

SA 2709. Mr. PRYOR submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, supra; which was ordered to lie on the table.

SA 2710. Mr. DASCHLE (for himself, Mr. ROCKEFELLER, Mr. SARBANES, Mr. BINGAMAN, Mrs. CLINTON, Ms. CANTWELL, Mrs. BOXER, Mr. FEINGOLD, Mr. REID, Mrs. LINCOLN, Mr. DORGAN, Mr. GRAHAM of Florida, Mr. LEAHY, Mr. JOHNSON, Mr. KERRY, Mr. LIEBERMAN, and Mr. CORZINE) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2711. Mr. SMITH (for himself, Mr. ROCKEFELLER, Mrs. LINCOLN, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the bill H.R. 4, to reauthorize and improve the program of block grants to States for temporary assistance for needy families, improve access to quality child care, and for other purposes; which was ordered to lie on the table.

SA 2712. Mr. DORGAN submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table.

SA 2713. Ms. CANTWELL submitted an amendment intended to be proposed by her to the concurrent resolution S. Con. Res. 95, supra; which was ordered to lie on the table.

SA 2714. Mr. VOINOVICH submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, supra; which was ordered to lie on the table.

SA 2715. Mr. DEWINE (for himself, Mr. NELSON of Florida, and Mr. COLEMAN) submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, supra; which was ordered to lie on the table.

SA 2716. Mr. SANTORUM submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, supra; which was ordered to lie on the table.

SA 2717. Mr. WYDEN (for himself, Mr. JOHNSON, Mrs. FEINSTEIN, Mr. DASCHLE, Mr. BINGAMAN, and Mr. DORGAN) submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, supra; which was ordered to lie on the table.

SA 2718. Mr. SCHUMER (for himself, Mr. GRAHAM of South Carolina, Mr. DURBIN, Mr. SPECTER, Ms. STABENOW, Mr. DASCHLE, Mr. KOHL, Mr. LEVIN, and Mrs. CLINTON) submitted an amendment intended to be proposed by him to the bill S. 1637, to amend the Internal Revenue Code of 1986 to comply with the World Trade Organization rulings on the FSC/ETI benefit in a manner that preserves jobs and production activities in the United States, to reform and simplify the international taxation rules of the United States, and for other purposes; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 2703.** Mr. LAUTENBERG (for himself, Mrs. BOXER, Mr. JEFFORDS, and Mr. CORZINE) submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 3, line 9, increase the amount by \$1,501,000,000.

On page 3, line 10, increase the amount by \$1,629,000,000.

On page 3, line 11, increase the amount by \$1,696,000,000.

On page 3, line 12, increase the amount by \$1,735,000,000.

On page 3, line 13, increase the amount by \$1,754,000,000.

On page 3, line 17, increase the amount by \$1,501,000,000.

On page 3, line 18, increase the amount by \$1,629,000,000.

On page 3, line 19, increase the amount by \$1,696,000,000.

On page 3, line 20, increase the amount by \$1,735,000,000.

On page 3, line 21, increase the amount by \$1,754,000,000.

On page 4, line 20, increase the amount by \$1,501,000,000.

On page 4, line 21, increase the amount by \$1,629,000,000.

On page 4, line 22, increase the amount by \$1,696,000,000.

On page 4, line 23, increase the amount by \$1,735,000,000.

On page 4, line 24, increase the amount by \$1,754,000,000.

On page 5, line 3, decrease the amount by \$1,501,000,000.

On page 5, line 4, decrease the amount by \$3,130,000,000.

On page 5, line 5, decrease the amount by \$4,826,000,000.

On page 5, line 6, decrease the amount by \$6,561,000,000.

On page 5, line 7, decrease the amount by \$8,315,000,000.

On page 5, line 11, decrease the amount by \$1,501,000,000.

On page 5, line 12, decrease the amount by \$3,130,000,000.

On page 5, line 13, decrease the amount by \$4,826,000,000.

On page 5, line 14, decrease the amount by \$6,561,000,000.

On page 5, line 15, decrease the amount by \$8,315,000,000.

On page 25, line 8, decrease the amount by \$1,501,000,000.

