

amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table.

SA 4502. Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, supra; which was ordered to lie on the table.

SA 4503. Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, supra; which was ordered to lie on the table.

SA 4504. Ms. SNOWE submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, supra; which was ordered to lie on the table.

SA 4505. Ms. SNOWE submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, supra; which was ordered to lie on the table.

SA 4506. Ms. SNOWE submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, supra; which was ordered to lie on the table.

SA 4507. Mrs. CLINTON submitted an amendment intended to be proposed to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; which was ordered to lie on the table.

SA 4508. Mr. FEINGOLD (for himself, Mr. LEAHY, Mr. KOHL, and Mr. TORRICELLI) submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table.

SA 4509. Mr. FEINGOLD (for himself, Mr. LEAHY, Mr. KOHL, and Mr. TORRICELLI) submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, supra; which was ordered to lie on the table.

SA 4510. Mr. BAYH (for himself and Mr. SHELBY) submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, supra; which was ordered to lie on the table.

SA 4511. Mr. REID (for Mr. JEFFORDS (for himself and Mr. SMITH, of New Hampshire)) proposed an amendment to the bill S. 351, to amend the Solid Waste Disposal Act to reduce the quantity of mercury in the environment by limiting the use of mercury fever thermometers and improving the collection and proper management of mercury, and for other purposes.

#### TEXT OF AMENDMENTS

**SA 4493.** Mr. BYRD (for Mrs. MURRAY) proposed an amendment to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; as follows:

On page 22, line 23, strike "\$62,828,000" and insert "\$63,228,000, of which \$400,000 shall be made available for statutory and contractual aid for the Vancouver National Historic Reserve in the State of Washington".

On page 24, line 13, strike "\$361,915,000" and insert "\$361,515,000".

**SA 4494.** Mr. BURNS (for Mr. CAMPBELL) proposed an amendment to

amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; as follows:

Beginning on page 62, strike line 22 and all that follows through page 63, line 2, and insert the following:

of transportation services at Zion National Park or Rocky Mountain National Park, the Secretary of the Interior may obligate the expenditure of fees expected to be received in that fiscal year before the fees are received, so long as total obligations do not exceed fee collections retained at Zion National Park or Rocky Mountain National Park, respectively, by the end of that fiscal year.

**SA 4495.** Mr. BYRD (for Mr. LEAHY (for himself, Mr. COCHRAN, and Mr. FRIST)) proposed an amendment to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; as follows:

(Purpose: To permit the use of a single procurement contract by the Smithsonian Institution for a multi-year repair and renovation of the Patent Office Building, subject to the availability of annual appropriations.)

On page 102, at the end of line 26, add the following:

"Provided, That notwithstanding any other provision of law, a single procurement contract for the repair and renovation of the Patent Office Building may be issued which includes the full scope of the project. Provided further, That the solicitation of the contract and the contract shall contain the clause 'availability of funds' found at 48 C.F.R. 52.232-18.'"

**SA 4496.** Mr. BURNS (for Ms. COLLINS (for herself, and Ms. SNOWE)) submitted an amendment intended to be proposed to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; as follows:

On page 13, line 19, insert the following after the colon:

"Provided further, That of the funds available for endangered species recovery, \$1,500,000 is for Atlantic salmon recovery activities administered by the National Fish and Wildlife Foundation and \$500,000 is for the United States Fish and Wildlife Service to undertake Atlantic salmon recovery efforts in Maine"

**SA 4497.** Mr. BYRD (for Mr. GRAHAM (for himself and Mr. NELSON of Florida)) proposed an amendment to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; as follows:

On page 127, between lines 2 and 3, insert the following:

#### SEC. 3. MODIFIED WATER DELIVERY PROJECT IN THE STATE OF FLORIDA.

Notwithstanding any other provision of law, the Corps of Engineers, using funds made available by this Act and funds made available under any Act enacted before the

date of enactment of this Act for modifications authorized by section 104 of the Everglades National Park Protection and Expansion Act of 1989 (16 U.S.C. 410r-8), shall immediately carry out alternative 6D (including paying 100 percent of the cost of acquiring land or an interest in land) for the purpose of providing a flood protection system for the 8.5 square mile area described in the report entitled "Central and South Florida Project, Modified Water Deliveries to Everglades National Park, Florida, 8.5 Square Mile Area, General Reevaluation Report and Final Supplemental Environmental Impact Statement" and dated July 2000.

