

Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4015. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4016. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4017. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4018. Mr. ROBERTS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra.

SA 4019. Mr. ROBERTS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra.

SA 4020. Mr. ROBERTS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4021. Mr. BIDEN (for himself and Mr. LUGAR) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra.

SA 4022. Mr. LOTT submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4023. Mr. HATCH submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4024. Mr. HATCH submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4025. Mr. MCCONNELL (for himself and Mr. REID) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4026. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4027. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4028. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the

resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4029. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4030. Mr. ROCKEFELLER submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra.

SA 4031. Mr. ROCKEFELLER (for himself and Mr. BIDEN) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4032. Mr. REID submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4033. Mr. GREGG submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4034. Ms. COLLINS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4035. Mr. FRIST submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4036. Mr. DUBIN proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra.

SA 4037. Mr. HATCH (for Mr. LEAHY (for himself, Mr. SPECTER, and Mr. HATCH)) proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra.

SA 4038. Mr. MCCONNELL (for Mr. SHELBY (for himself and Mr. SARBANES)) proposed an amendment to the resolution S. Res. 445, supra.

SA 4039. Mr. SHELBY (for himself and Mr. SARBANES) submitted an amendment intended to be proposed by him to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4040. Mr. BINGAMAN (for Mr. DOMENICI (for himself and Mr. BINGAMAN)) proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra.

SA 4041. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 4027 submitted by Mr. NICKLES (for himself and Mr. CONRAD) and intended to be proposed to the amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, supra; which was ordered to lie on the table.

SA 4042. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 4015 submitted by Mrs. HUTCHISON and intended to be proposed to the amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S.

Res. 445, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 3986. Mr. REID (for Mr. BYRD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

At the appropriate place in Sec. 402(b) after the word "matters" insert the following: "as determined by the Senate Committee on Appropriations".

SA 3987. Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Strike section 101(b)(1) of the resolution and insert the following:

(b) JURISDICTION.—There shall be referred to the committee all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the following subjects:

(1) Department of Homeland Security, except matters relating to—

(A) the Coast Guard, the Transportation Security Administration, or the Federal Law Enforcement Training Center; and

(B) the following functions performed by any employee of the Department of Homeland Security—

(i) any customs revenue function including any function provided for in section 415 of the Homeland Security Act of 2002 (Public Law 107-296);

(ii) any commercial function or commercial operation of the Bureau of Customs and Border Protection or Bureau of Immigration and Customs Enforcement, including matters relating to trade facilitation and trade regulation; or

(iii) any other function related to clause (i) or (ii) that was exercised by the United States Customs Service on the day before the effective date of the Homeland Security Act of 2002 (Public Law 107-296).

SA 3988. Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the appropriate place in the resolution, insert the following:

SEC. . CLARIFICATION OF SENATE RULE XVI.

Notwithstanding the provisions of paragraph 2 of rule XVI of the Standing Rules of the Senate, the Committee on Appropriations shall not report an appropriation bill proposing new or general legislation or any restriction on the expenditure of the funds appropriated which proposes a limitation not authorized by law if such restriction is to take effect or cease to be effective upon the happening of a contingency, and if an appropriation bill is reported to the Senate proposing new or general legislation or any such

restriction, a point of order may be made against the bill, and if the point is sustained, the bill shall be recommitted to the Committee on Appropriations.

SA 3989. Mr. BAUCUS (for Mr. GRASSLEY (for himself and Mr. BAUCUS)) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

Strike section 101(b)(1) of the resolution and insert the following:

(b) JURISDICTION.—There shall be referred to the committee all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the following subjects:

(1) Department of Homeland Security, except matters relating to—

(A) the Coast Guard, the Transportation Security Administration, or the Federal Law Enforcement Training Center; and

(B) the following functions performed by any employee of the Department of Homeland Security—

(i) any customs revenue function including any function provided for in section 415 of the Homeland Security Act of 2002 (Public Law 107-296);

(ii) any commercial function or commercial operation of the Bureau of Customs and Border Protection or Bureau of Immigration and Customs Enforcement, including matters relating to trade facilitation and trade regulation; or

(iii) any other function related to clause (i) or (ii) that was exercised by the United States Customs Service on the day before the effective date of the Homeland Security Act of 2002 (Public Law 107-296).

SA 3990. Mr. KENNEDY (for Mr. CHAMBLISS (for himself and Mr. KENNEDY)) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the end of section 101(b)(1) insert the following: “except matters relating to the U.S. Citizenship and Immigration Service, and the immigration functions of the U.S. Customs and Border Protection, the U.S. Immigration and Customs Enforcement, and the Directorate of Border and Transportation Security.”.

SA 3991. Mr. HAGEL (for himself and Mr. CHAMBLISS) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Section 301(b) is amended by adding at the end the following: “The service of a member selected pursuant to section 2(a)(1) of S. Res. 400 (94th Congress) shall not be counted for

purposes of paragraph 4(a)(1) of rule XXV of the Standing Rules of the Senate.”.

SA 3992. Mr. CORNYN (for himself and Mr. LEAHY) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(d), insert “(1)” after “subsection (b)”.

SA 3993. Mr. CORNYN (for himself and Mr. LEAHY) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(d), insert “, except that the Committee on the Judiciary shall continue to have joint jurisdiction over government information” before the period at the end.

SA 3994. Mr. CHAMBLISS (for himself, Mr. KENNEDY, and Mr. SPECTER) proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

At the end of section 101(b)(1) insert the following: “except matters relating to the U.S. Citizenship and Immigration Service and the immigration functions of the U.S. Customs and Border Protection and the U.S. Immigration and Customs Enforcement, the Directorate of Border and Transportation Security.”.

SA 3995. Mr. BAYH (for himself, Mr. ROBERTS, Mr. WYDEN, Mrs. FEINSTEIN, Mr. MCCAIN, and Ms. SNOWE) proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

Section 201 is amended by adding at the end the following:

(i) REFERRAL.—Section 3 of S. Res. 400 is amended by—

(1) striking subsection (b); and

(2) redesignating subsections (c) and (d) as subsections (b) and (c), respectively.

