



The Daily Whip

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TUESDAY, OCTOBER 18, 2005

House Meets At...	Last Vote Predicted At...
10:30 a.m.: Morning Hour 12:00 p.m.: Legislative Business Unlimited "One Minutes"	5:00 - 6:00 p.m.

**** IMPORTANT VOTES ARE EXPECTED ON THURSDAY AND MEMBER ATTENDANCE IS CRITICAL. PLEASE CALL THE WHIP'S OFFICE IF A MEMBER ANTICIPATES NOT BEING IN ATTENDANCE.**

FLOOR SCHEDULE AND BILL SUMMARY

Suspensions (10 bills):

- 1) **H.R. 1409** – Assistance for Orphans and Other Vulnerable Children in Developing Countries Act of 2005 (*Rep. Lee – International Relations*)
- 2) **H.Res. 492** – Mourning the loss of life caused by the earthquake that occurred on October 8, 2005, in Pakistan and India, expressing the condolences of the American people to the families of the victims, and urging assistance to those affected (*Rep. Hyde / Rep. Lantos – International Relations*)
- 3) **H.R. 177** – Santa Ana River Water Supply Enhancement Act of 2005 (*Rep. Gary Miller – Resources*)
- 4) **S. 55** – Rocky Mountain National Park Boundary Adjustment Act of 2005 (*Sen. Allard – Resources*)
- 5) **S. 156** – Ojito Wilderness Act (*Sen. Bingaman – Resources*)
- 6) **H.R. 3765** – A bill to extend through March 31, 2006, the authority of the Secretary of the Army to accept and expend funds contributed by non-Federal public entities and to expedite the processing of permits (as amended by Senate) (*Rep. Baird – Transportation and Infrastructure*)
- 7) **H.R. 3549** – To designate the facility of the United States Postal Service located at 210 West 3rd Avenue in Warren, Pennsylvania, as the "William F. Clinger, Jr. Post Office Building (*Rep. English – Government Reform*)
- 8) **H.R. 3830** – To designate the facility of the United States Postal Service located at 130 East Marion Avenue in Punta Gorda, Florida, as the "U.S. Cleveland Post Office Building (*Rep. Foley – Government Reform*)
- 9) **H.R. 3853** – To designate the facility of the United States Postal Service located at 208 South Main Street in Parkdale, Arkansas, as the Willie Vaughn Post Office (*Rep. Ross – Government Reform*)
- 10) **H.Res. 300** – Recognizing the South Carolina Farm Bureau Mutual Insurance Company on the occasion of its 50th anniversary and saluting the outstanding service of the Company to the people of South Carolina (*Rep. Wilson {SC} – Financial Services*)

H.Res. 493 - Rule providing for consideration of S. 397 - Protection of Lawful Commerce in Arms Act (*Rep. Gingrey-Rules*). The Rules Committee has recommended a closed rule that provides one hour of general debate and one motion to recommit. The Rule blocks all Democratic amendments.

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H.Res. 494 - Rule providing for consideration of H.R. 554 - Personal Responsibility in Food Consumption Act of 2005 (Rep. Gingrey-Rules). The Rules Committee has recommended a restrictive rule that provides one hour of general debate, provides one motion to recommit with or without instructions, and makes in order five amendments debatable for 10 minutes each. The amendments made in order by the rule are:

- **Sensenbrenner Manager's Amendment.** To make technical changes to the section of the bill that sets out the types of information a plaintiff must provide to a judge to allow the court to determine whether the lawsuit should proceed or be dismissed; clarify that the pleading provision in HR554 is meant to apply to all cases seeking obesity-related damages; and add the phrase "for each defendant and cause of action" to clarify that a judge must apply HR554's pleading requirements to each specific claim.
- **Jackson-Lee Amendment.** To prohibit the food industry from initiating lawsuits against any person for damages or other relief due to injury or potential injury based on a person's consumption of a qualified food product and weight gain, obesity, or any health condition that is associated with a person's weight gain or obesity.
- **Filner Amendment.** To exempt those who are age eight and under from the provisions of this Act as it relates to large chain outlets.
- **Scott (VA) Amendment.** To exempt State law enforcement actions from the impact of the legislation to ensure that Attorneys General and State agencies can enforce State consumer protection laws concerning mislabeling or other unfair and deceptive trade practices.
- **Waxman Amendment.** To exempt lawsuits involving a dietary supplement relating to a person's weight gain, obesity or any health condition associated with weight gain or obesity.

TOMORROW'S OUTLOOK

The GOP Leadership has announced the following schedule: on Wednesday, the House will meet at 10:00 a.m. for legislative business and will consider: **H.R. 554 – Personal Responsibility in Food Consumption Act of 2005 (Rep. Keller – Judiciary) (Subject to a Rule)**; and **S. 397 – Protection of Lawful Commerce in Arms Act (Sen. Craig – Judiciary) (Subject to a Rule)**.

Daily Quote...

"President Bush's job approval rating has slipped to 39%, the lowest measure of his presidency, according to a USA TODAY/CNN/Gallup Poll.

At the same time, job approval for Congress, which has a Republican majority, has fallen to 29%. That is its lowest level since 1994, the year Democrats lost control of the Senate and House of Representatives for the first time in 40 years.

The poll showed that 68% of Americans say they are dissatisfied with the way things are going in the country. That is the most negative assessment in nearly a decade."

- A story in *USAToday* this morning