**SA 4498.** Mr. BURNS (for Mrs. HUTCHISON) proposed an amendment to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; as follows:

On page 14, lines 11 and 12, strike "\$42,182,000, to remain available until expended;" and insert "\$42,682,000, to remain available until expended, of which \$500,000 shall be made available for the World Birding Center in Mission, Texas:"

On page 14, line 26, strike "\$89,055,000" and insert "\$88,555,000".

On page 15, line 5, insert ", of which \$500,000 shall be made available for the Lower Rio Grande Valley National Wildlife Refuge" before the colon.

**SA 4499.** Mr. BURNS (for Mr. KYL) proposed an amendment to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; as follows:

On page 64, between lines 15 and 16, insert the following:

#### SEC. 1. COLORADO RIVER MANAGEMENT PLAN.

Not less often than annually, the Director of the National Park Service shall report to Congress on the status of the Colorado River Management Plan.

**SA 4500.** Mrs. CLINTON submitted an amendment intended to be proposed to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; which was ordered to lie on the table; as follows:

On page 127, after line 2, add the following:

#### TITLE IV—EMERGENCY FUNDING FOR FIREFIGHTERS AND OTHER EMERGENCY RESPONDERS

##### DEPARTMENT OF HEALTH AND HUMAN SERVICES

##### OFFICE OF THE SECRETARY PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY FUND

For emergency expenses to respond to the September 11, 2001, terrorist attacks on the United States for "Public Health and Social Services Emergency Fund" for baseline and follow-up screening and clinical examinations, long-term health monitoring and analysis for the emergency services personnel, rescue and recovery personnel, \$90,000,000, to remain available until expended, of which no less than \$25,000,000 shall be available for current and retired firefighters: *Provided*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced

Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress.

FEDERAL EMERGENCY MANAGEMENT AGENCY  
EMERGENCY MANAGEMENT PLANNING AND  
ASSISTANCE

For an additional amount for "Emergency management planning and assistance" for emergency expenses to respond to the September 11, 2001, terrorist attacks on the United States, \$200,000,000 to remain available until September 30, 2003, of which \$150,000,000 is for programs authorized by section 33 of the Federal Fire Prevention and Control Act of 1974, as amended (15 U.S.C. 2201 et seq.) and \$50,000,000 for interoperable communications equipment: *Provided*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress.

DEPARTMENT OF JUSTICE

COMMUNITY ORIENTED POLICING SERVICES

For an amount to establish the Community Oriented Policing Services' Interoperable Communications Technology Program in consultation with the Office of Science and Technology within the National Institute of Justice, and the Bureau of Justice Assistance, for emergency expenses for activities related to combating terrorism by providing grants to States and localities to improve communications within, and among, law enforcement agencies, \$50,000,000, to remain available until expended: *Provided*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress.

**SA 4501.** Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 22, strike lines 1 through 16 and insert the following:

(A) IN GENERAL.—The Secretary shall assign employees of the Department to each diplomatic and consular post at which visas are issued, unless the Secretary determines, based upon homeland security considerations, that such an assignment is not required at a particular post. Employees so assigned shall perform the following functions:

(i) Provide expert advice to consular officers regarding specific security threats relating to the adjudication of individual visa applications or classes of applications.

(ii) Review any such applications, either on the initiative of the employee of the Department or upon request by a consular officer or other person charged with adjudicating such applications.

(iii) Conduct investigations with respect to matters under the jurisdiction of the Secretary.

(iv) Appraise the performance of consular officers with respect to the processing and adjudication of applications for visas in accordance with performance standards developed by the Secretary. Such appraisals shall be given great weight by the Secretary of State in assessing the performance of such officers.

**SA 4502.** Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table, as follows:

On page 37, line 21, strike "and".

On page 37, between lines 21 and 22, insert the following:

(3) ensure that all employees of the Department are informed of their rights and remedies under chapters 12 and 23 of title 5, United States Code, by—

(A) participating in the 2302(c) Certification Program of the Office of Special Counsel;

(B) achieving certification from the Office of Special Counsel of the Department's compliance with section 2302(c) of title 5, United States Code; and

(C) informing Congress of such certification not later than 24 months after the date of enactment of this Act; and

On page 37, line 22, strike "(3)" and insert "(4)".

