

SA 1774. Mr. BURNS (for Mr. CRAIG) proposed an amendment to the bill H.R. 2691, supra.

SA 1775. Mr. BURNS (for Mr. STEVENS) proposed an amendment to the bill H.R. 2691, supra.

SA 1776. Mr. BURNS (for Mr. STEVENS) proposed an amendment to the bill H.R. 2691, supra.

SA 1777. Mr. DORGAN proposed an amendment to the bill H.R. 2691, supra.

SA 1778. Mr. DORGAN proposed an amendment to the bill H.R. 2691, supra.

SA 1779. Mr. BURNS (for himself and Mr. DORGAN) proposed an amendment to the bill H.R. 2691, supra.

SA 1780. Mr. BURNS (for Ms. SNOWE (for herself and Mr. DODD)) proposed an amendment to the bill H.R. 2691, supra.

SA 1781. Mr. BURNS (for himself and Mr. DORGAN) proposed an amendment to the bill H.R. 2691, supra.

SA 1782. Mr. BURNS proposed an amendment to the bill H.R. 2691, supra.

TEXT OF AMENDMENTS

SA 1749. Mr. WYDEN submitted an amendment intended to be proposed by him to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

At the appropriate place, insert the following: "The business size restrictions for the rural business enterprise grants for Oakridge, OR do not apply."

SA 1750. Mr. LEVIN (for himself, Ms. COLLINS, Mr. LAUTENBERG, Mr. KENNEDY, and Mr. PRYOR) submitted an amendment intended to be proposed by him to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 85, line 21, insert after "until expended" the following:

"*Provided*, That the Department of Energy shall develop, with an opportunity for public comment, procedures to obtain oil for the Strategic Petroleum Reserve in a manner that maximizes the overall domestic supply of crude oil (including amounts stored in private sector inventories) and minimizes the costs to the Department of the Interior and the Department of Energy of acquiring such oil (including foregone revenues to the Treasury when oil for the Reserve is obtained through the Royalty-in-Kind program), consistent with national security. Such procedures shall include procedures and criteria for the review of requests for the deferrals of scheduled deliveries. No later than 120 days following the enactment of this act the Department shall propose and no later than 180 days following the enactment of this Act the Department shall publish and follow such procedures when acquiring oil for the Reserve".

SA 1751. Mr. NICKLES submitted an amendment intended to be proposed by him to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

On page 20, line 16, strike "\$1,636,299,000" and insert the following: "\$1,638,499,000, of which, in accordance with the cooperative

agreement entered into between the National Park Service and the Oklahoma City National Memorial Trust and numbered 1443CA125002001, \$600,000 shall be available for activities of the National Park Service at the Oklahoma City National Memorial and \$1,600,000 shall be available to the Oklahoma City National Memorial Trust".

On page 44, line 18, strike "\$78,433,000" and insert "\$76,233,000".

SA 1752. Mr. NICKLES submitted an amendment intended to be proposed by him to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

On page 20, line 16, after "\$1,636,299,000" insert the following: ", of which, in accordance with the cooperative agreement entered into between the National Park Service and the Oklahoma City National Memorial Trust and numbered 1443CA125002001, \$600,000 shall be available for activities of the National Park Service at the Oklahoma City National Memorial and \$1,600,000 shall be available to the Oklahoma City National Memorial Trust".

SA 1753. Mrs. BOXER proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

Strike section 333.

SA 1754. Mr. VOINOVICH (for himself and Mr. THOMAS) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

Strike lines 3 through 6, and insert the following:

SEC. _____. Not later than December 31 of each year, the Secretary of the Interior shall submit to Congress a report on the competitive sourcing activities on the list required under the Federal Activities Inventory Reform Act of 1998 (Public Law 105-270; 31 U.S.C. 501 note) that were performed for the Department of the Interior during the previous fiscal year by Federal Government sources. The report shall include—

(1) the total number of competitions completed;

(2) the total number of competitions announced, together with a list of the activities covered by such competitions;

(3) the total number of full-time equivalent Federal employees studied under completed competitions;

(4) the total number of full-time equivalent Federal employees being studied under competitions announced, but not completed;

(5) the incremental cost directly attributable to conducting the competitions identified under paragraphs (1) and (2), including costs attributable to paying outside consultants and contractors;

(6) an estimate of the total anticipated savings, or a quantifiable description of improvements in service or performance, derived from completed competitions;

(7) actual savings, or a quantifiable description of improvements in service or performance, derived from the implementation of competitions completed after May 29, 2003;

(8) the total projected number of full time equivalent Federal employees covered by competitions scheduled to be announced in the fiscal year covered by the next report required under this section; and

(9) a general description of how the competitive sourcing decisionmaking processes of the Department of the Interior are aligned with the strategic workforce plan of that department.