SA 3996. Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101, strike subsections (b) and (c) and insert the following:

(b) JURISDICTION.—

(1) COMMITTEE.—There shall be referred to the committee all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the following subjects:

(A) Department of Homeland Security, except matters relating to the Coast Guard, the Transportation Security Administration, the Federal Law Enforcement Training Center, and the revenue functions of the Customs Service.

(B) Archives of the United States.

(C) Federal Civil Service.

(D) Government information.

(E) Intergovernmental relations.

(F) Municipal affairs of the District of Columbia, except appropriations therefor.

(G) Organization and reorganization of the executive branch of the Government.

(H) Postal Service.

(I) Status of officers and employees of the United States, including their classification, compensation, and benefits, except for retirement and pensions.

(2) OTHER COMMITTEES.—

(A) COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS.—There shall be referred to the Committee on Banking, Housing, and Urban Affairs all proposed legislation, messages, petitions, memorials, and other matters relating primarily to budget and accounting measures, other than appropriations, except as provided in the Congressional Budget Act of 1974.

(B) COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION.—There shall be referred to the Committee on Commerce, Science, and Transportation all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the census and collection of statistics, including economic and social statistics.

(C) COMMITTEE ON RULES AND ADMINISTRATION.—There shall be referred to the Committee on Rules and Administration all proposed legislation, messages, petitions, memorials, and other matters relating primarily to congressional organization.

(D) COMMITTEE ON ENERGY AND NATURAL RESOURCES.—There shall be referred to the Committee on Energy and Natural Resources all proposed legislation, messages, petitions, memorials, and other matters relating primarily to organization and management of United States nuclear export policy.

(E) COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS.—There shall be referred to the Committee on Health, Education, Labor, and Pensions all proposed legislation, messages, petitions, memorials, and other matters relating primarily to Federal workforce retirement and pension benefits.

(F) COMMITTEE ON FOREIGN RELATIONS.—There shall be referred to the Committee on Foreign Relations all proposed legislation, messages, petitions, memorials, and other matters relating primarily to studying the intergovernmental relationships between the United States and international organizations of which the United States is a member.

(c) ADDITIONAL DUTIES.—The committee shall have the duty of—

(1) receiving and examining reports of the Comptroller General of the United States and of submitting such recommendations to the Senate as it deems necessary or desirable in connection with the subject matter of such reports;

(2) studying the efficiency, economy, and effectiveness of all agencies and departments of the Government;

(3) evaluating the effects of laws enacted to reorganize the legislative and executive branches of the Government; and

(4) studying the intergovernmental relationships between the United States and the States and municipalities.

SA 3997. Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101, strike subsections (b) and (c) and insert the following:

(b) JURISDICTION.—

(1) COMMITTEE.—There shall be referred to the committee all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the following subjects:

(A) Department of Homeland Security, except matters relating to the Coast Guard, the Transportation Security Administration, the Federal Law Enforcement Training Center, and the revenue functions of the Customs Service.

(B) Archives of the United States.

(C) Federal Civil Service.

(D) Government information.

(E) Intergovernmental relations.

(F) Municipal affairs of the District of Columbia, except appropriations therefor.

(G) Organization and reorganization of the executive branch of the Government.

(H) Postal Service.

(I) Status of officers and employees of the United States, including their classification, compensation, and benefits, except for retirement and pensions.

(2) OTHER COMMITTEES.—

(A) COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS.—There shall be referred to the Committee on Banking, Housing, and Urban Affairs all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the following:

(i) Budget and accounting measures, other than appropriations, except as provided in the Congressional Budget Act of 1974.

(ii) Compliance or noncompliance of corporations, companies, or individual or other entities with the rules, regulations, and law governing the various governmental agencies.

(B) COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION.—There shall be referred to the Committee on Commerce, Science, and Transportation all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the census and collection of statistics, including economic and social statistics.

(C) COMMITTEE ON RULES AND ADMINISTRATION.—There shall be referred to the Committee on Rules and Administration all proposed legislation, messages, petitions, memorials, and other matters relating primarily to congressional organization.

(D) COMMITTEE ON ENERGY AND NATURAL RESOURCES.—There shall be referred to the Committee on Energy and Natural Resources all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the following:

(i) Organization and management of United States nuclear export policy.

(ii) Efficiency, economy, and effectiveness of all agencies and departments of the Government involved in the control and management of energy resources and relations with other oil producing and consuming countries with respect to Government involvement in the control and management of energy shortages.

(E) COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS.—There shall be referred to the Committee on Health, Education, Labor, and Pensions all proposed legislation, messages, petitions, memorials, and other matters relating primarily to Federal workforce retirement and pension benefits.

(F) COMMITTEE ON FOREIGN RELATIONS.—There shall be referred to the Committee on Foreign Relations all proposed legislation, messages, petitions, memorials, and other matters relating primarily to studying the intergovernmental relationships between the United States and international organizations of which the United States is a member.

(G) COMMITTEE ON THE JUDICIARY.—There shall be referred to the Committee on the Judiciary all proposed legislation, messages, petitions, memorials, and other matters relating primarily to the following:

(i) Syndicated or organized crime which may operate in or otherwise utilize the facilities of interstate and international commerce.

(ii) All other aspects of crime and lawlessness within the United States which have an impact upon or affect the national health, welfare, and safety.

(c) ADDITIONAL DUTIES.—The committee shall have the duty of—

(1) receiving and examining reports of the Comptroller General of the United States and of submitting such recommendations to the Senate as it deems necessary or desirable in connection with the subject matter of such reports;

(2) studying the efficiency, economy, and effectiveness of all agencies and departments of the Government;

(3) evaluating the effects of laws enacted to reorganize the legislative and executive branches of the Government; and

(4) studying the intergovernmental relationships between the United States and the States and municipalities.

SA 3998. Mr. MCCAIN submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

On page 7, between lines 20 and 21, insert the following:

SEC. 202. SENATE CONFERENCE PROCESS FOR INTELLIGENCE APPROPRIATIONS.

