

432. Also, a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 167 memorializing the Congress of the United States to enact legislation redesignating the United States Postal Service facility located at 14-24 Abbott Road in Fair Lawn, New Jersey, as the Mary Ann Collura Post Office Building; to the Committee on Government Reform.

433. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 96 memorializing the Supreme Court and Congress of the United States to take all necessary measures to preserve the phrase "one nation under God" in the Pledge of Allegiance; to the Committee on the Judiciary.

434. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 29 memorializing the Congress of the United States to preserve Louisiana's sovereignty related to public expressions of religious faith within the state of Louisiana; to the Committee on the Judiciary.

435. Also, a memorial of the House of Representatives of the State of Mississippi, relative to House Resolution No. 51 memorializing the Congress of the United States to propose an amendment to the Constitution of the United States addressing the subject of judicial taxation; to the Committee on the Judiciary.

436. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 158 memorializing the Congress of the United States to enact and fully fund the National Aeronautics and Space Administration's Vision for Space Exploration Program; to the Committee on Science.

437. Also, a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 175 memorializing the Congress of the United States to restore funding for certain Small Business Administration loans eliminated by President Bush's proposed budget for FY 2005; to the Committee on Small Business.

438. Also, a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 137 memorializing the Congress of the United States to refrain from reducing benefits or increasing age requirements for Social Security programs; to the Committee on Ways and Means.

439. Also, a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 73 memorializing the Congress of the United States to modify limits on the sum of Social Security disability and workers' compensation benefits; to the Committee on Ways and Means.

440. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 195 memorializing the Congress of the United States to oppose the Australian Free Trade Agreement (AUSFTA) and other free trade agreements which are harmful to American dairy producers; to the Committee on Ways and Means.

441. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 113 memorializing the Congress of the United States to oppose the Central America Free Trade Agreement and other free trade agreements which are harmful to American sugar producers; to the Committee on Ways and Means.

442. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 115 memorializing the Congress of the United States to defeat legislation creating the Central American Free Trade Agreement; to the Committee on Ways and Means.

## PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. CRANE introduced A bill (H.R. 5224) for the relief of Dylan Brian Benwell; which was referred to the Committee on the Judiciary.

## ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 10: Mr. GINGREY and Mrs. MILLER of Michigan.

H.R. 97: Mr. BUTTERFIELD.

H.R. 111: Mr. DOGGETT.

H.R. 296: Mr. KING of New York, Mrs. LOWEY, and Mr. SWEENEY.

H.R. 443: Mr. MCCOTTER.

H.R. 623: Mr. MANZULLO and Mrs. SCHAKOWSKY.

H.R. 648: Mrs. CUBIN.

H.R. 738: Mr. WEINER, Ms. WOOLSEY, and Mr. CASE.

H.R. 785: Mr. GARY G. MILLER of California.

H.R. 1066: Mr. BARTLETT of Maryland.

H.R. 1111: Mr. ABERCROMBIE.

H.R. 1160: Mr. BUTTERFIELD.

H.R. 1267: Mr. OLVER.

H.R. 1336: Mr. PICKERING.

H.R. 1477: Ms. ESHOO and Mr. ISRAEL.

H.R. 1700: Mrs. JONES of Ohio.

H.R. 1741: Mr. LEWIS of Kentucky.

H.R. 1859: Mr. PICKERING, Mrs. MCCARTHY of New York, and Mr. ETHERIDGE.

H.R. 1924: Ms. HERSETH.

H.R. 1958: Ms. PELOSI and Mr. GONZALEZ.

H.R. 2037: Mr. HONDA.

H.R. 2490: Mr. CUMMINGS.

H.R. 2601: Mr. VAN HOLLEN.

H.R. 2680: Mrs. EMERSON, Mrs. CUBIN, Mr. BARTLETT of Maryland, Mr. CANTOR, Mr. SIMMONS, Mr. FOSSELLA, and Mr. HASTERT.

H.R. 2727: Mr. MOORE.

H.R. 3069: Mr. BURR.

H.R. 3203: Mr. CUMMINGS.