SA 1755. Mr. LEVIN (for himself and Ms. STABENOW) submitted an amendment intended to be proposed by him to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

On page 137, between lines 23 and 24, insert the following.

SEC. 3. ACQUISITION OF LAND IN THE STATE OF MICHIGAN.

(a) IN GENERAL.—The Secretary of the Interior (referred to in this section as the "Secretary") may acquire by purchase from a willing seller all right, title, and interest in and to the land described in subsection (b).

(b) DESCRIPTION OF LAND.—The land referred to in subsection (a) is the approximately 104.45 acres of unimproved land, as generally depicted on National Park Service map entitled "Bayberry Mills, Inc. Crystal River, MI Proposed Expansion Unit to Sleeping Bear Dunes National Lakeshore" and numbered 634/80078.

(c) LIMITATION.—The Secretary may not acquire the land described in subsection (b) through an exchange or conveyance of land that is within the boundary of the Sleeping Bear Dunes National Lakeshore as of the date of enactment of this Act.

(d) AVAILABILITY OF MAP.—The map referred to in subsection (b) shall be on file and available for inspection in the appropriate offices of the Director of the National Park Service.

SA 1756. Mr. GRAHAM (for himself and Mr. NELSON of Florida) submitted an amendment intended to be proposed by him to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in the bill under TITLE , DEPARTMENT OF THE INTERIOR GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR, insert the following:

"SEC. . The document entitled the "Agreement for the Acquisition and Donation of the Mineral Estate between the United States of America and the Collier Family" (hereinafter the "Agreement"), dated January 13, 2003, executed by the Department of the Interior and the Collier Family, together with any technical amendments or modifications that may be agreed to by the parties, is hereby ratified, confirmed and approved, and the terms, conditions, procedures and other provisions set forth in the Agreement are declared to be obligations and commitments of the United States and the Collier Family, subject to appropriation.

SA 1757. Mr. BURNS (for himself and Mr. BENNETT) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 70, line 18, immediately following the number "205" insert the following:
 ", of which \$500,000 may be for improvements at Fernwood Park on the Wasatch-Cache National Forest"

SA 1758. Mr. BURNS proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 64, line 21, immediately following the number "6a(i))" insert the following:
 ", of which \$200,000 may be for necessary expenses related to a land exchange between the State of Montana and the Lolo National Forest"

SA 1759. Mr. BURNS (for Mr. COCHRAN) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 11, line 24, after "2005" insert the following: ", of which \$1,000,000 may be available for the Wildlife Enhancement and Economic Development Program in Starkville, Mississippi"

SA 1760. Mr. BURNS (for Mr. ENZI (for himself and Mr. THOMAS)) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 27, line 17, immediately following "industries;" insert: and of which \$250,000 may be available to improve seismic monitoring and hazard assessment in the Jackson Hole-Yellowstone area of Wyoming.

SA 1761. Mr. BURNS proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 82, line 7, insert before the period ": *Provided further*, That notwithstanding any other provision of law, within fiscal year 2004 up to \$9,000,000 of the funds made available under this heading for obligation in prior years, of funds not obligated or committed to existing Clean Coal Technology projects, and funds committed or obligated to a project that is or may be terminated, may be used for the development of technologies and research facilities that support the production of electricity and hydrogen from coal including sequestration of associated carbon dioxide; provided that, the Secretary may enter into a lease or other agreement, not subject to the conditions or requirements established for Clean Coal Technology projects under any prior law, for a cost-shared public-private partnership with a non-Federal entity representing the coal industry and coal-fueled utilities; and provided further, that the Secretary shall ensure that the entity provides opportunities for participation by technology vendors, States, universities, and other stakeholders"

SA 1762. Mr. DORGAN proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 85, on line 4 beginning after "expended" insert ", of which \$1,500,000 is for DES applications integration".