(a) CONFERENCE REQUIREMENT AND PROCEDURE.—

(1) IN GENERAL.—It shall not be in order for the Senate to proceed to the consideration of a bill making an intelligence appropriation unless—

(A) it is a bill that has been reported by the Committee on Appropriations;

(B) the bill has been subsequently referred to the Select Committee on Intelligence;

(C) there has been a conference between the Committees on any difference between the bill reported by the Committee on Appropriations and the bill subsequently reported by the Select Committee on Intelligence;

(E) each committee has been represented at that conference by an equal number of conferees; and

(F) the committee of conference, after full and free conference, has recommended to the Senate a bill in lieu of the bill reported by either Committee.

(2) SEQUENTIAL REFERRAL REQUIRED.—Notwithstanding any provision of the Standing

Rules of the Senate to the contrary, whenever the Committee on Appropriations reports a bill making an intelligence appropriation, that bill shall be referred to the Select Committee on Intelligence for a period of not more than 30 days (disregarding any day on which the Senate is not in session).

(3) 30-DAY PERIOD.—If the Select Committee on Intelligence does not report the bill within 30 days (disregarding any day on which the Senate is not in session) after the bill is referred to it under paragraph (2), then—

(A) the Select Committee on Intelligence shall be discharged from further consideration of the bill; and

(B) no point of order under subsection (b) shall lie against the Senate's proceeding to its consideration.

(b) ENFORCEMENT.—On a point of order made by any Senator the Senate may not proceed to the consideration of a bill making an intelligence appropriation except as provided in subsection (a).

(c) SUPERMAJORITY REQUIRED FOR WAIVER.—A point of order under subsection (b) may be waived only by a motion agreed to by the affirmative vote of three-fifths of the Senators duly chosen and sworn. If an appeal is taken from the ruling of the Presiding Officer with respect to such a point of order, the ruling of the Presiding Officer shall be sustained absent an affirmative vote of three-fifths of the Senators duly chosen and sworn.

(d) INTELLIGENCE APPROPRIATION DEFINED.—In this section, the term "intelligence appropriation" means an appropriation to provide funds for foreign or domestic intelligence operations, equipment, salaries, expenses, or other intelligence-related activities of the United States, other than an amount appropriated to the Secretary of Defense or to or for the use of an agency or office of the Department of Defense.

SA 3999. Mr. MCCAIN (for himself, Mr. LIEBERMAN, Mr. LOTT, Ms. SNOWE, and Mr. ROBERTS) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

Strike section 402 and insert the following:

SEC. 402. JURISDICTION OVER INTELLIGENCE APPROPRIATIONS.

Notwithstanding subparagraph (b) of paragraph 1 of Rule XXV of the Standing Rules of the Senate, the Select Committee on Intelligence shall have jurisdiction over all proposed legislation, messages, petitions, memorials, and other matters relating to appropriation, rescission of appropriations, and new spending authority related to funding for intelligence matters.

SA 4000. Mr. MCCAIN submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

On page 2, beginning in line 13, strike "to the Transportation Security Administration,".

SA 4001. Mr. MCCAIN submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr.

MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

On page 2, line 13, strike "Coast Guard," and insert "Coast Guard (other than functions of the Coast Guard related to homeland security),".

SA 4002. Mr. MCCAIN submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(b)(1), strike "Coast Guard, to the Transportation Security Administration," and insert "Coast Guard (other than functions of the Coast Guard related to homeland security),".

SA 4003. Mr. BINGAMAN submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(b)(1), insert after "Customs Service" the following:

" , and energy infrastructure".

SA 4004. Mr. BINGAMAN submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(b)(1), insert after "Customs Service" the following:

" , and energy infrastructure".

SA 4005. Mr. LEAHY (for himself and Mr. CORNYN) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Section 101 is amended by striking subsection (d).

SA 4006. Mr. LEAHY (for himself and Mr. CORNYN) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Section 101(b) is amended by striking paragraph (7).

SA 4007. Mr. LEAHY (for himself, Mr. HATCH, Mr. SESSIONS, Mr. SPECTER, and Mr. BIDEN) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(b)(1), after "administration," strike "and", and after "Center," insert "to the United States Secret Service,".

SA 4008. Mr. LEAHY submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the end of title I, insert the following:
SEC. 102. CLARIFICATION OF JURISDICTION.

Nothing in this resolution shall diminish the jurisdiction of the Committee on the Judiciary over matters relating to privacy and civil liberties.

SA 4009. Mr. LEAHY submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(b)(1), after "Service" insert " , the Bureau of Customs and Border Protection, the Bureau of Citizenship and Immigration Services, the Bureau of Immigration and Customs Enforcement, and matters relating to the immigration functions of the Directorate of Border and Transportation Security".

SA 4010. Mr. DURBIN submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 201, at the end of subsection (g), add the following:

"(d) Of the funds made available to the select Committee for personnel—

"(1) not more than 55 percent shall be under the control of the Chairman; and

"(2) not less than 45 percent shall be under the control of the Vice Chairman."

SA 4011. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain

restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(b), strike paragraph (10) and insert the following:

(10) Matters relating to organization and management of United States nuclear export policy shall be referred to the Committee on Energy and Natural Resources.

SA 4012. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Section 101(b) is amended by—

(1) striking paragraph (10); and

(2) adding at the end the following:

"Matters relating to organization and management of United States nuclear export policy shall be referred to the Committee on Energy and Natural Resources."

SA 4013. Mr. KYL submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

On page 7, line 4, strike " , and shall have full" and all that follows through line 6, and insert the following: " . Personal designated representatives shall have the same access to select Committee staff, information, records, and databases as select Committee staff, as determined by the Chairman and Vice Chairman."

SA 4014. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 402, strike the second sentence.

SA 4015. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 402, strike the second sentence and insert the following: "The Committee on Appropriations shall reorganize into 13 subcommittees not later than 2 weeks after the convening of the 109th Congress."

SA 4016. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr.

FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 402, strike the second sentence and insert "The Subcommittee on the Legislative Branch shall be combined with the Subcommittee on Commerce, Justice, State, and the Judiciary into 1 subcommittee."

SA 4017. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 402, strike the second sentence and insert "The Subcommittee on the Legislative Branch shall be combined with the Subcommittee on VA, HUD, and Independent Agencies into 1 subcommittee."