H.R. 3325: Mr. BLUMENAUER.

H.R. 3352: Mr. BISHOP of Utah.

H.R. 3438: Mr. MILLER of North Carolina, Mr. ORTIZ, Mr. ISSA, Mr. JOHN, Mr. CROWLEY, Mr. RODRIGUEZ, Ms. MAJETTE, Mr. UDALL of New Mexico, Mr. KING of New York, Mr. KUCINICH, and Mr. HINCHEY.

H.R. 3579: Ms. HERSETH.

H.R. 3729: Mr. TURNER of Texas, Mr. LAHOOD, Mr. CAPUANO, Mr. WOLF, Mr. COSTELLO, and Mr. TANNER.

H.R. 3950: Mr. RANGEL.

H.R. 3965: Mr. FILNER and Mr. OLVER.

H.R. 4026: Mr. YOUNG of Alaska and Mr. DAVIS of Tennessee.

H.R. 4057: Mr. KLINE.

H.R. 4154: Mr. ISRAEL.

H.R. 4180: Mrs. LOWEY.

H.R. 4187: Mr. RYAN of Wisconsin.

H.R. 4232: Mr. SANDLIN, Mr. GONZALEZ, Mr. REYES, Mr. BELL, Mr. SMITH of Texas, Mr. BONILLA, Mr. FROST, Mr. PAUL, Mr. EDWARDS, and Mr. DOGGETT.

H.R. 4249: Mr. BISHOP of New York, Ms. HOOLEY of Oregon, Mr. GUTIERREZ, Ms. HERSETH, Mr. KANJORSKI, Mr. BUTTERFIELD, Mr. BASS, Mr. LYNCH, Mr. WALSH, and Mr. MILLER of North Carolina.

H.R. 4264: Mr. ALLEN and Mr. LEVIN.

H.R. 4354: Mr. WEXLER.

H.R. 4374: Mr. KENNEDY of Rhode Island.

H.R. 4433: Mr. CLYBURN, Mr. SWEENEY, Mr. FILNER, Mr. WELLER, Mr. OWENS, Mr. SPRATT, Mrs. MALONE, Ms. GINNY BROWN-WAITE of Florida, Mr. MICHAUD, Mr. MCNULTY, Ms. SOLIS, Mr. RODRIGUEZ, and Mr. HINCHEY.

H.R. 4463: Mr. ACEVEDO-VILÁ and Mr. PALLONE.

H.R. 4576: Mr. BOOZMAN.

H.R. 4595: Mr. ALLEN.

H.R. 4610: Mr. SKELTON and Mr. ROGERS of Alabama.

H.R. 4626: Mr. LEWIS of Kentucky.

H.R. 4628: Mr. GONZALEZ.

H.R. 4636: Mr. CRAMER, Mr. VAN HOLLEN, Mr. LARSON of Connecticut, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. HALL.

H.R. 4640: Mr. GILCHREST.

H.R. 4685: Mrs. BLACKBURN, Mr. RODRIGUEZ, Mr. MICHAUD, Mr. FROST, Mr. PUTNAM, Mr. BISHOP of Georgia, Mr. CARDOZA, and Mr. MCHUGH.

H.R. 4702: Mr. THORNBERRY and Mr. NUNES.

H.R. 4747: Mr. HINCHEY.

H.R. 4824: Mr. RODRIGUEZ.

H.R. 4888: Mr. ABERCROMBIE, Mr. WYNN, and Ms. LEE.

H.R. 4902: Mr. CHANDLER, Mr. CARSON of Oklahoma, Mr. PETERSON of Minnesota, Mr. HINCHEY, and Mr. BRADLEY of New Hampshire.

H.R. 4904: Mr. LAHOOD.

H.R. 4910: Mr. BELL, Ms. BORDALLO, Mr. FALEOMAVAEGA, Mr. GRIJALVA, Mr. ACKERMAN, Mr. KUCINICH, and Mr. FRANK of Massachusetts.

H.R. 4927: Mr. PICKERING, Mrs. BONO, and Mrs. JO ANN DAVIS of Virginia.