**SA 4503.** Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table, as follows:

On page 68, insert between lines 13 and 14 the following:

(d) INCLUSIONS IN TRANSFERS.—The transfers under subsection (c) shall include—

(1) with respect to personnel, all employees of the transferred entity who are employed by that entity on September 1, 2002, except any employee who is scheduled for reassignment before that date; and

(2) with respect to assets—

(A) all records relating to open investigations;

(B) training capabilities;

(C) operational proprietary hardware and software in use on September 1, 2002; and

(D) partnerships with private entities.

**SA 4504.** Ms. SNOWE submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 137, between lines 13 and 14, insert the following:

**SEC. 173. SENSE OF CONGRESS.**

It is the sense of Congress that the Secretary should develop and maintain intelligence analysts from among the employees of the Directorate of Intelligence.

**SA 4505.** Ms. SNOWE submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 137, between lines 13 and 14, insert the following:

**SEC. 173. INFORMATION ON VISA DENIALS REQUIRED TO BE ENTERED INTO ELECTRONIC DATA SYSTEM.**

(a) IN GENERAL.—Whenever a consular officer of the United States denies a visa to an applicant, the consular officer shall enter the fact of the denial and the name of the applicant into the interoperable electronic data system implemented under section 202(a) of the Enhanced Border Security and Visa Entry Reform Act of 2002 (8 U.S.C. 1722(a)).

(b) PROHIBITION.—In the case of any alien with respect to whom a visa has been denied under subsection (a)—

(1) no subsequent visa may be issued; and

(2) the alien may not be admitted to the United States.

**SA 4506.** Ms. SNOWE submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 137, between lines 13 and 14, insert the following:

**SEC. 173. STUDY ON USE OF FOREIGN NATIONAL PERSONNEL IN VISA PROCESSING.**

(a) STUDY.—The Secretary shall conduct a study on the use of foreign national personnel in visa processing to determine whether such uses are consistent with secure visa processing. The study shall review and make recommendations with respect to—

(1) the effects or possible effects on national security of the use of foreign national personnel in individual countries to perform data entry, process visas or visa applications, or in any way handle visas or visa application documents; and

(2) each United States mission abroad to determine whether United States consular services performed at the United States mission require different regulations on the use of foreign national personnel.

(b) USE OF RECOMMENDATIONS.—Not later than four months after the effective date of this division, the Secretary, in consultation with the Secretary of State, shall include the recommendations made by the study required under subsection (a) in the regulations and policies of consular services that the Secretary of Homeland Security is required to promulgate under this Act.

**SA 4507.** Mrs. CLINTON submitted an amendment intended to be proposed to amendment SA 4472 proposed by Mr. BYRD to the bill H.R. 5093, making appropriations for the Department of the interior and related agencies for the fiscal year ending September 30, 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, add the following:

# TITLE IV—EMERGENCY FUNDING FOR FIREFIGHTERS AND OTHER EMERGENCY RESPONDERS

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF THE SECRETARY  
PUBLIC HEALTH AND SOCIAL SERVICES  
EMERGENCY FUND

For emergency expenses to respond to the September 11, 2001, terrorist attacks on the United States for "Public Health and Social Services Emergency Fund" for baseline and follow-up screening and clinical examinations, long-term health monitoring and analysis for the emergency services personnel, rescue and recovery personnel, \$90,000,000, to be available immediately upon enactment of this Act and to remain available until expended, of which no less than \$25,000,000 shall be available for current and retired firefighters: *Provided*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

## FEDERAL EMERGENCY MANAGEMENT AGENCY EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

For an additional amount for "Emergency management planning and assistance" for emergency expenses to respond to the September 11, 2001, terrorist attacks on the United States, \$200,000,000 to be available immediately upon enactment of this Act and to remain available until September 30, 2003, of which \$150,000,000 is for programs authorized by section 33 of the Federal Fire Prevention and Control Act of 1974, as amended (15 U.S.C. 2201 et seq.) and \$50,000,000 for interoperable communications equipment: *Provided*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

