Dingell-Johnson Sport Fish Restoration Act—

(1) in paragraph (2)(A)(v) of such text by striking “of this Act” and inserting “of that section”;

(2) in paragraphs (1) through (4) of such text by striking “subsection (b) of that section” each place it appears in such text and inserting “subsection (c) of that section”;

(3) in paragraph (5)—

(A) in subparagraph (A) by striking “subsection (b)” and inserting “subsection (a)(2) of that section”; and

(B) in subparagraph (B) by striking “subsection (h)” and inserting “subsection (c) of that section”.

TITLE II—EXTENSION OF RECREATIONAL BOATING FUNDING THROUGH THE END OF FISCAL YEAR 2005**SEC. 201. NATIONAL OUTREACH AND COMMUNICATIONS PROGRAM FUNDING.**

Section 4(c)(7) of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c(c)(7)) is amended to read as follows:

“(7) \$10,000,000 for fiscal year 2005;”.

SEC. 202. CLEAN VESSEL ACT FUNDING.

Section 4(b)(4) of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c(b)(4)) is amended—

(1) in the section heading by striking “FIRST 303 DAYS OF FISCAL” and inserting “FISCAL”;

(2) by striking “July 30, 2005” and inserting “September 30, 2005”;

(3) by striking “\$68,071,233” and inserting “\$82,000,000”;

(4) in subparagraph (A), by striking “\$8,301,370” and inserting “\$10,000,000”; and

(5) in subparagraph (B), by striking “\$6,641,096” and inserting “\$8,000,000”.

SEC. 203. COAST GUARD EXPENSES.

Section 13106(c)(1) of title 46, United States Code, is amended—

(1) by striking “\$4,150,685” and inserting “\$5,000,000”; and

(2) by striking “\$1,660,274” and inserting “\$2,000,000”.

TITLE III—EXTENSION OF AUTHORIZATION FOR USE OF FUNDS IN BOAT SAFETY ACCOUNT**SEC. 301. EXTENSION OF AUTHORIZATION FOR USE OF FUNDS IN BOAT SAFETY ACCOUNT FOR OBLIGATIONS BEFORE OCTOBER 1, 2005.**

(a) BOAT SAFETY ACCOUNT.—Subsection (c) of section 9504 of the Internal Revenue Code of 1986 (relating to expenditures from boat safety account) is amended—

(1) by striking “August 15, 2005” and inserting “October 1, 2005”; and

(2) by striking “Surface Transportation Extension Act of 2005, Part VI” and inserting “Sportfishing and Recreational Boating Safety Amendments Act of 2005”.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Pennsylvania (Mr. SHUSTER) and the gentlewoman from the District of Columbia (Ms. NORTON) each will control 20 minutes.

The Chair recognizes the gentleman from Pennsylvania (Mr. SHUSTER).

GENERAL LEAVE

Mr. SHUSTER. Madam 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 H.R. 3649.

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

There was no objection.

Mr. SHUSTER. Madam Speaker, I yield myself such time as I may consume.

H.R. 3649, the Sportfishing and Recreational Boating Safety Amendments Act of 2005 makes several amendments to current law to ensure that funding is made available for States' recreational boating programs for the remainder of fiscal year 2005.

The bill designates approximately \$14 million in funding from the Aquatic Resources Trust Fund to support recreational boating safety programs for the current fiscal year. The bill also makes funding available for education, outreach and communications programs to promote safe and responsible boating and fishing practices nationwide.

Recreational boating and fishing are some of the Nation's most popular pastimes and in many areas are critical components of our local economies, and that includes my own district in Central Pennsylvania, which is home to Raystown Lake, which is a key element to the economy of Huntingdon County, Pennsylvania.

The Coast Guard and the Coast Guard Auxiliary have taken the lead Federal role in promoting boating safety in conjunction with State and local authorities. As a result, recreational boating fatalities have declined by more than half over the past 30 years.

The Federal and State recreational boating programs that are supported by the funding in this bill help educate the public on the proper use of boating, safety equipment and on the respon-

sible use of our Nation's sportfishing resources.

Lastly, the bill also makes several technical and clarifying corrections to the Sportfishing and Recreational Boating Safety Act of 2005. This Act created a simpler and more equitable formula for Federal sportfishing restoration and recreational boating safety funding.