SA 4018. Mr. ROBERTS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

In section 201, strike subsection (h) and insert the following:

(h) NOMINEES.—S. Res. 400 is amended by adding at the end the following:

"SEC. 17. (a) The select Committee shall have final responsibility for reviewing, holding hearings, and reporting the nominations of civilian persons nominated by the President to fill all positions within the intelligence community requiring the advice and consent of the Senate.

"(b) Other committees with jurisdiction over the nominees' executive branch department may hold hearings and interviews with such persons, but only the select Committee shall report such nominations."

SA 4019. Mr. ROBERTS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

In section 201, strike subsection (g) insert the following:

(g) STAFF.—Section 15 of S. Res. 400 is amended to read as follows:

"SEC. 15. (a) In addition to other committee staff selected by the select Committee, the select Committee shall hire or appoint one employee for each member of the select Committee to serve as such Member's designated representative on the select Committee. The select Committee shall only hire or appoint an employee chosen by the respective Member of the select Committee for whom the employee will serve as the designated representative on the select Committee.

"(b) The select Committee shall be afforded a supplement to its budget, to be determined by the Committee on Rules and Administration, to allow for the hire of each

employee who fills the position of designated representative to the select Committee. The designated representative shall have office space and appropriate office equipment in the select Committee spaces. Designated personal representatives shall have the same access to Committee staff, information, records, and databases as select Committee staff, as determined by the Chairman and Vice Chairman.

"(c) The designated employee shall meet all the requirements of relevant statutes, Senate rules, and committee security clearance requirements for employment by the select Committee."

SA 4020. Mr. ROBERTS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 201, add at the end the following:

(i) ELIMINATION OF REFERRAL.—

(1) REFERRAL.—Section 3 of S. Res. 400 is amended by—

(A) striking subsection (b); and
(B) redesignating subsections (c) and (d) as subsections (b) and (c), respectively.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on the date of adoption of this resolution.

SA 4021. Mr. BIDEN (for himself and Mr. LUGAR) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

On page 5, after line 3, insert the following:

"(C) The Chairman and Ranking Member of the Committee on Foreign Relations (if not already a member of the select Committee) shall be ex officio members of the select Committee but shall have no vote in the Committee and shall not be counted for purposes of determining a quorum."

SA 4022. Mr. LOTT submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the appropriate place insert the following:

SEC. . JOINT REFERRAL.

(a) When the Senate receives from the House a bill making an intelligence appropriation the bill then be jointly referred to the Committee on Appropriations and the Select Committee on Intelligence;

(b) If the Committee on Appropriations reports a bill making an intelligence appropriation the bill then will be jointly referred to the Committee on Appropriations and the Select Committee on Intelligence;

SEC. . POINT OF ORDER.

(a) IN GENERAL.—It shall not be in order for the Senate to proceed to the consideration of a bill making intelligence appropriation unless it has been referred to the Com-

mittee on Appropriations and the Select Committee on Intelligence;

(b) SUPERMAJORITY REQUIRED FOR WAIVER.—A point of order under subsection (a) of this section may be waived only by a motion to proceed which is agreed to by the affirmative vote of three-fifths of the Senators duly chosen and sworn.

SEC. . INTELLIGENCE APPROPRIATIONS.

DEFINED.—The term "intelligence appropriation" means an appropriation to provide funds for foreign or domestic intelligence operations, equipment, salaries, expenses, or other intelligence-related activities of the United States.

SA 4023. Mr. HATCH submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the end of title I, insert the following:

SEC. 102. CLARIFICATION OF JURISDICTION.

Nothing in this resolution shall be construed to grant the Committee on Homeland Security and Governmental Affairs primary jurisdiction over any federal governmental entity whose primary responsibility is enforcement of Title 18, including the Department of Justice, Federal bureau of Investigation, or other criminal law enforcement entity currently under the jurisdiction of the Committee on the Judiciary unless otherwise modified by this resolution.

SA 4024. Mr. HATCH submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the end of title I, insert the following:

SEC. 102. CLARIFICATION OF JURISDICTION.

Nothing in this resolution shall diminish the primary jurisdiction of the Committee on the Judiciary over matters relating to the administration of justice, including the criminal law and law enforcement entities including the Department of Justice and the Federal Bureau of Investigation.

SA 4025. Mr. MCCONNELL (for himself and Mr. REID) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In lieu of the matter proposed to be inserted, insert the following:

SEC. 100. PURPOSE.

It is the purpose of titles I through V of this resolution to improve the effectiveness of the Senate Select Committee on Intelligence, especially with regard to its oversight of the Intelligence Community of the United States Government, and to improve the Senate's oversight of homeland security.

TITLE I—HOMELAND SECURITY OVERSIGHT REFORM

SEC. 101. HOMELAND SECURITY.

(a) COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS.—The Committee on Governmental Affairs is renamed as the Committee on Homeland Security and Governmental Affairs.

(b) JURISDICTION.—There shall be referred to the committee all proposed legislation, messages, petitions, memorials, and other matters relating to the following subjects:

(1) Department of Homeland Security, except matters relating to the Coast Guard, the Transportation Security Administration, the Federal Law Enforcement Training Center, and the revenue functions of the Customs Service.

(2) Archives of the United States.

(3) Budget and accounting measures, other than appropriations, except as provided in the Congressional Budget Act of 1974.

(4) Census and collection of statistics, including economic and social statistics.

(5) Congressional organization, except for any part of the matter that amends the rules or orders of the Senate.

(6) Federal Civil Service.

(7) Government information.

(8) Intergovernmental relations.

(9) Municipal affairs of the District of Columbia, except appropriations therefor.

(10) Organization and management of United States nuclear export policy.

(11) Organization and reorganization of the executive branch of the Government.

(12) Postal Service.

(13) Status of officers and employees of the United States, including their classification, compensation, and benefits.

(c) ADDITIONAL DUTIES.—The committee shall have the duty of—

(1) receiving and examining reports of the Comptroller General of the United States and of submitting such recommendations to the Senate as it deems necessary or desirable in connection with the subject matter of such reports;

(2) studying the efficiency, economy, and effectiveness of all agencies and departments of the Government;

(3) evaluating the effects of laws enacted to reorganize the legislative and executive branches of the Government; and

(4) studying the intergovernmental relationships between the United States and the States and municipalities, and between the United States and international organizations of which the United States is a member.