## DEPARTMENT OF JUSTICE COMMUNITY ORIENTED POLICING SERVICES

For an amount to establish the Community Oriented Policing Services' Interoperable Communications Technology Program in consultation with the Office of Science and Technology within the National Institute of Justice, and the Bureau of Justice Assistance, for emergency expenses for activities related to combating terrorism by providing grants to States and localities to improve communications within, and among, law enforcement agencies, \$50,000,000, to be available immediately upon enactment of this Act and to remain available until expended: *Provided*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

**SA 4508.** Mr. FEINGOLD (for himself, Mr. LEAHY, Mr. KOHL, and Mr. TORRICELLI) submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 210, between lines 9 and 10, insert the following:

## TITLE VI—WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAMS

### SEC. 601. SHORT TITLE.

This title may be cited as the "Weapons of Mass Destruction Civil Support Team Act of 2002".

## SEC. 602. ESTABLISHMENT OF AT LEAST ONE WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAM IN EACH STATE.

The Secretary of Defense shall ensure that there is established, by not later than September 30, 2003, at least one Weapons of Mass Destruction Civil Support Team in each State.

### SEC. 603. DEFINITIONS.

In this title:

(1) **WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAM.**—The term "Weapons of Mass Destruction Civil Support Team" means a team that—

(A) provides support for emergency preparedness programs to prepare for or to respond to any emergency involving the use of a weapon of mass destruction (as defined in section 1403 of the Defense Against Weapons of Mass Destruction Act of 1996 (50 U.S.C. 2302)); and

(B) is composed of members of National Guard who are performing duties as members of the team under the authority of subsection (c) of section 12310 of title 10, United States Code, while serving on active duty as described in subsection (a) of such section or on full-time National Guard duty under section 502(f) of title 32, United States Code.

(2) **STATE.**—The term "State" includes the District of Columbia, Puerto Rico, the Virgin Islands, and Guam.

### SEC. 604. FUNDING.

The costs of establishing Weapons of Mass Destruction Civil Support Teams to comply with the requirement in section 602, and the costs of training and equipping the teams established to comply with such requirement, may be paid (to the extent properly allocable on the bases of purpose and period of availability) out of funds authorized to be appropriated for fiscal year 2003 for purposes as follows:

- (1) For the Army, for—
  - (A) military personnel;
  - (B) operation and maintenance;
  - (C) other procurement; or
  - (D) military construction.
- (2) For the Air Force for military personnel.
- (3) For the Department of Defense for the chemical and biological defense program.

**SA 4509.** Mr. FEINGOLD (for himself, Mr. LEAHY, Mr. KOHL, and Mr. TORRICELLI) submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 211, between lines 9 and 10, insert the following:

## TITLE VI—WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAMS

### SEC. 601. SHORT TITLE.

This title may be cited as the "Weapons of Mass Destruction Civil Support Team Act of 2002".

## SEC. 602. ESTABLISHMENT OF AT LEAST ONE WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAM IN EACH STATE.

The Secretary of Defense shall ensure that there is established, by not later than September 30, 2003, at least one Weapons of Mass Destruction Civil Support Team in each State.

### SEC. 603. DEFINITIONS.

In this title:

(1) **WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAM.**—The term "Weapons of Mass Destruction Civil Support Team" means a team that—

(A) provides support for emergency preparedness programs to prepare for or to respond to any emergency involving the use of a weapon of mass destruction (as defined in section 1403 of the Defense Against Weapons of Mass Destruction Act of 1996 (50 U.S.C. 2302)); and

(B) is composed of members of National Guard who are performing duties as members of the team under the authority of subsection (c) of section 12310 of title 10, United States Code, while serving on active duty as described in subsection (a) of such section or on full-time National Guard duty under section 502(f) of title 32, United States Code.

(2) **STATE.**—The term "State" includes the District of Columbia, Puerto Rico, the Virgin Islands, and Guam.

### SEC. 604. FUNDING.

The costs of establishing Weapons of Mass Destruction Civil Support Teams to comply with the requirement in section 602, and the costs of training and equipping the teams established to comply with such requirement, may be paid (to the extent properly allocable on the bases of purpose and period of availability) out of funds authorized to be appropriated for fiscal year 2003 for purposes as follows:

- (1) For the Army, for—
  - (A) military personnel;
  - (B) operation and maintenance;
  - (C) other procurement; or
  - (D) military construction.
- (2) For the Air Force for military personnel.
- (3) For the Department of Defense for the chemical and biological defense program.