**SA 2704.** Mr. CONRAD proposed an amendment to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; as follows:

At the end of title IV, insert the following:  
**SEC. \_\_\_\_ . POINT OF ORDER TO PROTECT SOCIAL SECURITY FIRST.**

(a) **POINT OF ORDER IN THE SENATE.**—It shall not be in order in the Senate to consider any direct spending or revenue legislation that would increase the on-budget deficit in any fiscal year until the budget is balanced without Social Security.

(b) **SUPERMAJORITY WAIVER AND APPEAL.**—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

**SA 2705.** Mr. VOINOVICH submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### **SEC. \_\_\_\_ . BALANCED BUDGET POINT OF ORDER.**

(a) **IN GENERAL.**—Except as provided in subsection (b), it shall not be in order in the Senate to consider any bill or resolution (or any amendment, motion, or conference report on that bill or resolution) that would result in an on budget deficit larger than—

- (1) in fiscal year 2004, \$639,000,000,000;
- (2) in fiscal year 2005, \$575,000,000,000;
- (3) in fiscal year 2006, \$511,000,000,000;
- (4) in fiscal year 2007, \$447,000,000,000;
- (5) in fiscal year 2008, \$383,000,000,000;
- (6) in fiscal year 2009, \$319,000,000,000;
- (7) in fiscal year 2010, \$255,000,000,000;
- (8) in fiscal year 2011, \$191,000,000,000;
- (9) in fiscal year 2012, \$127,000,000,000;
- (10) in fiscal year 2013, \$63,000,000,000; and
- (11) in fiscal year 2015, \$0.

(b) **EXCEPTION.**—Subsection (a) shall not apply if—(1) the President has declared a state of national emergency; or (2) the economy is in recession, defined as 3 consecutive quarters of negative growth in Gross Domestic Product.

(c) **SUPERMAJORITY.**—(1) **WAIVER.**—This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEALS.**—Appeals in the Senate from the decisions of the Chair relating to any provision of this section shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(d) **EXERCISE OF RULEMAKING POWERS.**—Congress adopts the provisions of this section—(1) as an exercise of the rulemaking power of the Senate and the House of Representatives, respectively, and as such they shall be considered as part of the rules of each house, or of that house to which they specifically apply, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and (2) with full recognition of the constitutional right of either house to change those rules (so far as they relate to that house) at any time, in the same manner, and to the same extent as in the case of any other rule of that house.

**SA 2706.** Mr. BIDEN (for himself, Mr. LEAHY, Mrs. FEINSTEIN, and Mr. SCHUMER) submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 3, line 9, increase the amount by \$300,000,000.

On page 3, line 10, increase the amount by \$572,000,000.

On page 3, line 11, increase the amount by \$470,000,000.

On page 3, line 12, increase the amount by \$580,000,000.

On page 3, line 13, increase the amount by \$78,000,000.

On page 3, line 17, increase the amount by \$300,000,000.

On page 3, line 18, increase the amount by \$572,000,000.

On page 3, line 19, increase the amount by \$470,000,000.

On page 3, line 20, increase the amount by \$580,000,000.

On page 3, line 21, increase the amount by \$78,000,000.

On page 4, line 4, increase the amount by \$1,000,000,000.

On page 4, line 12, increase the amount by \$150,000,000.

On page 4, line 13, increase the amount by \$286,000,000.

On page 4, line 14, increase the amount by \$235,000,000.

On page 4, line 15, increase the amount by \$290,000,000.

On page 4, line 16, increase the amount by \$39,000,000.

On page 4, line 2, increase the amount by \$150,000,000.

On page 4, line 21, increase the amount by \$286,000,000.

On page 4, line 22, increase the amount by \$235,000,000.

On page 4, line 23, increase the amount by \$290,000,000.

On page 4, line 24, increase the amount by \$39,000,000.

On page 5, line 3, decrease the amount by \$150,000,000.

On page 5, line 4, decrease the amount by \$436,000,000.

On page 5, line 5, decrease the amount by \$671,000,000.

On page 5, line 6, decrease the amount by \$961,000,000.

On page 5, line 7, decrease the amount by \$1,000,000,000.

On page 5, line 11, decrease the amount by \$150,000,000.

On page 5, line 12, decrease the amount by \$436,000,000.

On page 5, line 13, decrease the amount by \$671,000,000.

On page 5, line 14, decrease the amount by \$961,000,000.

On page 5, line 15, decrease the amount by \$1,000,000,000.

On page 20, line 17, increase the amount by \$1,000,000,000.

On page 20, line 18, increase the amount by \$150,000,000.

