

Mr. REID. Mr. President, I ask unanimous consent the committee amendments be agreed to, that a Sarbanes amendment at the desk be agreed to, the bill, as amended, be read the third time and passed, the motion to reconsider be laid upon the table, with no intervening action or debate, and any statements be printed.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee amendments were agreed to.

The amendment (No. 4897) was agreed to, as follows:

(Purpose: To provide for the indexing of multi-family mortgage limits for purposes of the Federal Housing Administration's mortgage insurance programs)

At the end, add the following:

SEC. 4. INDEXING OF FHA MULTIFAMILY HOUSING LOAN LIMITS.

(a) The National Housing Act (12 U.S.C. 1701 et seq.) is amended by inserting after section 206 the following new section 206A (12 U.S.C. 1712A):

"SEC. 206A. INDEXING OF FHA MULTIFAMILY HOUSING LOANS LIMITS.

"METHOD OF INDEXING.—(a) The dollar amounts set forth in—

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| (A) section 1713(c)(3)(A); | 207(c)(3)(A) | (12) | U.S.C. |
| (B) section 1715e(b)(2)(A); | 213(b)(2)(A) | (12) | U.S.C. |
| (C) section 1715k(d)(3)(B)(iii)(I); | 220(d)(3)(B)(iii)(I) | (12) | U.S.C. |
| (D) section 1715l(d)(3)(ii)(A); | 221(d)(3)(ii)(A) | (12) | U.S.C. |
| (E) section 1715l(d)(4)(ii)(A); | 221(d)(4)(ii)(A) | (12) | U.S.C. |
| (F) section 1715l(c)(2)(A); and | 231(c)(2)(A) | (12) | U.S.C. |
| (G) section 1715y(e)(3)(A) | 234(e)(3)(A) | (12) | U.S.C. |

(collectively hereinafter referred to as the "Dollar Amounts") shall be adjusted annually (commencing in 2004) on the effective date of the Federal Reserve Board's adjustment of the \$400 figure in the Home Ownership and Equity Protection Act of 1994 (HOEPA). The adjustment of the Dollar Amounts shall be calculated using the percentage change in the Consumer Price Index for All Urban Consumers (CPI-U) as applied by the Federal Reserve Board for purposes of the above-described HOEPA adjustment.

(b) The Federal Reserve Board on a timely basis shall notify the Secretary, or his designee, in writing of the adjustment described in paragraph (a) and of the effective date of such adjustment in order to permit the Secretary to undertake publication in the Federal Register of corresponding adjustments to the Dollar Amounts. The dollar amount of any adjustment shall be rounded to the next lower dollar."

(b) TECHNICAL AND CONFORMING CHANGES.—(1) Section 207(c)(3) of the National Housing Act (12 U.S.C. 1713(c)(3)) is amended—

(A) by inserting "(A)" after "(3)";

(B) by striking "and except that the Secretary" through and including "in this paragraph" and inserting in lieu thereof: "(B) the Secretary may, by regulation, increase any of the dollar amount limitations in paragraph (A) (as such limitations may have been adjusted in accordance with Section 206A of this Act)";

(2) Section 213(b)(2) of the National Housing Act (12 U.S.C. 1715e(b)(2)) is amended—

(A) by inserting "(A)" following "(2)";

(B) by striking "Provided further, That" the first time that it occurs, through and including "contained in this paragraph" and inserting in lieu thereof: " (B)(I) the Sec-

retary may, by regulation, increase any of the dollar amount limitations in paragraph (A) (as such limitations may have been adjusted in accordance with Section 206A of this Act)";

(C) by striking "Provided further, That" the second time it occurs and inserting in lieu thereof: " and (II)";

(D) by striking "And provided further, That" and inserting in lieu thereof: " and (III)";

(E) by striking "with this subsection without regard to the preceding proviso" at the end of that subsection and inserting in lieu thereof: "with this paragraph (B)(I)."