(d) JURISDICTION OF SENATE COMMITTEES.—The jurisdiction of the Committee on Homeland Security and Governmental Affairs provided in subsection (b)(1) shall supersede the jurisdiction of any other committee of the Senate provided in the rules of the Senate.

TITLE II—INTELLIGENCE OVERSIGHT REFORM

SEC. 201. INTELLIGENCE OVERSIGHT.

(a) COMMITTEE ON ARMED SERVICES MEMBERSHIP.—Section 2(a)(3) of Senate Resolution 400, agreed to May 19, 1976 (94th Congress) (referred to in this section as “S. Res. 400”) is amended by—

(1) inserting “(A)” after “(3)”; and

(2) inserting at the end the following:

“(B) The Chairman and Ranking Member of the Committee on Armed Services (if not already a member of the select Committee) shall be ex officio members of the select Committee but shall have no vote in the Committee and shall not be counted for purposes of determining a quorum.”

(b) NUMBER OF MEMBERS.—Section 2(a) of S. Res. 400 is amended—

(1) in paragraph (1), by inserting “not to exceed” before “fifteen members”;

(2) in paragraph (1)(E), by inserting “not to exceed” before “seven”; and

(3) in paragraph (2), by striking the second sentence and inserting “Of any members appointed under paragraph (1)(E), the majority leader shall appoint the majority members and the minority leader shall appoint the minority members, with the majority having a one vote margin.”

(c) ELIMINATION OF TERM LIMITS.—Section 2 of Senate Resolution 400, 94th Congress, agreed to May 19, 1976, is amended by striking subsection (b) and by redesignating subsection (c) as subsection (b).

(d) APPOINTMENT OF CHAIRMAN AND VICE CHAIRMAN.—Section 2(b) of S. Res. 400, as redesignated by subsection (c) of this section, is amended by striking the first sentence and inserting the following: “At the beginning of each Congress, the Majority Leader of the Senate shall select a chairman of the select Committee and the Minority Leader shall select a vice chairman for the select Committee.”

(e) SUBCOMMITTEES.—Section 2 of S. Res. 400, as amended by subsections (a) through (d), is amended by adding at the end the following:

“(c) The select Committee may be organized into subcommittees. Each subcommittee shall have a chairman and a vice chairman who are selected by the Chairman and Vice Chairman of the select Committee, respectively.”

(f) REPORTS.—Section 4(a) of S. Res. 400 is amended by inserting “, but not less than quarterly,” after “periodic”.

(g) STAFF.—Section 15 of S. Res. 400 is amended to read as follows:

“SEC. 15. (a) The select Committee shall hire or appoint one employee for each member of the select Committee to serve as such Member’s designated representative on the select Committee. The select Committee shall only hire or appoint an employee chosen by the respective Member of the select Committee for whom the employee will serve as the designated representative on the select Committee.

“(b) The select Committee shall be afforded a supplement to its budget, to be determined by the Committee on Rules and Administration, to allow for the hire of each employee who fills the position of designated representative to the select Committee. The designated representative shall have office space and appropriate office equipment in the select Committee spaces, and shall have full access to select Committee staff, information, records, and databases.

“(c) The designated employee shall meet all the requirements of relevant statutes, Senate rules, and committee clearance requirements for employment by the select Committee.”

(h) NOMINEES.—S. Res. 400 is amended by adding at the end the following:

“SEC. 17. (a) The select Committee shall have jurisdiction for reviewing, holding hearings, and voting on civilian persons nominated by the President to fill a position within the intelligence community that requires the advice and consent of the Senate.

“(b) Other committees with jurisdiction over the nominees’ executive branch department may hold hearings and interviews with that person.”

TITLE III—COMMITTEE STATUS

SEC. 301. COMMITTEE STATUS.

(a) HOMELAND SECURITY.—The Committee on Homeland Security and Governmental Affairs shall be treated as the Committee on Governmental Affairs listed under paragraph 2 of rule XXV of the Standing Rules of the Senate for purposes of the Standing Rules of the Senate.

(b) INTELLIGENCE.—The Select Committee on Intelligence shall be treated as a com-

mittee listed under paragraph 2 of rule XXV of the Standing Rules of the Senate for purposes of the Standing Rules of the Senate.

TITLE IV—INTELLIGENCE-RELATED SUBCOMMITTEES

SEC. 401. SUBCOMMITTEE RELATED TO INTELLIGENCE OVERSIGHT.

(a) ESTABLISHMENT.—There is established in the Select Committee on Intelligence a Subcommittee on Oversight which shall be in addition to any other subcommittee established by the select Committee.

(b) RESPONSIBILITY.—The Subcommittee on Oversight shall be responsible for ongoing oversight of intelligence activities.

SEC. 402. SUBCOMMITTEE RELATED TO INTELLIGENCE APPROPRIATIONS.

(a) ESTABLISHMENT.—There is established in the Committee on Appropriations a Subcommittee on Intelligence. The Subcommittee on Military Construction shall be combined with the Subcommittee on Defense into 1 subcommittee.

(b) JURISDICTION.—The Subcommittee on Intelligence of the Committee on Appropriations shall have jurisdiction over funding for intelligence matters.

TITLE V—EFFECTIVE DATE

SEC. 501. EFFECTIVE DATE.

This resolution shall take effect on the convening of the 109th Congress.

SA 4026. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the end of Section 101, insert the following:

“(e) JURISDICTION OF BUDGET COMMITTEE.—Notwithstanding paragraph (b)(3) of this section, the Committee on the Budget shall have exclusive jurisdiction over measures affecting the congressional budget process, including:

(1) the functions, duties, and powers of the Budget Committee;

(2) the functions, duties, and powers of the Congressional Budget Office;

(3) the process by which Congress annually establishes the appropriate levels of budget authority, outlays, revenues, deficits or surpluses, and public debt—including subdivisions thereof—and including the establishment of mandatory ceilings on spending and appropriations, a floor on revenues, timetables for congressional action on concurrent resolutions, on the reporting of authorization bills, and on the enactment of appropriation bills, and enforcement mechanisms for budgetary limits and timetables;

(4) the limiting of backdoor spending devices;

(5) the timetables of Presidential submission of appropriations and authorization requests;

(6) the definitions of what constitutes impoundment—such as “rescissions” and “deferrals”;

(7) the process and determination by which impoundments must be reported to and considered by Congress;

(8) the mechanisms to insure Executive compliance with the provisions of the Impoundment Control Act, title X—such as GAO review and lawsuits; and

(9) the provisions which affect the content or determination of amounts included in or excluded from the congressional budget or

the calculation of such amounts, including the definition of terms provided by the Budget Act.

