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No. 25

## House of Representatives

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

### DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,  
March 7, 2005.

I hereby appoint the Honorable RANDY NEUGEBAUER 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:

Lord God of unfolding ministry, for Your people, each new day is meant to be a discovery. Even in the ordinary and the routine, an inner dynamic is present. Every day the infant becomes capable of new physical motion and experiences relationships. Deepening marriage reveals more of a person to another, and a new friendship creates common interests in the imagination and in the heart.

May this day, this week, re-create this Nation and this Congress to be open to new possibilities for Your people and of being a catalyst in the world community.

Move us beyond prejudice and self-image, to be dynamically present to You and others now and forever.

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. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore 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 a joint resolution of the following title in which the concurrence of the House is requested:

S.J. Res. 4. Joint resolution provided for congressional disapproval of the rule submitted by the Department of Agriculture under chapter 8 of title 5, United States Code, relating to risk zones for introduction of bovine spongiform encephalopathy.

### ADJOURNMENT

The SPEAKER pro tempore. Without objection, the House stands adjourned until 12:30 p.m. tomorrow for morning hour debates.

There was no objection.

Accordingly (at 12 o'clock and 2 minutes p.m.), under its previous order, the House adjourned until tomorrow, Tuesday, March 8, 2005, at 12:30 p.m., for morning hour debates.

### EXECUTIVE COMMUNICATIONS, ETC.

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

1079. A letter from the Secretary, Department of the Treasury, transmitting a report entitled, "The Use of Technology to Combat Identity Theft," pursuant to Public Law 108-159, section 157(d) (117 Stat. 1968); to the Committee on Financial Services.

1080. A letter from the Secretary, Department of State, transmitting notification of an Accountability Review Board to examine the facts and the circumstances of the loss of life at a U.S. mission abroad and to report and make recommendations, pursuant to 22 U.S.C. 4831 et seq.; to the Committee on International Relations.

1081. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, Agency for International Development, transmitting in accordance with the Federal Activities Inventory Reform Act of 1998 (FAIR Act), the Year 2004 A-76 Inventory of Commercial Activities for FY 2003; to the Committee on Government Reform.

1082. A letter from the Administrator, General Services Administration, transmitting notification of the new mileage reimbursement rates for Federal employees who use privately owned vehicles while on official travel, pursuant to 5 U.S.C. 5707(b)(1)(A); to the Committee on Government Reform.

1083. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Dodge City, KS. [Docket No. FAA-2004-19325; Airspace Docket No. 04-ACE-54] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1084. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Hannibal, MO. [Docket No. FAA-2004-18827; Airspace Docket No. 04-ACE-53] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1085. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Dodge City, KS. [Docket No. FAA-2004-19325; Airspace Docket No. 04-ACE-54] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1086. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Oberlin, KS. [Docket No. FAA-2004-19326; Airspace Docket No. 04-ACE-55] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1087. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Control Areas 1143L and 1146L.

□ 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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[Docket No. FAA-2004-19671; Airspace Docket No. AWA-07] (RIN: 2120-AA66) received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1088. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Nebraska City, NE. [Docket No. FAA-2004-19328; Airspace Docket No. 04-ACE-57] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1089. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Amendment to Restricted Areas 2932, 2933, 2934, and 2935; Cape Canaveral, FL [Docket No. FAA-2004-19438; Airspace Docket No. 04-ASO-9] (RIN: 2120-AA66) received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1090. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Boone, IA [Docket No. FAA-2004-19576; Airspace Docket No. 04-ACE-66] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1091. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class D Airspace; and Modification of Class E Airspace; Grand Island, NE. [Docket No. FAA-2004-18819; Airspace Docket No. 04-ACE-45] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1092. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class D Airspace; and Modification of Class E Airspace; Salina, KS. [Docket No. FAA-2004-18822; Airspace Docket No. 04-ACE-48] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1093. A letter from the Acting U.S. Trade Representative, Executive Office of the President, transmitting the 2005 Trade Policy Agenda and 2004 Annual Report on the Trade Agreements Program, pursuant to 19 U.S.C. 2213; to the Committee on Ways and Means.

1094. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Reorganizations under Section 368(a)(1)(E) and Section 368(a)(1)(F) [TD 9182] (RIN: 1545-BD31) received February 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1095. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Guidance Related to Section 936 Termination [Notice 2005-21] received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1096. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Rulings and Determination Letters (Rev. Proc. 2005-16) received March 3, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1097. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2005-13) received March 3, 2005, 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. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 3. A bill to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; with an amendment (Rept. 109-12). Referred to the Committee of the Whole House on the State of the Union.