SA 1763. Mr. BURNS (for himself and Mr. DORGAN) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 36, line 4, insert before the period ": *Provided further*, That \$48,115,000 shall be for operating grants for Tribally Controlled Community Colleges, and \$34,710,000 shall be for Information Resources Technology"

SA 1764. Mr. DORGAN proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 137, between lines 23 and 24, insert the following:

SEC. 3 . . . ELECTRIC THERMAL STORAGE TECHNOLOGY.

Section 412(9) of the Energy Conservation in Existing Buildings Act of 1976 (42 U.S.C. 6862(9)) is amended—

(1) in subparagraph (I), by striking "and" at the end;

(2) by redesignating subparagraph (J) as subparagraph (K); and

(3) by inserting after subparagraph (I) the following:

"(J) electric thermal storage technology; and"

SA 1765. Mr. BURNS (for Mr. CAMPBELL) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 23, beginning on line 12, strike "\$341,531,000" and all that follows through line 17 and insert "\$342,131,000, to remain available until expended, of which \$300,000 for the L.Q.C. Lamar House National Historic Landmark and \$375,000 for the Sun Watch National Historic Landmark shall be derived from the Historic Preservation Fund pursuant to 16 U.S.C. 470a and of which \$600,000 shall be available for the planning and design of the Mesa Verde Cultural Center in the State of Colorado: *Provided*, That none of the funds".

On page 71, beginning on line 9, strike "\$77,040,000" and all that follows through line 11 and insert "\$76,440,000, to be derived from the Land and Water Conservation Fund and to remain available until expended, of which \$5,400,000 shall be available for the Beaver Brook Watershed in the State of Colorado: *Provided*, That".

SA 1766. Mr. BURNS (for Mr. TALENT) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page, 23, line 17, insert before the ":", the following: ", and of which" and insert the following: "of which \$50,000 shall be available for the construction of a statue of Harry S Truman in Union Station in Kansas City, Missouri, and of which \$4,289,000 shall be available for the construction of a security fence for the Jefferson National Expansion Memorial in the State of Missouri".

SA 1767. Mr. BURNS (for Mr. CAMPBELL) proposed an amendment to the bill S. 1404, to amend the Ted Stevens Olympic and Amateur Sports Act; as follows:

On page 22, between lines 18 and 19, insert the following:

SEC. 6. RELOCATION OF HEADQUARTERS.

Section 220508 is amended—

(1) by inserting "(a) IN GENERAL.—" before "The corporation shall"; and

(2) by adding at the end the following:

"(b) RELOCATION OF HEADQUARTERS.—The corporation may not relocate its principal office and national headquarters after the date of enactment of the United States Olympic Committee Reform Act unless—

"(1) the board of directors determines that relocation of the principal office and national headquarters is in the best interests of the corporation;

"(2) the board, by rollcall vote, agrees unanimously to refer the proposed relocation of the principal office and national headquarters to the assembly for its concurrence; and

"(3) the assembly, by a vote of not less than three-fifths of its members duly chosen and qualified, concurs in the determination of the board."

SA 1768. Mr. BURNS (for himself and Mr. DORGAN) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

Immediately following Title III of the bill insert the following new Title:

"TITLE IV—WILDLAND FIRE
 EMERGENCY APPROPRIATIONS
 DEPARTMENT OF THE INTERIOR
 BUREAU OF LAND MANAGEMENT
 WILDLAND FIRE MANAGEMENT

For necessary expenses to repay advances from other appropriations transferred in fiscal year 2003 for emergency rehabilitation and wildfire suppression activities of the Department of the Interior, \$75,000,000 to remain available until expended: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 502 of H. Con. Res. 95, the concurrent resolution on the budget for fiscal year 2004: *Provided further*, That the entire amount shall be available only to the extent that an official budget request for \$75,000,000, that includes designation of the entire amount of \$75,000,000 as an emergency requirement as defined in H. Con. Res. 95, the concurrent resolution on the budget for fiscal year 2004, is transmitted by the President to the Congress.