I thank my colleagues for their support on this important legislation and for their work to improve access and safety on our Nation's waterways. I would like to thank the sponsor of the legislation, the Chairman of the full Committee on Transportation and Infrastructure, the gentleman from Alaska (Mr. YOUNG), the Chairman of the Subcommittee on Coast Guard and Maritime Transportation, the gentleman from New Jersey (Mr. LOBIONDO), for his hard work on this legislation, and the House leadership for bringing this bill to the floor in an expedited manner.

I would also like to thank the gentleman from California (Chairman THOMAS) and the gentleman from California (Chairman POMBO) for clearing the provisions in their jurisdiction of their committees so quickly. I am sure that recreational fishermen and boaters in California appreciate their efforts.

I urge my colleagues to join me in supporting this important legislation.

Madam Speaker, I reserve the balance of my time.

Ms. NORTON. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, I rise today to voice my support for H.R. 3649, the Sportfishing and Recreational Boating Safety Amendments Act of 2005, and to thank all concerned for clearing this matter up.

Madam Speaker, the purpose of this bill is, of course, very simple, as you have heard. When Congress passed H.R. 3, SAFETEA-LU, in July, there was a small disconnect between that bill and the short-term highway funding extension that was passed separately.

The short-term extension extended the highway program and the funding of the recreational boat safety program until August 15th. However, SAFETEA-LU provided for long-term reauthorization and funding of the recreational boating safety program beginning October 1, the new fiscal year. As a result, the gas taxes that are collected between August 15 and October 1 from recreational boaters cannot be given to the State boating law administrators to fund their recreational boating programs.

H.R. 3649 corrects this problem by extending the old Recreational Boat Safety and Sportfish Programs until October 1, 2005, when the new funding formulas take effect.

Madam Speaker, the Recreational Boat Safety and Grant Program provides a 50/50 matching fund to the States for their recreational boating

safety and educational programs. These programs save lives. It is our responsibility to see to it that there is no interruption of this program, and we are fulfilling this responsibility today.

Madam Speaker, I urge my colleagues to pass H.R. 3649 to ensure that our States receive the necessary matching funds for their recreational boating safety programs between August 15, 2005, and October 1, 2005.

Madam Speaker, I yield back the balance of my time.

Mr. SHUSTER. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, I include for the RECORD an exchange of letters between the gentleman from Alaska (Chairman YOUNG) and the gentleman from California (Chairman THOMAS) regarding H.R. 3649.

COMMITTEE ON WAYS AND MEANS,
Washington, DC, September 6, 2005.

Hon. DON YOUNG,
Chairman, Committee on Transportation and Infrastructure, Washington, DC.

DEAR CHAIRMAN YOUNG: I am writing concerning H.R. 3649, the "Sportfishing and Recreational Boating Safety Amendments Act of 2005," which is scheduled for floor consideration under suspension of the rules on Wednesday, September 7, 2005.

As you know, the Committee on Ways and Means has jurisdiction over the Internal Revenue Code. Title III of this bill amends the Internal Revenue Code by making technical and conforming corrections, and thus falls within the jurisdiction of the Committee on Ways and Means. However, in order to expedite this legislation for floor consideration, the Committee will forgo action on this bill. This is being done with the understanding that it does not in any way prejudice the Committee with respect to the appointment of conferees or its jurisdictional prerogatives on this or similar legislation.

I would appreciate your response to this letter, confirming this understanding with respect to H.R. 3649, and would ask that a copy of our exchange of letters on this matter be included in the Congressional Record during floor consideration.

Best regards,

BILL THOMAS,
Chairman.

COMMITTEE ON TRANSPORTATION
AND INFRASTRUCTURE,
Washington, DC, September 6, 2005.

Hon. WILLIAM M. THOMAS,
Chairman, Committee on Ways and Means,
Longworth Building, Washington, DC.

DEAR MR. CHAIRMAN: Thank you for your letter of September 6, 2005 regarding H.R. 3649, the Sportfishing and Recreational Boating Safety Amendments Act of 2005. Your assistance in expediting House consideration of the bill is very much appreciated.

I agree that there are certain provisions in the bill that are of jurisdictional interest to the Committee on Ways and Means and I agree that by foregoing action on the bill, the Committee on Ways and Means is not waiving its jurisdiction. Be assured that I will support your request to be represented in a conference on those provisions in the jurisdiction of the Ways and Means Committee in this bill or similar legislation.