(3) Section 220(d)(3)(B)(iii) of the National Housing Act (12 U.S.C. 1715k(d)(3)(B)(iii)) is amended—

(A) by inserting "(I)" following "(iii)";

(B) by striking "design; and except that" and inserting in lieu thereof: "design; and (II)";

(C) by striking "any of the foregoing dollar amount limitations contained in this clause" and inserting in lieu thereof: "any of the dollar amount limitations in subclause (B)(iii)(I) (as such limitations may have been adjusted in accordance with Section 206A of this Act)";

(D) by striking "Provided, That" through and including "proviso" and inserting in lieu thereof: "with respect to dollar amount limitations applicable to rehabilitation projects described in subclause (II), the Secretary may, by regulation, increase the dollar amount limitations contained in subclause (B)(iii)(I) (as such limitations may have been adjusted in accordance with Section 206A of this Act)";

(E) by striking "Provided further," and inserting in lieu thereof: " (III)";

(F) by striking "subparagraph" in the second proviso and inserting in lieu thereof "subclause (B)(iii)(I)";

(G) in the last proviso, by striking "And provided further, That" and all that follows through and including "this clause" and inserting in lieu thereof: " (IV) with respect to rehabilitation projects involving not more than five family units, the Secretary may further increase any of the dollar limitations which would otherwise apply to such projects";

(4) Section 221(d)(3)(ii) of the National Housing Act (12 U.S.C. 1715l(d)(3)(ii)) is amended—

(A) by inserting "(A)" following "(ii)";

(B) by striking "and except that" and all that follows through and including "in this clause" and inserting in lieu thereof: " (B) the Secretary may, by regulation, increase any of the dollar amount limitations in paragraph (A) (as such limitations may have been adjusted in accordance with Section 206A of this Act)";

(5) Section 221(d)(4)(ii) of the National Housing Act (12 U.S.C. 1715l(d)(4)(ii)) is amended—

(A) by inserting "(A)" following "(ii)";

(B) by striking "and except that" and all that follows through and including "in this clause" and inserting in lieu thereof: " (B) the Secretary may, by regulation, increase any of the dollar limitations in paragraph (A) (as such limitations may have been adjusted in accordance with Section 206A of this Act)";

(6) Section 231(c)(2) of the National Housing Act (12 U.S.C. 1715v(c)(2)) is amended—

(A) by inserting "(A)" following "(2)";

(B) by striking "and except that" and all that follows through and including "in this paragraph" and inserting in lieu thereof: " (B) the Secretary may, by regulation, increase any of the dollar limitations in paragraph (A) (as such limitations may have been adjusted in accordance with Section 296A of this Act)";

(C) by striking "Provided, That" and all that follows through and including "of this section" and inserting in lieu thereof: " (C) the Secretary may, by regulation, increase any of the dollar limitations in paragraph (A) (as such limitations may have been adjusted in accordance with section 206A of this Act)";

(7) Section 234(e)(3) of the National Housing Act (12 U.S.C. 1715y(e)(3)) is amended—

(A) by inserting "(A)" following "(3)";

(B) by replacing "\$38,025" with "\$42,048"; "\$42,120" with "\$48,481"; "\$50,310" with "\$58,469"; "\$62,010" with "\$74,840"; "\$70,200" with "\$83,375"; "\$43,875" with "\$44,250"; "\$49,140" with "\$50,724"; "\$60,255" with "\$61,680"; "\$75,465" with "\$79,793"; and "\$85,328" with "\$87,588";

(C) by striking "except that each" and all that follows through and including "contained in this paragraph" and inserting in lieu thereof: " (B) the Secretary may, by regulation, increase any of the dollar limitations in paragraph (A) (as such limitations may have been adjusted in accordance with Section 206A of this Act)";

The bill (S. 2239), as amended, was read the third time and passed.

(The bill will be printed in a future edition of the RECORD.)

REAL INTERSTATE DRIVER EQUITY ACT OF 2001

Mr. REID. I ask unanimous consent the Senate proceed to the consideration of H.R. 2546.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 2546) to amend title 49, United States Code, to prohibit States from requiring a license or fee on account of the fact that a motor vehicle is providing interstate pre-arranged ground transportation service, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Commerce, Science, and Transportation, with amendments, as follows:

(The parts of the bill intended to be stricken are shown in boldface brackets and the parts of the bill intended to be inserted are shown in italic.)