H.R. 4928: Mr. EVANS.

H.R. 4936: Mr. PAUL, Mr. McDERMOTT, Mr. WALSH, Mr. BUTTERFIELD, Mr. STUPAK, Mr. BASS, Mr. FILNER, and Mr. VAN HOLLEN.

H.R. 4965: Mr. CHANDLER.

H.R. 4970: Mr. FILNER.

H.R. 4976: Ms. BERKLEY.

H.R. 4978: Mr. HINCHEY and Mr. FATTAH.

H.R. 4985: Mr. McDERMOTT.

H.R. 5024: Mr. GORDON.

H.R. 5043: Mr. EVANS.

H.R. 5045: Mr. BARTLETT of Maryland, Mr. SAM JOHNSON of Texas, and Mr. KINGSTON.

H.R. 5048: Mr. ISRAEL.

H.R. 5061: Mr. FRANK of Massachusetts, Mr. WEXLER, and Ms. WOOLSEY.

H.R. 5063: Mr. FROST, Mr. WAXMAN, Mr. OWENS, and Mr. HINCHEY.

H.R. 5076: Mr. PRICE of North Carolina.

H.R. 5081: Mr. ROGERS of Alabama and Mr. WEXLER.

H.R. 5113: Ms. MCCOLLUM.

H.R. 5119: Mr. BRADY of Texas, Mr. LAMPSON, Mr. RYAN of Ohio, and Mr. RODRIGUEZ.

H.R. 5123: Mr. ENGLISH.

H.R. 5144: Mr. CARSON of Oklahoma, Mr. BOOZMAN, Mr. SCOTT of Georgia, and Mr. SOUDER.

H.R. 5145: Mr. MCHUGH and Mr. MICHAUD.

H.R. 5150: Ms. SLAUGHTER, Mr. SHERMAN, Ms. WATSON, Ms. MCCARTHY of Missouri, Mr. VAN HOLLEN, Mr. ETHERIDGE, and Mr. ROTHMAN.

H.R. 5167: Mr. OSBORNE and Mr. LATOURETTE.

H.R. 5182: Ms. LORETTA SANCHEZ of California.

H.R. 5186: Mr. BACHUS, Mr. CASTLE, and Mrs. NORTHUP.

H.R. 5189: Mrs. MALONEY.

H.R. 5193: Mr. CANTOR, Mr. TANCREDO, Mr. FALEOMAVAEGA, Mr. PENCE, and Mr. CROWLEY.

H.R. 5198: Mrs. WILSON of New Mexico.

H.R. 5199: Mr. PALLONE.

H.R. 5203: Mr. MORAN of Kansas, Mr. ROGERS of Alabama, Mr. LUCAS of Oklahoma, Mr. ACEVEDO-VILÁ, Mr. CHANDLER, Ms. MCCOLLUM, Mr. SKELTON, Mrs. EMERSON, Ms. KAPTUR, Mrs. MUSGRAVE, Mr. TERRY, Mr. MOORE, Mr. MARSHALL, Ms. HERSETH, Ms. ROYBAL-ALLARD, Mr. MCINTYRE, Mr. LUCAS of Kentucky, Mrs. CUBIN, Mr. SIMPSON, Mr. CARDOZA, Mr. HOLDEN, Mr. ALEXANDER, Mr. KILDEE, and Ms. HOOLEY of Oregon.

H.J. Res. 57: Ms. BORDALLO.

H.J. Res. 103: Ms. MCCOLLUM.

H. Con. Res. 178: Mrs. DAVIS of California.  
 H. Con. Res. 306: Mr. HAYWORTH.  
 H. Con. Res. 430: Mr. JACKSON of Illinois.  
 H. Con. Res. 457: Mr. KIRK.  
 H. Res. 28: Mr. MCCOTTER and Mr. FALEOMAVAEGA.  
 H. Res. 45: Mr. BISHOP of Georgia.  
 H. Res. 341: Mr. MCCOTTER.  
 H. Res. 750: Mr. GREEN of Wisconsin, Mr. LEVIN, Mr. LATOURETTE, Mrs. MILLER of Michigan, Mr. MCHUGH, Mr. DINGELL, Mr. EHLERS, and Mr. KILDEE.  
 H. Res. 796: Mr. GILLMOR.  
 H. Res. 805: Mr. DAVIS of Illinois, Mr. WILSON of South Carolina, Mrs. MCCARTHY of New York, Mr. TOWNS, Mr. VAN HOLLEN, and Mr. GEORGE MILLER of California.  
 H. Res. 813: Mr. FRANK of Massachusetts and Mr. BERMAN.