**SA 4510.** Mr. BAYH (for himself and Mr. SHELBY) submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 211, between lines 9 and 10, insert the following:

## TITLE VI—STRENGTHENED TEMPORARY FLIGHT RESTRICTIONS FOR THE PROTECTION OF CHEMICAL WEAPONS STORAGE DEPOTS

### SEC. 601. ENFORCEMENT OF TEMPORARY FLIGHT RESTRICTIONS.

(a) **IMPROVED ENFORCEMENT.**—The Secretary of Defense shall take such actions as may be necessary to improve the enforcement of temporary flight restrictions applicable to Department of Defense depots for the storage of lethal chemical agents and munitions.

(b) **ASSESSMENT OF USE OF COMBAT AIR PATROLS AND EXERCISES.**—The Secretary shall include among the actions taken under subsection (a) an assessment of the effectiveness, in terms of deterrence and capabilities for timely response, of current requirements for carrying out combat air patrols and flight training exercises involving combat aircraft over the depots referred to in such subsection.

### SEC. 602. REPORTS ON UNAUTHORIZED INCURSIONS INTO RESTRICTED AIRSPACE.

(a) **REQUIREMENT FOR REPORT.**—The Administrator of the Federal Aviation Administration shall submit to Congress a report on each incursion of an aircraft into airspace in the vicinity of Department of Defense depots for the storage of lethal chemical agents and munitions in violation of temporary flight restrictions applicable to that airspace. The report shall include a discussion of the actions, if any, that the Administrator has taken or is taking in response to or as a result of the incursion.

(b) TIME FOR REPORT.—The report required under subsection (a) regarding an incursion described in such subsection shall be submitted not later than 30 days after the occurrence of the incursion.

#### SEC. 603. REVIEW AND REVISION OF TEMPORARY FLIGHT RESTRICTIONS.

(a) REQUIREMENT TO REVIEW AND REVISE.—The Secretary of Defense shall—

(1) review the temporary flight restrictions that are applicable to airspace in the vicinity of Department of Defense depots for the storage of lethal chemical agents and munitions, including altitude and radius restrictions; and

(2) revise the restrictions as the Secretary considers appropriate to ensure sufficient opportunity for—

(A) detection of incursions of aircraft into such airspace; and

(B) response to protect such agents and munitions effectively from threats associated with the incursions.

(b) REPORT.—Not later than 60 days after the date of the enactment of this Act, the Secretary shall submit to Congress a report on the actions taken under subsection (a). The report shall contain the following:

(1) The matters considered in the review required under that subsection.

(2) The revisions of temporary flight restrictions that have been made or are planned to be made as a result of the review, together with a discussion of how those revisions ensure the attainment of the objectives specified in paragraph (2) of such subsection.

**SA 4511.** Mr. REID (for Mr. JEFFORDS (for himself and Mr. SMITH of New Hampshire)) proposed an amendment to the bill S. 351, to amend the Solid Waste Disposal Act to reduce the quantity of mercury in the environment by limiting the use of mercury fever thermometers and improving the collection and proper management of mercury, and for other purposes; as follows:

On page 16, strike lines 4 through 6.

On page 16, line 7, strike “(7)” and insert “(6)”.

On page 16, line 12, strike “(8)” and insert “(7)”.

On page 16, line 16, strike “(9)” and insert “(8)”.

On page 16, line 20, strike “(10)” and insert “(9)”.

On page 17, line 23, insert “liquid” before “mercury”.

On page 21, line 15, insert “intentionally” before “used”.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Thursday, September 5, 2002, at 10:00 a.m., to conduct a hearing on “The Importance of Financial Literacy Among College Students.”

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

##### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Thurs-

day, September 5, 2002, at 2:30 p.m. on the nominations of Roger Nober to be a member of the Surface Transportation Board and David Laney to be a member of the Amtrak Reform Board.

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

##### COMMITTEE ON FINANCE

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet in Open Executive Session during the session of the Senate on Thursday, September 5, 2002, at 10:00 a.m., to markup a substitute for H.R. 5063, the “Armed Forces Tax Fairness Act of 2002”.