RELATED AGENCY
 DEPARTMENT OF AGRICULTURE
 FOREST SERVICE
 WILDLAND FIRE MANAGEMENT

For necessary expenses to repay advances from other appropriations transferred in fiscal year 2003 for wildfire suppression and emergency rehabilitation activities of the Forest Service, \$325,000,000 to remain available until expended: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 502 of H. Con. Res. 95, the concurrent resolution on the budget for fiscal year 2004: *Provided further*, That the entire amount shall be available only to the extent that an official budget request for \$325,000,000, that includes designation of the entire amount of \$325,000,000 as an emergency requirement as

defined in H. Con. Res. 95, the concurrent resolution on the budget for fiscal year 2004, is transmitted by the President to the Congress."

SA 1769. Mr. BURNS proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 44, insert the following after line 23:

"Of the unobligated balances in the Special Foreign Currency account, \$1,400,000 are hereby canceled."

SA 1770. Mr. BURNS proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 66, line 20, immediately following the ":", insert the following:

"Provided further, That such funds may be available to reimburse state and other cooperating entities for services provided in response to wildfire and other emergencies or disasters:"

SA 1771. Mr. BURNS (for Mr. BENNETT) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 81 immediately following line 16, insert the following new paragraph:

"The Secretary of Agriculture may authorize the sale of excess buildings, facilities, and other properties owned by the Forest Service and located on the Wasatch-Cache National Forest, the revenues of which may be retained by the Forest Service and available to the Secretary without further appropriation and until expended for acquisition and construction of administrative sites on the Wasatch-Cache National Forest."

SA 1772. Mr. BURNS proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

Immediately following Title III of the bill insert the following new Title:

TITLE IV—THE FLATHEAD AND KOOTENAI NATIONAL FOREST REHABILITATION ACT

SECTION 1. SHORT TITLE.

This act may be cited as the "Flathead and Kootenai National Forest Rehabilitation Act of 2003".

SEC. 2. FINDINGS AND PURPOSE.

(a) FINDINGS.—Congress finds that—

(1) The Robert Fire and Wedge Fire of 2003 caused extensive resource damage in the Flathead National Forest;

(2) The fires of 2000 caused extensive resource damage on the Kootenai National Forest and implementation of rehabilitation and recovery projects developed by the agency for the Forest is critical;

(3) The environmental planning and analysis to restore areas affected by the Robert and Wedge Fire will be completed through a collaborative community process;

(4) The rehabilitation of burned areas needs to be completed in a timely manner in order to reduce the long-term environmental impacts; and

(5) Wildlife and watershed resource values will be maintained in areas affected by the Robert and Wedge Fire while exempting the rehabilitation effort from certain applications of the National Environmental Policy Act (NEPA) and the Clean Water Act (CWA).

(b) The purpose of this Act is to accomplish in a collaborative environment, the planning and rehabilitation of the Robert and Wedge Fire and to ensure timely implementation of recovery and rehabilitation projects on the Kootenai National Forest.

SEC. 3. REHABILITATION PROJECTS.

(a) IN GENERAL.—The Secretary of Agriculture (in this Act referred to as the "Secretary") may conduct projects that the Secretary determines are necessary to rehabilitate and restore, and may conduct salvage harvests on, National Forest System lands in the North Fork drainage on the Flathead National Forest, as generally depicted on a map entitled "North Fork Drainage" which shall be on file and available for public inspection in the Office of Chief, Forest Service, Washington, D.C.

(b) PROCEDURE.—

(1) IN GENERAL.—Except as otherwise provided by this Act, the Secretary shall conduct projects under this Act in accordance with—

(A) the National Environmental Policy Act (42 U.S.C. 4321 et seq.); and

(B) other applicable laws.

(2) ENVIRONMENTAL ASSESSMENT OR IMPACT STATEMENT.—If an environmental assessment or an environmental impact statement (pursuant to section 102(2) of the National Environmental Policy Act (42 U.S.C. 4332(2)) is required for a project under this Act, the Secretary shall not be required to study, develop, or describe any alternative to the proposed agency action in the environmental assessment or the environmental impact statement.