## AMENDMENTS

Under clause 8 of rule XVIII, proposed amendments were submitted as follows:

H.R. 5212

OFFERED BY: MR. STENHOLM

AMENDMENT No. 1: Add at the appropriate place the following new title:

### TITLE

#### SEC. . CROP DISASTER ASSISTANCE.

(a) DEFINITIONS.—In this section:

(1) ADDITIONAL COVERAGE.—The term “additional coverage” has the meaning given the term in section 502(b) of the Federal Crop Insurance Act (7 U.S.C. 1502(b)).

(2) INSURABLE COMMODITY.—The term “insurable commodity” means an agricultural commodity (excluding livestock) for which the producers on a farm are eligible to obtain a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(3) NONINSURABLE COMMODITY.—The term “noninsurable commodity” means an eligible crop for which the producers on a farm are eligible to obtain assistance under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333).

(b) EMERGENCY FINANCIAL ASSISTANCE.—Notwithstanding section 508(b)(7) of the Federal Crop Insurance Act (7 U.S.C. 1508(b)(7)), the Secretary of Agriculture (referred to in this title as the “Secretary”) shall use such sums as are necessary of funds of the Commodity Credit Corporation to make emergency financial assistance authorized under this section available to producers on a farm that have incurred qualifying crop or quality losses for the 2003 or 2004 crop (as elected by a producer), but not both, due to damaging weather or related condition, as determined by the Secretary.

(c) ADMINISTRATION.—The Secretary shall make assistance available under this section in the same manner as provided under section 815 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-55), including using the same loss thresholds for the quantity and quality losses as were used in administering that section.

(d) REDUCTION IN PAYMENTS.—The amount of assistance that a producer would otherwise receive for a qualifying crop or quality loss under this section shall be reduced by the amount of assistance that the producer receives under the crop loss assistance program announced by the Secretary on August 27, 2004.

(e) INELIGIBILITY FOR ASSISTANCE.—Except as provided in subsection (f), the producers on a farm shall not be eligible for assistance under this section with respect to losses to

an insurable commodity or noninsurable commodity if the producers on the farm—

(1) in the case of an insurable commodity, did not obtain a policy or plan of insurance for the insurable commodity under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) for the crop incurring the losses; and

(2) in the case of a noninsurable commodity, did not file the required paperwork, and pay the administrative fee by the applicable State filing deadline, for the noninsurable commodity under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333) for the crop incurring the losses.

(f) CONTRACT WAIVER.—The Secretary may waive subsection (e) with respect to the producers on a farm if the producers enter into a contract with the Secretary under which the producers agree—

(1) in the case of an insurable commodity, to obtain a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) providing additional coverage for the insurable commodity for each of the next 2 crops; and

(2) in the case of a noninsurable commodity, to file the required paperwork and pay the administrative fee by the applicable State filing deadline, for the noninsurable commodity for each of the next 2 crops under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333).

(g) EFFECT OF VIOLATION.—In the event of the violation of a contract under subsection (f) by a producer, the producer shall reimburse the Secretary for the full amount of the assistance provided to the producer under this section.

#### SEC. . LIVESTOCK ASSISTANCE PROGRAM.

(a) IN GENERAL.—The Secretary shall use such sums as are necessary of funds of the Commodity Credit Corporation to make and administer payments for livestock losses to producers for 2003 or 2004 losses (as elected by a producer), but not both, in a county that has received an emergency designation by the President or the Secretary after January 1, 2003, of which an amount determined by the Secretary shall be made available for the American Indian livestock program under section 806 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-51).