On page 20, line 22, increase the amount by \$286,000,000.

On page 21, line 1, increase the amount by \$235,000,000.

On page 21, line 5, increase the amount by \$290,000,000.

On page 21, line 6, increase the amount by \$39,000,000.

On page 39, line 18, increase the amount by \$1,000,000,000.

On page 39, line 19, increase the amount by \$150,000,000.

On page 40, line 2, increase the amount by \$286,000,000.

**SA 2707.** Mr. SANTORUM submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 54, after line 22, insert the following:

**SEC. \_\_\_\_ . SENSE OF THE SENATE REGARDING CONTRIBUTIONS TO GLOBAL FUND TO FIGHT AIDS, TUBERCULOSIS, AND MALARIA.**

It is the sense of the Senate that the levels in this concurrent resolution assume that new budget authority and outlays for fiscal year 2005 within the major functional category entitled "International Affairs (150)" have been modified—

(1) by increasing the amount budgeted for the Global Fund to Fight AIDS, Tuberculosis, and Malaria by \$300,000,000; and

(2) by decreasing the amount budgeted for bilateral international assistance for HIV/AIDS, tuberculosis, and malaria by \$300,000,000.

**SA 2708.** Mr. LUGAR submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 8, line 21, increase the amount by \$1,100,000,000.

On page 8, line 22, increase the amount by \$123,000,000.

On page 8, line 25, increase the amount by \$97,000,000.

On page 9, line 1, increase the amount by \$456,000,000.

On page 9, line 4, increase the amount by \$98,000,000.

On page 9, line 5, increase the amount by \$302,000,000.

On page 9, line 8, increase the amount by \$98,000,000.

On page 9, line 9, increase the amount by \$210,000,000.

On page 9, line 12, increase the amount by \$98,000,000.

On page 9, line 13, increase the amount by \$142,000,000.

On page 23, line 5, decrease the amount by \$1,100,000,000.

On page 23, line 6, decrease the amount by \$123,000,000.

On page 23, line 9, decrease the amount by \$97,000,000.

On page 23, line 10, decrease the amount by \$456,000,000.

On page 23, line 13, decrease the amount by \$98,000,000.

On page 23, line 14, decrease the amount by \$302,000,000.

On page 23, line 17, decrease the amount by \$98,000,000.

On page 23, line 18, decrease the amount by \$210,000,000.

On page 23, line 21, decrease the amount by \$98,000,000.

On page 23, line 22, decrease the amount by \$142,000,000.

**SA 2709.** Mr. PRYOR submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . SENSE OF THE SENATE RELATING TO IRA TAX AND PENALTY HOLIDAY.**

It is the sense of the Senate that this resolution assumes that individuals, within 1 year after exhausting unemployment benefits, be allowed to withdraw up to \$15,000 from their individual retirement accounts tax free and without penalty.

**SA 2710.** Mr. DASCHLE (for himself, Mr. ROCKEFELLER, Mr. SARBANES, Mr. BINGAMAN, Mrs. CLINTON, Ms. CANTWELL, Mrs. BOXER, Mr. FEINGOLD, Mr. REID, Mrs. LINCOLN, Mr. DORGAN, Mr. GRAHAM of Florida, Mr. LEAHY, Mr. JOHNSON, Mr. KERRY, Mr. LIEBERMAN,

and Mr. CORZINE) proposed an amendment to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; as follows:

On page 3, line 9, increase the amount by \$4,860,000,000.

On page 3, line 10, increase the amount by \$486,000,000.

On page 3, line 11, increase the amount by \$22,000,000.

On page 3, line 12, increase the amount by \$5,000,000.

On page 3, line 17, increase the amount by \$4,860,000,000.

On page 3, line 18, increase the amount by \$486,000,000.

On page 3, line 19, increase the amount by \$22,000,000.

On page 3, line 20, increase the amount by \$5,000,000.

On page 4, line 20, increase the amount by \$4,860,000,000.

On page 4, line 21, increase the amount by \$486,000,000.

On page 4, line 22, increase the amount by \$22,000,000.

On page 4, line 23, increase the amount by \$5,000,000.

On page 5, line 3, decrease the amount by \$4,860,000,000.

On page 5, line 4, decrease the amount by \$5,346,000,000.

On page 5, line 5, decrease the amount by \$5,368,000,000.