H.R. 2546

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 "Real Interstate Driver Equity Act of 2001".

SEC. 2. REGULATION OF INTERSTATE PRE-ARRANGED GROUND TRANSPORTATION SERVICE.

Section 14501 of title 49, United States Code, is amended by adding at the end the following:

"(d) PRE-ARRANGED GROUND TRANSPORTATION.—

"(1) IN GENERAL.—No State or political subdivision thereof and no interstate agency or other political agency of 2 or more States shall enact or enforce any law, rule, regulation, standard or other provision having the force and effect of law requiring a license or fee on account of the fact that a motor vehicle is providing pre-arranged ground transportation service if the motor carrier providing such service—

"(A) meets all applicable registration requirements under chapter 139 for the interstate transportation of passengers;

“(B) meets all applicable vehicle and intrastate passenger licensing requirements of the State or States in which the motor carrier is domiciled or registered to do business; and

“(C) is providing such service pursuant to a contract for—

“(i) travel from one State, including intermediate stops, to a destination in another State; or

“(ii) travel from one State, including one or more intermediate stops in another State, to a destination in the original State.”

“(i) transportation by the motor carrier from one State, including intermediate stops, to a destination in another State; or

“(ii) transportation by the motor carrier from one State, including intermediate stops in another State, to a destination in the original State.

“(2) *INTERMEDIATE STOP DEFINED.*—In this section, the term ‘intermediate stop’, with respect to transportation by a motor carrier, means a pause in the transportation in order for one or more passengers to engage in personal or business activity, but only if the driver providing the transportation to such passenger or passengers does not, before resuming the transportation of such passenger (or at least 1 of such passengers), provide transportation to any other person not included among the passengers being transported when the pause began.

“(2) (3) *MATTERS NOT COVERED.*—Nothing in this subsection shall be construed—

“(A) as subjecting taxicab service to regulation under chapter 135 or section 31138;

“(B) as prohibiting or restricting an airport, train, or bus terminal operator from contracting to provide preferential access or facilities to one or more providers of pre-arranged ground transportation service; and

“(C) as restricting the right of any State or political subdivision of a State to [require] require, in a nondiscriminatory manner, that any individual operating a vehicle providing prearranged ground transportation service originating in the State or political subdivision have submitted to *pre-licensing drug testing* or a criminal background investigation of the records of the State in which the operator is domiciled, [by the motor carrier providing such service or] by the State or political subdivision by which the operator is licensed to provide such service, or by the motor carrier providing such service, as a condition of providing such service.”.

SEC. 3. DEFINITIONS.

(a) *IN GENERAL.*—Section 13102 of title 49, United States Code, is amended—

(1) by redesignating paragraphs (17), (18), (19), (20), (21), and (22) as paragraphs (18), (19), (21), (22), (23), and (24), respectively;

(2) by inserting after paragraph (16) the following:

“(17) *PRE-ARRANGED GROUND TRANSPORTATION SERVICE.*—The term ‘pre-arranged ground transportation service’ means transportation for a passenger (or a group of passengers) that is arranged in advance (or is operated on a regular route or between specified points) and is provided in a motor vehicle with a seating capacity not exceeding 15 passengers (including the driver).”;

(3) by inserting after paragraph (19) (as so redesignated) the following:

“(20) *TAXICAB SERVICE.*—The term ‘taxicab service’ means passenger transportation in a motor vehicle having a capacity of not more than 8 passengers (including the driver), not operated on a regular route or between specified places, and that—

“(A) is licensed as a taxicab by a State or a local jurisdiction; or

“(B) is offered by a person that—

“(i) provides local transportation for a fare determined (except with respect to transportation to or from airports) primarily on the basis of the distance traveled; and

“(ii) does not primarily provide transportation to or from airports.”.