As you have requested, I will include this exchange of letters in the Record when the bill is on the Floor. Thank you for your cooperation and your continued leadership and

support in sportfishing and boating safety matters.

Sincerely,

DON YOUNG,
Chairman.

Mr. SHUSTER. Madam Speaker, I urge my colleagues to join me in supporting this important legislation, H.R. 3649, the Sportfishing and Recreational Boating Safety Act of 2005.

Madam Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. SHUSTER) that the House suspend the rules and pass the bill, H.R. 3649.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds of those present have voted in the affirmative.

Mr. SHUSTER. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

HONORING AND MEMORIALIZING THE PASSENGERS AND CREW OF UNITED AIRLINES FLIGHT 93

Mr. SHUSTER. Madam Speaker, I move to suspend the rules and concur in the Senate concurrent resolution (S. Con. Res. 26) honoring and memorializing the passengers and crew of United Airlines Flight 93.

The Clerk read as follows:

S. CON. RES. 26

Whereas on September 11, 2001, acts of war involving the hijacking of commercial airplanes were committed against the United States, killing and injuring thousands of innocent people;

Whereas 1 of the hijacked planes, United Airlines Flight 93, crashed in a field in Pennsylvania;

Whereas while Flight 93 was still in the air, the passengers and crew, through cellular phone conversations with loved ones on the ground, learned that other hijacked airplanes had been used to attack the United States;

Whereas during those phone conversations, several of the passengers indicated that there was an agreement among the passengers and crew to try to overpower the hijackers who had taken over Flight 93;

Whereas Congress established the National Commission on Terrorist Attacks Upon the United States (commonly referred to as "the 9-11 Commission") to study the September 11, 2001, attacks and how they occurred;

Whereas the 9-11 Commission concluded that "the nation owes a debt to the passengers of Flight 93. Their actions saved the lives of countless others, and may have saved either the U.S. Capitol or the White House from destruction."; and

Whereas the crash of Flight 93 resulted in the death of everyone on board: Now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That

(1) the United States owes the passengers and crew of United Airlines Flight 93 deep respect and gratitude for their decisive actions and efforts of bravery;

(2) the United States extends its condolences to the families and friends of the passengers and crew of Flight 93;

(3) not later than October 1, 2006, the Speaker of the House of Representatives, the minority leader of the House of Representatives, the majority leader of the Senate, the minority leader of the Senate, the Chairman and the Ranking Member of the Committee on Rules and Administration of the Senate, and the Chairman and the Ranking Member of the Committee on Transportation and Infrastructure of the House of Representatives shall select an appropriate memorial that shall be located in the United States Capitol and that shall honor the passengers and crew of Flight 93, who saved the United States Capitol from destruction; and

(4) the memorial shall state the purpose of the honor and the names of the passengers and crew of Flight 93 on whom the honor is bestowed.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Pennsylvania (Mr. SHUSTER) and the gentlewoman from the District of Columbia (Ms. NORTON) each will control 20 minutes.

The Chair recognizes the gentleman from Pennsylvania (Mr. SHUSTER).

GENERAL LEAVE

Mr. SHUSTER. Madam 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 S. Con. Res. 26.

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

There was no objection.

Mr. SHUSTER. Madam Speaker, I yield myself such time as I may consume.

On Sunday, we remembered one of the most tragic days in our Nation's history, a day in which we lost 3,000 of our relatives, neighbors, friends and countrymen. These people were lost because of the actions of 19 terrorists who sought to inflict pain on our country and bring us to our knees. They did not.

Four of these terrorist found out firsthand that America and Americans are not to be taken lightly and that we are people of action.

Though the story of Flight 93 is well known by all, it is a story that bears repeating.

On that fateful day, the 40 passengers and crew of a hijacked airplane, made aware through phone calls of the fate of the three other hijacked airplanes, took action to protect lives on the ground.

They acted in a way that I am confident the passengers and crew of the three other planes hijacked that day would surely have acted had they been aware of what was happening. The passengers and crew of Flight 93 acted in a way that should make us all proud. They knew the risks they were facing, yet acted anyway.

It is a significant feat what these 40 patriots did, equal to the shot heard around the world in Lexington and Concord or the Alamo in Texas. The very place that Flight 93 went down, I