“(f) OMB NOMINEES.—The Committee on the Budget and the Governmental Affairs Committee shall have joint jurisdiction over reviewing, holding hearings, and voting on persons nominated by the President to fill positions within the Office of Management and Budget that require the advice and consent of the Senate, and if one committee acts on such a nomination, the other must act within 30 calendar days of continuous possession, or be automatically discharged.

SA 4027. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence, which was ordered to lie on the table; as follows:

At the end of Section 101, insert the following:

“(e) JURISDICTION OF BUDGET COMMITTEE.—Notwithstanding paragraph (b)(3) of this section, the Committee on the Budget shall have exclusive jurisdiction over measures affecting the congressional budget process, including:

(1) the functions, duties, and power of the Budget Committee;

(2) the function, duties, and powers of the Congressional Budget Office;

(3) the process by which Congress annually establishes the appropriate levels of budget authority, outlays, revenues, deficits or surpluses, and public debt—including subdivisions thereof—and including the establishment of mandatory ceilings on spending and appropriations, a floor on revenues, timetables for congressional action on concurrent resolutions, on the reporting of authorization bills, and on the enactment of appropriation bills, and enforcement mechanisms for budgetary limits and timetables;

(4) the limiting of backdoor spending devices;

(5) the timetables for Presidential submission of appropriations and authorization requests;

(6) the definitions of what constitutes impoundment—such as “rescissions” and “deferrals”;

(7) the process and determination by which impoundments must be reported to and considered by Congress;

(8) the mechanisms to insure Executive compliance with the provisions of the Impoundment Control Act, title X—such as GAO review and lawsuits; and

(9) the provisions which affect the content or determination of amounts included in or excluded from the congressional budget or the calculation of such amounts, including the definition of terms provided by the Budget Act.”

SA 4028. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In Section 101(b), strike paragraph (3), and insert in its place the following:

“(3) Management and accounting measures; and the Committee on the Budget and the Governmental Affairs Committee shall have joint jurisdiction over reviewing, holding hearings, and voting on persons nominated by the President to fill positions within the Office of Management and Budget that require the advice and consent of the Senate, and if one committee acts on such a nomination, the other must act within 30 calendar days of continuous possession, or be automatically discharged.”

SA 4029. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In Section 101(b), strike paragraph (3), and insert in its place the following:

“(3) Management and accounting measures.”

SA 4030. Mr. ROCKEFELLER submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

At the end of section 201, insert the following:

(i) JURISDICTION.—Section 3(b) of S. Res. 400 is amended to read as follows:

“(b)(1) Any proposed legislation reported by the select Committee except any legislative involving matters specified in paragraph (1) or (4)(A) of subsection (a), containing any legislative actions or budgetary provisions directly affecting any agencies, departments, activities, or programs of the United States Government within the jurisdiction of any standing committee shall, at the request of the chairman of such standing committee, be referred to such standing committee for its consideration of such matter and be reported to the Senate by such standing committee within 10 days after the day on which such proposed legislation, in its entirety and including annexes, is referred to such standing committee; and any proposed legislation reported by any committee, other than the select Committee, which contains any legislative involving matters specified in clause (i) or paragraph (4)(A) of subsection (a), containing any legislative actions or budgetary provisions directly affecting any agencies, departments, activities, or programs of the United States Government within the jurisdiction of the select Committee shall, at the request of the chairman of the select Committee, be referred to the select Committee for its consideration of such matter and be reported to the Senate by the select Committee within 10 days after the day on which such proposed legislation, in its entirety and including annexes, is referred to such committee.

“(2) In any case in which a committee fails to report any proposed legislation referred to it within the time limit prescribed in this subsection, such Committee shall be automatically discharged from further consideration of such proposed legislation on the 10th day following the day on which such proposed legislation is referred to such committee unless the Senate provides otherwise.

“(3) In computing any 10-day period under this subsection there shall be excluded from such computation any days on which the Senate is not the session.

“(4) The reporting and referral processes outlined in this subsection shall be conducted in strict accordance with the Standing Rules of the Senate. In accordance with such rules, committees to which legislation is referred are not permitted to make changes or alterations to the text of the referred bill and its annexes, but may propose changes or alterations to the same in the form of amendments.”

SA 4031. Mr. ROCKEFELLER (for himself and Mr. BIDEN) submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

On page 6, line 11, of the amendment, strike “quarterly” and insert “annual”.

SA 4032. Mr. REID submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 201, strike subsection (a) and insert the following:

(a) EX OFFICIO MEMBERSHIP.—Section 2(a)(3) of Senate Resolution 400 is amended by—

(1) inserting “(A)” after “(3)”; and

(2) inserting at the end the following:

“(B) The Chairman and Ranking Member of the Committee on Armed Services and the Committee on Foreign Relations (if not already a member of the select Committee) shall be ex officio members of the select Committee but shall have no vote in the select Committee and shall not be counted for purposes of determining a quorum.”

SA 4033. Mr. GREGG submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Strike section 101(b)(1) of the resolution and insert the following:

(b) JURISDICTION.—There shall be referred to the committee all proposed legislation, messages, petitions, memorials, and other matters relating to the following subjects:

(1) Department of Homeland Security except matters relating to—

(A) the Coast Guard, the Transportation Security Administration, the Federal Law Enforcement Training Center, the revenue functions of the Customs Service,

(B) the Strategic National Stockpile as authorized by section 319F-2 of the Public Health Service Act,

(C) the National Disaster Medical System as authorized by section 2811(b) of the Public Health Service Act, and

(D) the office of the Assistant Secretary for Public Health Emergency Preparedness (ASPHEP) as authorized by section 2811(a) of the Public Health Service Act.