(b) ADMINISTRATION.—The Secretary shall make assistance available under this section in the same manner as provided under section 806 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-51).

(c) MITIGATION.—In determining the eligibility for or amount of payments for which a producer is eligible under the livestock assistance program, the Secretary shall not penalize a producer that takes actions (recognizing disaster conditions) that reduce the average number of livestock the producer owned for grazing during the production year for which assistance is being provided.

#### SEC. . TREE ASSISTANCE PROGRAM.

The Secretary shall use such sums as are necessary of the funds of the Commodity Credit Corporation to provide assistance under the tree assistance program established under subtitle C of title X of the Farm Security and Rural Investment Act of 2002 to producers who suffered tree losses during the winter of 2003 through 2004.

#### SEC. . COMMODITY CREDIT CORPORATION.

The Secretary shall use the funds, facilities, and authorities of the Commodity Credit Corporation to carry out this title.

#### SEC. . REGULATIONS.

(a) IN GENERAL.—The Secretary may promulgate such regulations as are necessary to implement this title.

(b) PROCEDURE.—The promulgation of the regulations and administration of this title shall be made without regard to—

(1) the notice and comment provisions of section 553 of title 5, United States Code;

(2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”).

(c) CONGRESSIONAL REVIEW OF AGENCY RULEMAKING.—In carrying out this section, the Secretary shall use the authority provided under section 808 of title 5, United States Code.

#### SEC. . EMERGENCY DESIGNATION.

Amounts appropriated or otherwise made available in this title are each designated as an emergency requirement pursuant to section 402 of S. Con. Res. 95 (108th Congress), as made applicable to the House of Representatives by H. Res. 649 (108th Congress) and applicable to the Senate by section 14007 of the Department of Defense Appropriations Act, 2005 (Public Law 108-287; 118 Stat. 1014). However, such amounts shall be available only to the extent that an official budget request, that includes designation of the entire amount of the request as an emergency requirement, is transmitted by the President to the Congress.

H.R. 10

OFFERED BY: MR. OSE OF CALIFORNIA

AMENDMENT No. 2: At the end of title III of the bill, insert the following:

#### Subtitle F—Security Barriers

#### SEC. 3121. EXPEDITED COMPLETION OF SECURITY BARRIERS.

(a) IN GENERAL.—In order to construct the physical barriers and roads described in section 102 of the Omnibus Consolidated Appropriations Act, 1997 (Public Law 104-208, div. C), the tracts of land described in subsection (b) shall be exempt from the requirements of the provisions listed in subsection (c).

(b) LEGAL DESCRIPTION.—The tracts of land referred to in subsection (a) are as follows:

(1) ZONE WEST.—A tract of land situated within Section 2, 3, 4, 5, 7, 8, 9, 10, and 11, Township 19 South, Range 2 West of the San Bernadino Meridian, within the County of San Diego, State of California, more particularly described as follows: Beginning at the Southwest corner of Fractional Section 7, T19S, R2W; said Point-of-Beginning being on the United States/Mexico International Boundary Line and also being a point of mean sea level of the Pacific Ocean (at Borderfield State Park); thence, N 02°31'00" W, a distance of approximately 800.00 feet to a point. Thence, N 84°44'08" E, a distance of approximately 1,845.12 feet to a point. Said point being on the Section line common to Section 7 and 8, T19S, R2W. Thence, S 01°05'10" W, along said Section line, a distance of approximately 270.62 feet to a point. Thence, S 89°49'43" E, a distance of approximately 1,356.50 feet to a point. Thence, N 45°34'58" E, a distance of approximately 1,901.75 feet to a point. Said point being on the Section line common to Sections 5 and 8, T19S, R2W. Thence, N 00°00'00" E, a distance of approximately 300.00 feet to a point. Thence, S 89°54'53" E, a distance of approximately 1,322.05 feet to a point. Thence, S 00°25'27" W, a distance of approximately 300.00 feet to a point. Said point being on the Section line common to Sections 5 and 8, T19S, R2W. Thence, S 89°37'09" E, along the