(3) PUBLIC COLLABORATION.—To encourage meaningful participation during preparation of a project under this Act, the Secretary shall facilitate collaboration among the State of Montana, local governments, and Indian tribes, and participation of interested persons, during the preparation of each project in a manner consistent with the Implementation Plan for the 10-year Comprehensive Strategy of a Collaborative Approach for Reducing Wildland Fire Risks to Communities and the Environment, dated May 2002, which was developed pursuant to the conference report for the Department of the Interior and Related Agencies Appropriations Act, 2001 (House Report 106-646).

(4) COMPLIANCE WITH CLEAN WATER ACT.—Consistent with the Clean Water Act (33 U.S.C. 1251 et seq.) and Montana Code 75-5-703(10)(b), the Secretary is not prohibited from implementing projects under this Act due to the lack of a Total Maximum Daily Load as provided for under section 303(d) of the Clean Water Act (33 U.S.C. 1313(d)), except that the Secretary shall comply with any best management practices required by the State of Montana.

(5) ENDANGERED SPECIES ACT CONSULTATION.—If consultation is required under section 7 of the Endangered Species Act (16 U.S.C. 1536) for a project under this Act, the Secretary of the Interior shall expedite and give precedence to such consultation over any similar requests for consultation by the Secretary.

(6) ADMINISTRATIVE APPEALS.—Section 322 of the Department of the Interior and Related Agencies Appropriations Act, 1993 (Public Law 102-381; 16 U.S.C. 1612 note) and section 215 of title 36, Code of Federal Regulations shall apply to projects under this Act, except that—

(A) to be eligible to file an appeal, an individual or organization shall submit specific

and substantive written comments during the comment period; and

(B) a determination that an emergency situation exists pursuant to section 215.10 of title 36, Code of Federal Regulations, shall be made where it is determined that implementation of all or part of a decision for a project under this Act is necessary for relief from—

(i) adverse affects on soil stability and water quality resulting from vegetation loss; or

(ii) loss of fish and wildlife habitat.

SEC. 4. CONTRACTING AND COOPERATIVE AGREEMENTS.

(a) IN GENERAL.—Notwithstanding chapter 63 of title 31, United States Code, the Secretary may enter into contract or cooperative agreements to carry out a project under this Act.

(b) EXEMPTION.—Notwithstanding any other provision of law, the Secretary may limit competition for a contract or a cooperative agreement under subsection (a).

SEC. 5. MONITORING REQUIREMENTS.

(a) IN GENERAL.—The Secretary shall establish a multi-party monitoring group consisting of a representative number of interested parties, as determined by the Secretary, to monitor the performance and effectiveness of projects conducted under this Act.

(b) REPORTING REQUIREMENTS.—The multi-party monitoring group shall prepare annually a report to the Secretary on the progress of the projects conducted under this Act in rehabilitating and restoring the North Fork drainage. The Secretary shall submit the report to the Senate Subcommittee on Interior Appropriations of the Senate Committee on Appropriations.

SEC. 6. SUNSET.

The authority for the Secretary to issue a decision to carry out a project under this Act shall expire 5 years from the date of enactment.

SEC. 7. IMPLEMENTATION OF RECORDS OF DECISION.

The Secretary of Agriculture shall publish new information regarding forest wide estimates of old growth from volume 103 of the administrative record in the case captioned Ecology Center v. Castaneda, CV-02-200-M-DWM (D. Mont.) for public comment for a 30 day period. The Secretary shall review any comments received during the comment period and decide whether to modify the Records of Decision (hereinafter referred to as the "ROD's") for the Pinkham, White Pine, Kelsey-Beaver, Gold/Boulder/Sullivan, and Pink Stone projects on the Kootenai National Forest. The ROD's, whether modified or not, shall not be deemed arbitrary and capricious under the NFMA, NEPA or other applicable law as long as each project area retains 10% designated old growth in the project area.

SA 1773. Mr. BURNS proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

At the end of Title III of the bill insert the following:

SEC. XXX. ZORTMAN/LANDUSKY MINE RECLAMATION TRUST FUND.

(a) ESTABLISHMENT.—There is established in the Treasury of the United States a fund to be known as the "Zortman/Landusky Mine Reclamation Trust Fund" referred to in this section as the "Fund".