SA 4034. Ms. COLLINS submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

In section 101(b), strike paragraph (1) and insert the following:

(1) Department of Homeland Security, except matters relating to the functions of the Coast Guard not related to homeland security, the Federal Law Enforcement Training Center, and the revenue functions of the Customs Service.

SA 4035. Mr. FRIST submitted an amendment intended to be proposed to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the end of section 201, insert the following:

(1) SECURITY PROCEDURES.—Section 7 of S. Res. 400 is amended to read as follows:

“SEC. 7. (a) At the beginning of each Congress, the select Committee also shall formulate and carry out such rules and procedures as it deems necessary to prevent the disclosure, without the consent of the person or persons concerned, of information in the possession of such committee which unduly infringes upon the privacy or which violates the constitutional rights of such person or persons. The rules and procedures of the select Committee shall be formulated jointly with the Office of Senate Security and shall be subject to the approval of that office.

“(b) The select Committee shall inform the Office of Senate Security not later than 30 days prior to making any changes to the rules and procedures of the select Committee, which shall be contingent upon the approval of the Office of Senate Security.

“(c) Nothing in this section shall be construed to prevent such committee from publicly disclosing any such information in any case in which such committee determines the national interest in the disclosure of such information clearly outweighs any infringement on the privacy of any person or persons.”

(j) PUBLIC DISCLOSURE.—Section 8 of S. Res. 400 is amended—

(1) in subsection (b)—

(A) in paragraph (1), by striking “shall notify the President of such vote” and inserting “shall—

“(A) first, notify the Majority Leader and Majority Leader of the Senate of such vote; and

“(B) second, notify the President of such vote.”;

(B) in paragraph (2), by striking “transmitted to the President” and inserting “transmitted to the Majority Leader and the Minority Leader and the President”; and

(C) by amending paragraph (3) to read as follows:

“(3) If the President, personally, in writing, notifies the majority leader of the Senate or select committee of his objections to

the disclosure of such information as provided in paragraph (2), such the majority leader of the committee may, refer to the question of the disclosure of such information to the Senate for consideration. The committee shall not publicly disclose such information without leave of the Senate.”;

(2) by redesignating subsections (d) and (e) as subsections (e) and (f) and inserting after subsection (c) the following:

“(d) Any known or possible loss or compromise of classified material which comes to the attention of the Select Committee or its personnel shall be immediately reported to the Office of Senate Security. The Office of Senate Security shall investigate the reported incident in accordance with the procedures set forth in the Senate Security Manual, and shall report the results of said investigation to the Committee and to the Joint Leadership.”;

(3) in subsection (e), as redesignated by paragraph (2) (old (d)), by striking “Senate Select Committee on Ethics” and inserting “Office of Senate Security”; and

(4) in subsection (f), as redesignated by paragraph (2) (old (e)), is amended to read as follows:

“(f) Upon the request of any person who is subject to any such investigation, the Office of Senate Security shall release to such individual at the conclusion of its investigation a summary of its investigation together with its findings. If, at the conclusion of its investigation, the Office of Senate Security determines that there has been a breach of confidentiality or unauthorized disclosure by a Member, officer, or employee of the Senate, it shall report its findings to the majority leader and minority leader of the Senate.”.

SA 4036. Mr. DURBIN proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

In section 201, at the end of subsection (g), add the following:

“(d) Of the funds made available to the select Committee for personnel—

“(1) not more than 55 percent shall be under the control of the Chairman; and

“(2) not less than 45 percent shall be under the control of the Vice Chairman.”.

SA 4037. Mr. HATCH (for Mr. LEAHY (for himself, Mr. SPECTER, and Mr. HATCH)) proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

In section 101(b)(1), after “Service” insert “, and the Secret Service”.

SA 4038. Mr. MCCONNELL (for Mr. SHELBY (for himself and Mr. SARBANES)) proposed an amendment to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

At the appropriate place, insert the following:

“Provided, That the jurisdiction provided under section 101(b)(1) shall not include the National Flood Insurance Act of 1968, or functions of the Federal Emergency Management Agency related thereto.”.

SA 4039. Mr. SHELBY (for himself and Mr. SARBANES) submitted an amendment intended to be proposed by him to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

At the appropriate place insert the following: “Provided, That the jurisdiction provided under section 101(b)(1) shall not include the Currency and Financial Transaction Reporting Act.

SA 4040. Mr. BINGAMAN (for Mr. DOMENICI (for himself and Mr. BINGAMAN)) proposed an amendment to amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; as follows:

Section 101(b) is amended by—

(1) striking paragraph (10); and

(2) adding at the end the following:

“Matters relating to organization and management of United States nuclear export policy (except programs in the Homeland Security) shall be referred to the Committee on Energy and Natural Resources.”.

SA 4041. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 4027 submitted by Mr. NICKLES (for himself and Mr. CONRAD) and intended to be proposed to the amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Strike all after the first word, and insert the following:

JURISDICTION OF BUDGET COMMITTEE.—Notwithstanding paragraph (b)(3) of this section, and except as otherwise provided in the Congressional Budget Act of 1974, the Committee on the Budget shall have exclusive jurisdiction over measures affecting the congressional budget process, which are:

(1) the functions, duties, and powers of the Budget Committee;

(2) the functions, duties, and powers of the Congressional budget Office;

(3) the process by which Congress annually establishes the appropriate levels of budget authority, outlays, revenues, deficits or surpluses, and public debt—including subdivisions thereof—and including the establishment of mandatory ceilings on spending and appropriations, a floor on revenues, timetables for congressional action on concurrent resolutions, on the reporting of authorization bills, and on the enactment of appropriation bills, and enforcement mechanisms for budgetary limits and timetables;

(4) the limiting of backdoor spending devices;

(5) the timetables for Presidential submission of appropriations and authorization requests;

(6) the definitions of what constitutes impoundment—such as “rescissions” and “deferments”;

(7) the process and determination by which impoundments must be reported to and considered by Congress;

(8) the mechanisms to insure Executive compliance with the provisions of the Impoundment Control Act, title X—such as GAO review and lawsuits; and

(9) the provisions which affect the content or determination of amounts included in our excluded from the congressional budget or the calculation of such amounts, including the definition of terms provided by the Budget Act.

