



The Daily Whip

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WEDNESDAY, SEPTEMBER 24, 2003

House Meets At...	Last Vote Predicted At...
10:00 a.m.: Legislative Business Unlimited "One Minutes"	5:00 p.m.

FLOOR SCHEDULE AND PROCEDURE

H.Res. 374 - Rule providing for consideration of H.R. 2555 - Homeland Security Appropriations Act for Fiscal Year 2004 (*Lincoln Diaz-Balart / Rules*)

Conference Report on H.R. 2657 - Legislative Branch Appropriations Act for Fiscal Year 2004 (Unanimous Consent Agreement, One Hour of Debate) (*Kingston / Appropriations*)

Conference Report on H.R. 2555 - Homeland Security Appropriations Act for Fiscal Year 2004 (Subject to a Rule) (*Rogers (KY) / Appropriations*)

Suspensions (2 Bills):

- 1) **H.R. 3146** - To extend TANF, Customs user fees, and certain other expiring provisions (*Thomas / Ways and Means*)
- 2) **H.R. 3087** - Surface Transportation Extension Act of 2003 (*Young (AK) / Transportation and Infrastructure*)

H.R. 2557 - Water Resources Development Act of 2003 (*Young {AK} - Transportation and Infrastructure*) (Subject to a Rule).

Motion to go to Conference on H.R. 7 - Charitable Giving Act of 2003 - **Democratic Motion to Instruct Conferees**

Debate Crowley Motion to Instruct Conferees on H.R. 1588 - National Defense Authorization Act for Fiscal Year 2004. The motion directs conferees to accept the Senate provision that authorizes Defense Department subsidies to help pay health insurance costs for the families of National Guard and Reserves members called to active duty.

Debate Kind Motion to Instruct Conferees on H.R. 1 - Medicare Prescription Drug and Modernization Act of 2003. The motion instructs conferees to: 1) accept the Senate-passed provisions requiring a federal "fallback" prescription drug benefit; 2) agree to the best provisions (in the Senate or House bill) improving Medicare payments to health care providers in rural areas; and (3) reject the cut in payments to hospitals in the House bill which will adversely affect hospitals in rural areas.

BILL SUMMARY AND KEY ISSUES

H.Res. 374 - Rule providing for consideration of H.R. 2555 - Homeland Security Appropriations Act for Fiscal Year 2004 (*Lincoln Diaz-Balart / Rules*). The Rules Committee has recommended a rule that waives all points of order against the conference report and provides that the conference report be considered as read. Conference reports are not subject to amendment.

Conference Report on H.R. 2657 - Legislative Branch Appropriations Act for Fiscal Year 2004 (Unanimous Consent Agreement, One Hour of Debate) (*Kingston / Appropriations*). This bill provides \$3.5 billion for the legislative branch in FY04. This bill includes \$1 billion for the operation of the U.S. House of Representatives and \$717 million for the U.S. Senate. The bill also provides \$221 million for the Capitol Police; \$405 million for the Architect of the Capitol; \$34 million for the Congressional Budget Office; \$526 million for the Library of Congress; \$460 million for the General Accounting Office; and \$136 million for the Government Printing Office. In addition, this bill provides \$938 million in FY03 supplemental funding including: \$442 million for FEMA disaster relief; \$319 for wildfire suppression; \$50 million for NASA to continue its investigation into the space shuttle Columbia accident; and \$60 million for flood control by the Army Corps of Engineers.

Conference Report on H.R. 2555 - Homeland Security Appropriations Act for Fiscal Year 2004 (Subject to a Rule) (*Rogers (KY) / Appropriations*). This bill provides \$30.4 billion for operations and activities of the Department of Homeland Security in FY04. New appropriations for the Department of Homeland Security include: \$4.9 billion for the Customs and Border Protection Bureau; \$3.4 billion for the Bureau of Immigration and Customs Enforcement; \$4.6 billion for the Transportation Security Administration; \$4.1 billion for the Office of Domestic Preparedness; \$9.1 billion for emergency preparedness and response; \$6.8 billion for the U.S. Coast Guard; \$1.1 billion for the Secret Service; \$714.3 million for



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information analysis and infrastructure protection; \$874 million for science and technology; and \$236 million for citizenship and immigration services.

H.R. 2557 - Water Resources Development Act of 2003 (Young {AK} – Transportation and Infrastructure) (Subject to a Rule). This bill authorizes more than \$4 billion for construction of water resource development projects by the U.S. Army Corps of Engineers for flood control, navigation, beach erosion, and environmental restoration. The bill also establishes an independent peer review process for Corps of Engineers projects costing more than \$50 million.

The Rules Committee has recommended a structured rule that provides one hour of general debate; provides that the amendment in the nature of a substitute recommended by the Transportation and Infrastructure Committee now printed in the bill shall be considered as an original bill for the purpose of amendment; waives all points of order against the committee amendment in the nature of a substitute; and provides one motion to recommit with or without instructions. The Rule also makes in order three amendments in the following order:

- **Young (AK) Amendment (Manager's Amendment) (20 Minutes).** This amendment makes technical and conforming changes to project-related provisions, and authorizes or modifies additional projects brought to the Committee's attention following Committee action, including: Nine projects based on Reports of the Chief of Engineers: Tanque Verde Creek, Arizona, project for environmental restoration; Peroria Riverfront, Illinois, project for environmental restoration; South River, New Jersey, project for hurricane and storm damage reduction; Jacksonville Harbor, Florida, project for navigation; Manasquan to Barneget Inlets, New Jersey, project for hurricane and storm damage reduction; Bel Marin Keys Unit V, California, project for environmental restoration; Imperial Beach, California, project for storm damage reduction; Centralia, Chehalis River, Washington, project for flood damage reduction; Gwynns Falls, Maryland, project for ecosystem restoration. Authorizes 5 small projects and modifies 10 existing projects. Authorizes 3 small projects for navigation. Authorizes 1 and modifies 1 small project for improving the quality of the environment. Authorizes 1 and modifies 1 small project for emergency streambank protection. Modifies 2 navigation projects. Modifies 1 small project for flood damage reduction. Modifies 3 flood control projects. Deauthorizes portions of 2 navigation projects. Authorizes 4 Corps of Engineers studies.
- **Kind Amendment (20 minutes).** This amendment requires the Corps of Engineers to (1) fully mitigate habitat lost from the construction of Corps projects by replacing at a minimum, each acre of damaged habitat with an equivalent or superior acre of habitat; (2) complete at least 50 percent of mitigation before construction begins, with the remainder to be completed when project construction is complete (except for those limited instances where that is not physically possible); and (3) prepare detailed mitigation plans that have a high likelihood of successfully replacing lost values and that require monitoring to ensure success.
- **Rohrabacher Amendment (20 minutes).** It amends language which permits ports to collect tonnage fees for local harbor purposes, by permitting such fees to be collected on a per container basis and permitting the funds collected to be used for security purposes or for infrastructure projects within or outside the harbor that are for transportation to, from, or through the harbor.

Daily Quote...

"The Bush administration has quietly told Congress that it should not provide Medicare drug benefits to six million poor elderly and disabled people because they are already eligible for similar help through state Medicaid programs."

- *The New York Times Today*