(b) *CONFORMING AMENDMENTS.*—

(1) *MOTOR CARRIER TRANSPORTATION.*—Section 13506(a)(2) of title 49, United States Code, is amended to read as follows:

“(2) a motor vehicle providing taxicab service;”.

(2) *MINIMUM FINANCIAL RESPONSIBILITY.*—Section 31138(e)(2) of such title is amended to read as follows:

“(2) providing taxicab service (as defined in section 13102);”.

Mr. REID. Mr. President, I ask unanimous consent that the committee-reported amendments be agreed to, the bill, as amended, be read three times and passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD, with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee amendments were agreed to.

The bill (H.R. 2546), as amended, was read the third time and passed.

EXPRESSING SYMPATHY FOR THOSE MURDERED AND INJURED IN THE TERRORIST ATTACK IN BALI, INDONESIA, ON OCTOBER 12, 2002

Mr. REID. I ask unanimous consent that we now proceed to S. Res. 350 introduced earlier today by Senator FEINSTEIN.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 350) expressing sympathy for those murdered and injured in the terrorist attack in Bali, Indonesia, on October 12, 2002.

There being no objection, the Senate proceeded to consider the resolution.

Mrs. CLINTON. Mr. President, on October 12, the world was shocked as we learned of the tragedy in Indonesia. As news spread across the globe, we heard about the victims, the missing, and the utter devastation unleashed by a group of nameless and faceless murderers. New Yorkers and Americans understand the grief that has enveloped those who lost loved ones in the Bali bombing, and we wish them solace in this time of great personal loss.

This was the largest terrorist attack since September 11, and while 13 months have passed since that fateful day in September, the images of that day remain crystal clear in our minds. While words often fail to provide comfort, perhaps knowing that there are others who can empathize with the shock that's felt in the days and weeks and months after such a tragedy, can console a grieving nation, city, and friend.

After the attacks on the World Trade Centers, New Yorkers were so grateful for the outpouring of support that came from every corner of the globe. It is a sense of solidarity that no country wishes to share, but we must use it to strengthen our efforts in our war against terrorism.

In the weeks and months ahead, New Yorkers will do everything we can to help those impacted by the bombings in Bali. This act of terror has taken nearly 200 lives and injured hundreds. These were parents, children, husbands and wives and friends from so many countries: Indonesia, Australia, Japan, Italy, Great Britain, South Korea, Germany, and two Americans. Five Americans are still unaccounted for. For many, watching family members go to hospitals in Bali carrying pictures of their loved ones is an all too familiar sight. But every opportunity to maintain hope in a desperate time should be pursued.

Bali is known as a peaceful place where people from many different religions, races, and backgrounds can come for relaxation and recreation. Its hospitality is honored around the world. These bombings were a deliberate attempt to disrupt that tranquility and undermine the Indonesian government and its economy. We stand with the Indonesian government as they seek to punish those who are responsible and root out the terrorists in their midst.

Australia was also deeply impacted by these bombings, and to date they are mourning the loss of 33 citizens and wait desperately to learn about 119 who are still missing. In New York's time of need, Australia provided us with so much kindness and generosity. They supported our efforts to defend freedom and we send our deepest condolences to the Australian people.

Last week, we were reminded that the terrorists are still organized and determined to inflict violence and bloodshed in furtherance of their destructive goals. Whether it is murdering innocent people on vacation or bombing a French tanker in Yemen or killing American soldiers in Kuwait, those who wish to do us harm will continue to disrupt this world until we stop them. We must maintain our resolve to seek out and destroy every network in every country until the war on terror has been won.

Mr. REID. I ask unanimous consent the resolution and preamble be agreed to, en bloc, the motion to reconsider be laid upon the table, and any statements in relation thereto be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 350) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 350

Whereas more than 180 innocent people were murdered and at least 300 injured by a cowardly and brutal terrorist bombing of a nightclub in Bali, Indonesia, on October 12, 2002, the worst terrorist incident since September 11, 2001;

Whereas those killed include two United States citizens, as well as citizens from Indonesia, Germany, the United Kingdom, Canada, and elsewhere but the vast majority of those killed and injured were Australian, with more than 119 Australians still missing;