## PUBLIC BILLS AND RESOLUTIONS

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

By Mr. FOLEY (for himself, Mr. JINDAL, Mr. PORTMAN, Mr. JEFFERSON, Mr. MCCREARY, Mr. GALLEGLY, Mr. ISTOOK, Mr. COLE of Oklahoma, Ms. ESHOO, Mr. FITZPATRICK of Pennsylvania, Mr. LUCAS, Mr. SHAW, Mr. CARDIN, Mr. BECERRA, Mrs. JOHNSON of Connecticut, Mr. HERGER, Mr. CAMP, Mr. POMEROY, Mr. NUSSLE, Mr. ENGLISH of Pennsylvania, Mr. THOMPSON of California, Mr. HULSHOF, Mr. LEWIS of Kentucky, Mr. BRADY of Texas, Mr. CANTOR, Ms. HART, Mr. CHOCOLA, Mrs. CHRISTENSEN, Mr. FEENEY, Mr. MILLER of North Carolina, Mr. STRICKLAND, Ms. HARRIS, Mr. MILLER of Florida, Mr. WILSON of South Carolina, Ms. BORDALLO, Mr. SULLIVAN, Mr. MEEK of Florida, Mr. BILIRAKIS, Mr. BOUSTANY, Mr. GENE GREEN of Texas, Mr. RYUN of Kansas, Mr. BOUCHER, Mrs. JO ANN DAVIS of Virginia, Mr. ROGERS of Kentucky, Mr. ETHERIDGE, Ms. WATSON, Mrs. MYRICK, Mr. KUHLMAN of New York, Mr. RUPPERSBERGER, Mr. SMITH of New Jersey, Mr. BARTLETT of Maryland, Mr. KENNEDY of Minnesota, Mr. SOUDER, Mr. BACHUS, Mr. GILLMOR, Mr. MELANCON, Mr. TIAHRT, Mr. FORD, Mr. BISHOP of Georgia, Mr. RENZI, Mr. REICHERT, Mr. BUTTERFIELD, Mr. ALEXANDER, Mr. WEXLER, Mr. PRICE of North Carolina, Mr. MCCAUL of Texas, Mr. WELDON of Florida, Ms. ROSELEHTINEN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. CALVERT, Mr. LANTOS, Mr. CULBERSON, Mrs. NAPOLITANO, Mrs. CAPITO, Mr. BLUMENAUER, Mr. SHUSTER, Mr. CRENSHAW, and Mr. MACK):

H.R. 1134. A bill to amend the Internal Revenue Code of 1986 to provide for the proper tax treatment of certain disaster mitigation payments; to the Committee on Ways and Means.

By Mr. SHERWOOD:

H.R. 1135. A bill to amend the Agricultural Adjustment Act to exempt certain identified varieties of tomatoes from agricultural marketing orders issued by the Secretary of Agriculture; to the Committee on Agriculture.

By Mr. ENGEL (for himself and Mr. KENNEDY of Rhode Island):

H.R. 1136. A bill to protect the Nation's law enforcement officers by banning the Five-seveN Pistol and 5.7 x 28mm SS190 and SS192 cartridges, testing handguns and ammunition for capability to penetrate body armor, and prohibiting the manufacture, importation, sale, or purchase of such handguns or ammunition by civilians; to the Committee on the Judiciary.

By Mr. HASTINGS of Florida (for himself, Mr. SHAW, Mr. MEEK of Florida, Ms. CORRINE BROWN of Florida, Mr. DAVIS of Florida, Ms. WASSERMAN SCHULTZ, Mr. BOYD, and Mr. WEXLER):

H.R. 1137. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to improve Federal response to disasters, and for other purposes; to the Committee on Transportation and Infrastructure.

By Miss McMORRIS:

H.R. 1138. A bill to require the conveyance of a small parcel of Federal land in the Colville National Forest, Washington, and for other purposes; to the Committee on Resources.

By Mr. PITTS (for himself, Mr. MARKEY, Mr. SHADEGG, Ms. ESHOO, Mr. NORWOOD, Mrs. CAPPS, Mr. ISSA, Mr. COX, Mr. AKIN, Mr. DEFAZIO, Mr. BARTLETT of Maryland, Mr. MURTHA, Mr. MCDERMOTT, Mr. CALVERT, Mr. MCCOTTER, Mr. ENGLISH of Pennsylvania, Mr. FILNER, Mr. GILCHREST, Ms. MCCOLLUM of Minnesota, Mrs. MCCARTHY, Mr. MICHAUD, Mr. KENNEDY of Minnesota, and Mr. MILLER of Florida):

H.R. 1139. A bill to amend the Communications Act of 1934 to protect the privacy rights of subscribers to wireless communications services; to the Committee on Energy and Commerce.

By Mrs. DAVIS of California (for herself, Mr. EVANS, Mr. SCHIFF, Ms. CARSON, Mr. MCDERMOTT, Mr. UDALL of New Mexico, Mr. GUTIERREZ, Mr. BRADY of Pennsylvania, Mr. CASE, Ms. CORRINE BROWN of Florida, Ms. HERSETH, Mr. BUTTERFIELD, Mr. ISRAEL, Mr. FILNER, Mr. CUNNINGHAM, Ms. MCCOLLUM of Minnesota, Mrs. MCCARTHY, Mr. FORD, Mrs. CHRISTENSEN, Mr. MATHESON, and Mr. EDWARDS):

H. Con. Res. 87. Concurrent resolution recognizing the positive effect of veterans outreach activities known as Stand Down events on the lives of homeless veterans and commending the organizers of Stand Down events across the Nation; to the Committee on Veterans' Affairs.

## MEMORIALS

Under clause 3 of rule XII,

9. The SPEAKER presented a memorial of the General Assembly of the State of Ohio, relative to Senate Concurrent Resolution No. 32 supporting the continuation of research and development programs in space science missions in order to take full advantage of the previous investments made in the space stations and other NASA infrastructure, supporting NASA's goal of returning to the moon as well as conducting excursions to Mars and beyond, and memorializing the United States Congress to enact and fully fund the proposed Vision for Space Exploration Program as submitted to the Congress in the FY 2005 budget; to the Committee on Science.

## ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 3: Mr. RYAN of Ohio and Mr. HOLT.

H.R. 47: Mr. ALEXANDER, Mr. WAMP, Ms. FOX, Mr. HERGER, Mr. BROWN of South Carolina, and Mr. PETRI.

H.R. 203: Mr. HIGGINS.