(b) For the fiscal year during which this Act is enacted and each fiscal year thereafter until the aggregate amount deposited

in the Fund under this subsection is equal to at least \$22,500,000, the Secretary of the Treasury shall deposit \$2,250,000 in the Fund.

(c) INVESTMENTS.—The Secretary of the Treasury shall invest the amounts deposited under subsection (b) only in interest-bearing obligations of the United States or in obligations guaranteed by the United States as to both principal and interest.

(d) PAYMENTS.—

(1) IN GENERAL.—All amounts credited as interest under subsection (c) may be available, without fiscal year limitation, to the State of Montana for use in accordance with paragraph (3) after the Fund has been fully capitalized.

(2) WITHDRAWAL AND TRANSFER OF FUNDS.—The Secretary of the Treasury shall withdraw amounts credited as interest under paragraph (1) and transfer the amounts to the State of Montana for use as State funds in accordance with paragraph (3) after the Fund has been fully capitalized.

(3) USE OF TRANSFERRED FUNDS.—The State of Montana shall use the amounts transferred under paragraph (2) only to supplement funding available from the State Administered "Zortman/Landusky Long-Term Water Treatment Trust Fund" to fund annual operation and maintenance costs for water treatment related to the Zortman/Landusky mine site and reclamation areas.

(e) TRANSFERS AND WITHDRAWALS.—The Secretary of the Treasury may not transfer or withdraw any amount deposited under subsection (b).

(f) ADMINISTRATIVE EXPENSES.—There are authorized to be appropriated to the Secretary of the Treasury such sums as are necessary to pay the administrative expenses of the Fund.

SA 1774. Mr. BURNS (for Mr. CRAIG) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

At the end of title I, insert the following: "SEC. XXX. Nonrenewable grazing permits authorized in the Jarbidge Field Office, Bureau of Land Management within the past seven years shall be renewed under section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752) and under section 3 of the Taylor Grazing Act of 1934, as amended (43 U.S.C. 315b). The terms and conditions contained in the most recently expired nonrenewable grazing permit shall continue in effect under the renewed permit. Upon completion of any required analysis or documentation, the permit may be canceled, suspended, or modified, in whole or in part, to meet the requirements of applicable laws and regulations. Nothing in this section shall be deemed to extend the nonrenewable permits beyond the standard one-year term."

REPORT LANGUAGE

SECTION XXX. Allows for the renewal of grazing permits in the Jarbidge Field Office and makes the completion of the required NEPA analysis a high priority while ensuring completion of the necessary documents as soon as possible.

SA 1775. Mr. BURNS (for Mr. STEVENS) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 63, between lines 2 and 3, insert the following:

SEC. 1. INTERIM COMPENSATION PAYMENTS.

Section 2303(b) of Public Law 106-246 (114 Stat. 549) is amended by inserting before the period at the end the following: ", unless the amount of the interim compensation exceeds the amount of the final compensation".

SA 1776. Mr. BURNS (for Mr. STEVENS) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 63, between lines 2 and 3, insert the following:

SEC. 1. APPLICATIONS FOR WAIVERS OF MAINTENANCE FEES.

Section 10101f(d)(3) of the Omnibus Budget Reconciliation Act of 1993 (30 U.S.C. 28f(d)(3)) is amended by inserting after "reason" the following: "(including, with respect to any application filed on or after January 1, 1999, the filing of the application after the statutory deadline)".

SA 1777. Mr. DORGAN proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 24, line 5, immediately following the colon, insert "Provided further, That none of the funds provided in this or any other Act may be used for planning, design, or construction of any underground security screening or visitor contact facility at the Washington Monument until such facility has been approved in writing by the House and Senate Committees on Appropriations:"

SA 1778. Mr. DORGAN proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 137, between lines 23 and 24, insert the following:

SEC. . Section 301 of the Energy Policy Act of 1992 (42 U.S.C. 13211) is amended—

(1) by striking "or a dual fueled vehicle" at the end of subparagraph (3) and inserting ", a dual fueled vehicle, or a neighborhood electric vehicle";

(2) by striking "and" at the end of subparagraph (13);

(3) by striking the period at the end of subparagraph (14) and inserting "; and"; and

(4) by adding at the end the following: "(15) the term 'neighborhood electric vehicle' means a motor vehicle that qualifies as both—

"(A) a low-speed vehicle, as such term is defined in section 571.3(b) of title 49, Code of Federal Regulations; and

"(B) a zero-emission vehicle, as such term is defined in Section 86.1702-99 of title 40, Code of Federal Regulations.".