(f) OMB NOMINEES.—the Committee on the Budget and the Governmental Affairs Committee shall have joint jurisdiction over the nominations of persons nominated by the President to fill the positions of Director and Deputy Director for Budget within the Office of Management and Budget, and if one committee votes to order reported such a nomination, the other must report within 30 calendar days session, or be automatically discharged.

SA 4042. Mrs. HUTCHISON submitted an amendment intended to be proposed to amendment SA 4015 submitted by Mrs. HUTCHISON and intended to be proposed to the amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Strike “not later than 2 weeks” and insert “as soon as possible”.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. MCCONNELL. 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 October 7, 2004, at a time to be determined, for the purposes of conducting a vote on pending committee business.

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

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Commerce, Science, and Transportation Committee be authorized to meet on Thursday, October 7, 2004, at 9:30 a.m., on the Effect of Federal Bankruptcy and Pension Policy on the Financial Situation of the Airlines.

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

COMMITTEE ON THE JUDICIARY

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Thursday, October 7, 2004 in Dirksen Senate Office Room 226.

Agenda:

I. Nominations: Claude A. Allen to be U.S. Circuit Judge for the Fourth Circuit and Robert Cramer Balfe to be U.S. Attorney for the Western District of Arkansas.

II. Legislation: S. 2396, Federal Courts Improvement Act of 2004,

Hatch, Leahy, Chambliss, Durbin, Schumer; S. 2204, A bill to provide criminal penalties for false information and hoaxes relating to terrorism Act of 2004, Hatch, Schumer, Cornyn, Feinstein, DeWine; S. 1860, A bill to reauthorize the Office of National Drug Control Policy Act of 2003, Hatch, Biden, Grassley; S. 2560, A bill to amend chapter 5 of title 17, United States Code, relating to inducement of copyright infringement, and for other purposes Act 2004, Hatch, Leahy, Graham; S.J. Res. 23, A joint resolution proposing an amendment to the Constitution of the United States providing for the event that one-fourth of the members of either the House of Representatives or the Senate are killed or incapacitated Act of 2003, Cornyn, Chambliss; S. 2373, A bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names Act of 2004, Domenici, Graham, Sessions; S. 2863, A bill to reauthorize the Department of Justice Act of 2004, Hatch, Leahy, DeWine, Schumer; H.R. 2391, To amend title 35, United States Code, to promote cooperative research involving universities, the public sector, and private enterprises Act of 2003, Smith—TX; S. 2760, A bill to limit and expedite Federal collateral review of convictions for killing a public safety officer Act of 2004, Kyl, Hatch, Craig, Cornyn, Sessions, Chambliss; S. 1297, A bill to amend title 28, United State Code, with respect to the jurisdiction of Federal courts inferior to the Supreme Court over certain cases and controversies involving the Pledge of Allegiance to the Flag Act of 2003, Hatch, Talent, Kyl; S. 2302, A bill to improve access to physicians in medically underserved areas Act of 2004, Conrad, Feingold, Kennedy, Schumer, DeWine, Kohl; S. 989, A bill to provide death and disability benefits for aerial firefighters who work on a contract basis for a public agency and suffer death or disability in the line of duty, and for other purposes Act of 2003, Enzi, Reid; S. 1728, Terrorism Victim Compensation Equity Act of 2003, Specter, Leahy, Schumer; S. 1740, Anthrax Victims Fund Fairness Act of 2003, Leahy, Feingold; S. 549, A bill to amend the September 11th Victim Compensation Fund of 2001 (49 U.S.C. 40101 note; Public Law 107-42) to provide compensation for victims killed in the bombing of the World Trade Center in 1993, and for other purposes Act of 2003, Schumer; and S. 2268, Private Bill; A bill for the relief of Griselda Lopez Negrete, Graham—SC.

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

PRIVILEGES OF THE FLOOR

Mr. GRASSLEY. Mr. President, I ask unanimous consent that Wade Glover, a member of my Finance Committee staff, be granted the privileges of the floor during today's session.

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

Mr. HATCH. Mr. President, I ask unanimous consent that Paul Kovac, a detailee from the Department of Justice, and Nicholas Rossi, a detailee from the Federal Bureau of Investigation, be granted the privilege of the floor for the remainder of the 108th session.

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

MEASURE READ THE FIRST TIME—S. 2938

Mr. MCCONNELL. I understand there is a bill at the desk, and I ask for its first reading.

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

The legislative clerk read as follows:

A bill (S. 2938) to grant a Federal charter to the National American Indian Veterans, Incorporated.

Mr. MCCONNELL. I now ask for its second reading, and in order to place the bill on the calendar under the provisions of rule XIV, I object to my own request.

The PRESIDING OFFICER. Objection is heard. The bill will receive its second reading on the next legislative day.

APPOINTMENTS

The PRESIDING OFFICER. The Chair on behalf of the Vice President, in accordance with 22 U.S.C. 1928a-1928d, as amended, appoints the following Senators as members of the Senate Delegation to the NATO Parliamentary Assembly during the Second Session of the 108th Congress: Senator PATRICK LEAHY of Vermont and Senator DIANE FEINSTEIN of California.

The Chair, on behalf of the majority leader, after consultation with the Democratic leader, pursuant to Public Law 93-415, as amended by Public Law 102-586, appoints the following individuals to serve as members of the Coordinating Council on Juvenile Justice and Delinquency Prevention: The Honorable Steven H. Jones of Tennessee, Mr. Bill Gibbons of Tennessee and, Mr. Larry K. Brendtro of South Dakota.

ORDERS FOR FRIDAY, OCTOBER 8, 2004

Mr. MCCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9 a.m. tomorrow, Friday, October 8. I further ask that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved; provided further, that the Senate then immediately proceed to the consideration of the conference report to accompany H.R. 4520, the FSC/ETI JOBS bill, provided it is available. I further ask unanimous consent that the majority leader then be recognized in order to file a cloture motion on the conference report. I further ask unanimous