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

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet in executive session, after first vote, during the session of the Senate on Thursday, September 5, 2002, in SD-430. The following items will be considered.

1. S. 2328, Safe Motherhood Act for Research and Treatment.

2. S. \_\_\_\_\_, to Reauthorize the National Science Foundation.

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

##### COMMITTEE ON THE JUDICIARY

Mr. REID. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Thursday, September 5, 2002, at 10 a.m., in SD226.

#### Agenda

##### I. Nominations

Priscilla Owen to be a U.S. Circuit Court Judge for the Fifth Circuit.

Reena Raggi to be a U.S. Circuit Court Judge for Second District.

Ronald H. Clark to be a U.S. District Court Judge for the Eastern District of Texas.

James Knoll Gardner to be a U.S. District Court Judge for the Eastern District of Pennsylvania.

Lawrence J. Block to be a Judge for U.S. Court of Federal Claims.

To be a U.S. Marshal: Denny Wade King for the Middle District of Tennessee.

##### II. Bills

S. 2480, Law Enforcement Officers Safety Act of 2002 [Leahy/Hatch/Feinstein/Thurmond/Cantwell/Grassley/Edwards/Kyl/DeWine/Sessions/McConnell/Brownback].

S. 2127, a bill for the relief of the Pottawatomi Nation in Canada for settlement of certain claims against the United States. [Inouye].

H.R. 809, Antitrust Technical Corrections Act of 2001 [Sensenbrenner/Conyers].

H.R. 3375, Embassy Employee Compensation Act [Blunt].

S. 2798, Employee Abuse Prevention Act of 2002 [Durbin/Leahy/Kennedy].

S. 2820, to increase the priority for employee wages and benefits in bankruptcy [Carnahan/Leahy/Kennedy].

H.R. 3838, to amend the charter of the Veterans of Foreign Wars to make additional members of the armed services eligible for membership in the organization [Bilirakis].

S. 1972, to amend the charter of the AMVETS organization [Rockefeller].

H.R. 3214, to amend the charter of the AMVETS organization [Chris Smith].

S. Res. 316, to designate the year beginning February 1, 2003, as the “Year of the Blues” [Lincoln/Cantwell/Feingold].

S. 2896, to enhance the operation of the AMBER Alert communications network [Hutchison/Feinstein/Leahy/Hatch/Biden/Durbin/Edwards].

S. 1615, Federal-Local Information Sharing Partnership Act of 2001 [Schumer/Leahy/Hatch/Biden/Durbin].

S. 1655, Captive Exotic Animal Protection Act of 2001 [Biden, Feinstein, Durbin, Kohl, Cantwell].

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

##### SELECT COMMITTEE ON INTELLIGENCE

Mr. REID. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Thursday, September 5, 2002 at 2:30 p.m. to hold a closed hearing on intelligence matters.

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

##### SUBCOMMITTEE ON FORESTRY, CONSERVATION AND RURAL REVITALIZATION

Mr. REID. Mr. President, I ask unanimous consent that the Subcommittee on Forestry, Conservation, and Rural Revitalization of the Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on Thursday September 5, 2002 in SR-328A at 9 a.m. The purpose of this hearing will be to discuss the decline of oak tree populations in southern States caused by prolonged drought and red oak borer insect infestation.

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

#### HONORING THE VALLEY SPORTS AMERICAN LITTLE LEAGUE BASEBALL TEAM

The following resolution was submitted as follows:

##### S. RES. 320

Whereas on August 25, 2002, the Valley Sports American Little League baseball team from Louisville, Kentucky, won the Little League Baseball World Series;

Whereas, this is the first time a Kentucky team has won the Little League Baseball World Series in the 56-year history of the series;

Whereas, the Valley Sports team had an impressive and overall undefeated record of 24 wins and 0 losses, including 4 victories in the playoffs, and winning the championship game;

Whereas, the Valley Sports team players, Aaron Alvey, Justin Elkins, Ethan Henry, Alex Hornback, Wes Jenkins, Casey Jordan, Shane Logsdon, Blaine Madden, Zach Osborne, Jake Remines, Josh Robinson, and Wes Walden, showed tremendous dedication