SA 1779. Mr. BURNS (for himself and Mr. DORGAN) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 122, Strike Section 324 and insert:

SEC. 324. A grazing permit or lease issued by the Secretary of the Interior or a grazing permit issued by the Secretary of Agriculture where National Forest System lands are involved that expires, is transferred, or

waived during fiscal years 2004–2008 shall be renewed under section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752), section 19 of the Granger-Thye Act, as amended (16 U.S.C. 5801), title III of the Bankhead-Jones Farm Tenant Act (7 U.S.C. 1010 et seq.), or, if applicable, section 510 of the California Desert Protection Act (16 U.S.C. 410aaa-50). The terms and conditions contained in the expired, transferred, or waived permit or lease shall continue in effect under the renewed permit or lease until such time as the Secretary of the Interior or Secretary of Agriculture as appropriate completes processing of such permit or lease in compliance with all applicable laws and regulations, at which time such permit or lease may be canceled, suspended or modified, in whole or in part, to meet the requirements of such applicable laws and regulations. Nothing in this section shall be deemed to alter the statutory authority of the Secretary of the Interior or the Secretary of Agriculture: *Provided*, That where National Forest System lands are involved and the Secretary of Agriculture has renewed an expired or waived grazing permit prior to or during fiscal year 2004, the terms and conditions of the renewed grazing permit shall remain in effect until such time as the Secretary of Agriculture completes processing of the renewed permit in compliance with all applicable laws and regulations or until the expiration of the renewed permit, whichever comes first. Upon completion of the processing, the permit may be canceled, suspended or modified, in whole or in part, to meet the requirements of applicable laws and regulations. *Provided Further*, Beginning in November 2004, and every year thereafter, the Secretaries of the Interior and Agriculture shall report to Congress the extent to which they are completing analysis required under applicable laws prior to the expiration of grazing permits, and beginning in May 2004, and two year thereafter, the Secretaries shall provide Congress recommendations for legislative provisions necessary to ensure all permit renewals are completed in a timely manner. The legislative recommendations provided shall be consistent with the funding levels requested in the Secretaries' budget proposals; *Provided Further*, Notwithstanding Section 504 of the Rescissions Act (109 Stat. 212), the Secretaries in their sole discretion determine the priority and timing for completing required environmental analysis of grazing allotments based on the environmental significance of the allotments and funding available to the Secretaries for this purpose.

SA 1780. Mr. BURNS (for Ms. SNOWE (for herself and Mr. DODD)) proposed an amendment to the bill HR. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 137, between lines 23 and 24, insert the following:

SEC. 3. NORTHEAST HOME HEATING OIL RESERVE REPORT.

Not later than December 1, 2003, the Secretary of Energy shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Resources of the House of Representatives a report that—

(1) describes—

(A) the various scenarios under which the Northeast Home Heating Oil Reserve may be used; and

(B) the underlying assumptions for each of the scenarios; and

(2) includes recommendations for alternative formulas to determine supply disruption.

SA 1781. Mr. BURNS (for himself and Mr. DORGAN) proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 95, at the end of line 17, insert the following paragraph:

None of the funds made available to the Indian Health Service in this Act shall be used for any Department of Health and Human Services-wide consolidation, restructuring, or realignment of functions or for any assessments or charges associated with any such consolidation, restructuring or realignment, except for purposes for which funds are specifically provided in this Act.

SA 1782. Mr. BURNS proposed an amendment to the bill H.R. 2691, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2004, and for other purposes; as follows:

"SEC. . Section 104 (16 U.S.C. 1374) is amended—(1) in subsection (c)(5)(D) by striking "the date of the enactment of the Marine Mammal Protection Act Amendments of 1994" and inserting "February 18, 1997"."

NOTICE OF HEARINGS/MEETINGS

SUBCOMMITTEE ON WATER AND POWER COMMITTEE ON INDIAN AFFAIRS

Ms. MURKOWSKI. Mr. President, I would like to announce for the information on the Senate and the public that the Subcommittee on Water and Power of the Committee on Energy and Natural Resources and the Committee on Indian Affairs will hold a joint-hearing on September 30, 2003 at 10 a.m. in SD-366.

The purpose of this hearing is to examine of S. 437, the Arizona Water Settlements Acts, which is a bill to provide for adjustments to the Central Arizona Project in Arizona, to authorize the Gila River Indian Community water rights settlement, to reauthorize and amend the Southern Arizona Water Rights Settlement Act of 1982, and for other purposes.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, SD-364, Washington, D.C. 20510-6150 prior to the hearing date.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ARMED SERVICES

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on Tuesday, September 23, 2003, at 11 a.m., in open session to consider the nomination of the Honorable Gordon R. England to be Secretary of the Navy.

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

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. BURNS. 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 September 23, 2003, at 10 a.m. to conduct a hearing on "The Implementation of the Sarbanes-Oxley Act and Restoring Investor Confidence."

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

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. BURNS. 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 September 23, 2003, at 2 p.m., to conduct a markup of the following original legislation: the "National Consumer Credit Reporting System Improvement Act of 2003"; the "Defense Production Reauthorization Act of 2003"; and the "Federal Transit Extension Act of 2003."

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet on Tuesday, September 23 at 9 a.m. to conduct a business meeting to consider the TEA-21 extension and to conduct a hearing immediately following the markup to consider the nomination of Michael O. Leavitt, to be Administrator of the Environment Protection Agency.

The business meeting and the hearing will take place in SD-406 (Hearing Room).

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

COMMITTEE ON FINANCE

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session on Tuesday, September 23, 2003, at 10 a.m., to hear testimony on "Unfulfilled Promises: Mexican Barrier to U.S. Agricultural Exports."

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

COMMITTEE ON FOREIGN RELATIONS

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, September 23, 2003 at 2:30 p.m. to hold a hearing on Iraq: Next Steps

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

COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Tuesday, September 23, 2003, at 9:30 a.m. for a classified hearing titled "Combating Ter-

rorist Financing: Are We on the Right Track?"

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

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on Health Technology during the session of the Senate on Tuesday, September 23, 2003 at 10 a.m. in SD-430.

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

COMMITTEE ON VETERANS' AFFAIRS

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on Tuesday, September 23, 2003, for a hearing on proposals to limit eligibility for veterans' compensation benefits to disabilities directly related to "performance of duty" injuries only.

The hearing will take place in room 418 of the Russell Senate Office Building at 2:30 p.m.

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

SPECIAL COMMITTEE ON AGING

Mr. BURNS. Mr. President, I ask unanimous consent that the Special Committee on Aging be authorized to meet on Tuesday, September 23, 2003 from 9:30 a.m.-11:30 a.m. in Dirksen 628 for the purpose of conducting a hearing.

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

SUBCOMMITTEE ON IMMIGRATION AND BORDER SECURITY

Mr. BURNS. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Immigration and Border Security be authorized to meet to conduct a hearing on "Information Sharing and Coordination for Visa Issuance: Our first line of defense for homeland security" on Tuesday, September 23, 2003, at 2:30 p.m., in SD226.

WITNESS LIST

Panel I: Maura Harty, Assistant Secretary for Consular Affairs, Department of State, Washington, D.C.; C. Stewart Verdery, Jr., Assistant Secretary for Policy and Planning, Border and Transportation Security, Department of Homeland Security, Arlington, Virginia.

Panel II: John O. Brennan, Director, Terrorist Threat Integration Center (TTIC), Office of the Director of Central Intelligence, McLean, Virginia; Larry A. Mefford, Executive Assistant Director, Counter-terrorism and Counter-intelligence, Federal Bureau of Investigation, Department of Justice, Washington, D.C.

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

SUBCOMMITTEE ON WATER AND POWER

Mr. BURNS. Mr. President, I ask unanimous consent that the Subcommittee on Water and Power of the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, September 23, at 2:30 p.m.