On page 5, line 6, decrease the amount by \$5,373,000,000.

On page 5, line 7, decrease the amount by \$5,373,000,000.

On page 5, line 11, decrease the amount by \$4,860,000,000.

On page 5, line 12, decrease the amount by \$5,346,000,000.

On page 5, line 13, decrease the amount by \$5,368,000,000.

On page 5, line 14, decrease the amount by \$5,373,000,000.

On page 5, line 15, decrease the amount by \$5,373,000,000.

At the end of title III, insert the following:

**SEC. \_\_\_\_ . Reserve Fund for Veterans' Medical Care.** The Chairman of the Committee on the Budget of the Senate shall revise the aggregates, functional totals, allocations to the Committee on Appropriations of the Senate, discretionary spending limits, and other appropriate levels and limits in this resolution by up to \$2,700,000,000 in budget authority for fiscal year 2005, and by the amount of outlays flowing therefrom in 2005 and subsequent years, for a bill, joint resolution, motion, amendment, or conference report that provides additional fiscal year 2005 discretionary appropriations, in excess of levels provided in this resolution, for veterans' medical programs, excluding construction projects and a program that provides grants to states to build long-term care facilities, included in this resolution for the Department of Veterans Affairs.

**SA 2711.** Mr. SMITH (for himself, Mr. ROCKEFELLER, Mrs. LINCOLN, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the bill H.R. 4, to reauthorize and improve the program of block grants to States for temporary assistance for needy families, improve access to quality child care, and for other purposes; which was ordered to lie on the table; as follows:

On page 230, between lines 22 and 23, insert the following:

(b) LIMITATION ON PENALTY FOR FAILURE TO SATISFY MINIMUM PARTICIPATION RATES FOR IMPROVING STATES.—Section 409(a)(3) (42 U.S.C. 609(a)(3)), as amended by section 110(a)(2)(B), is amended—

(1) in subparagraph (A), by striking “If the Secretary” and inserting “Subject to subparagraphs (C) and (D), if the Secretary”; and

(2) by adding at the end the following:

“(D) LIMITATION ON APPLICATION OF PENALTY FOR FAILURE TO SATISFY MINIMUM PARTICIPATION RATE TO AN IMPROVING STATE.—Notwithstanding the preceding subparagraphs of this paragraph, in the case of a State that has a minimum participation rate under section 407(a) for the fiscal year that is at least 5 percentage points more than the participation rate determined (taking into account the application of any credit against such rate) under section 407(a) for the State for the preceding fiscal year, the Secretary shall not reduce the grant payable to a State under section 403(a)(1) for the immediately succeeding fiscal year based on the failure of the State to comply with section 407(a).”.

**SA 2712.** Mr. DORGAN submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 4 line 4, decrease the amount by \$70,000,000

On page 4 line 12, decrease the amount by \$74,000,000

On page 4 line 13, decrease the amount by \$129,000,000

On page 4 line 14, decrease the amount by \$14,000,000

On page 4 line 15, increase the amount by \$200,000,000

On page 4 line 16, increase the amount by \$17,000,000

On page 4 line 20, increase the amount by \$74,000,000

On page 4 line 21, increase the amount by \$129,000,000

On page 4 line 22, increase the amount by \$14,000,000

On page 4 line 23, decrease the amount by \$200,000,000

On page 4 line 24, decrease the amount by \$17,000,000

On page 5 line 3, decrease the amount by \$74,000,000

On page 5 line 4, decrease the amount by \$203,000,000

On page 5 line 5, decrease the amount by \$217,000,000

On page 5 line 6, decrease the amount by \$17,000,000

On page 5 line 11, decrease the amount by \$74,000,000

On page 5 line 12, decrease the amount by \$203,000,000

On page 5 line 13, decrease the amount by \$217,000,000

On page 5 line 14, decrease the amount by \$17,000,000

On page 8 line 21, decrease the amount by \$1,170,000,000

On page 8 line 22, decrease the amount by \$246,000,000

On page 9 line 1, decrease the amount by \$445,000,000

On page 9 line 5, decrease the amount by \$269,000,000

On page 9 line 9, decrease the amount by \$105,000,000

On page 9 line 13, decrease the amount by \$35,000,000

On page 20 line 17, increase the amount by \$1,100,000,000

On page 20 line 18, increase the amount by \$172,000,000

On page 20 line 22, increase the amount by \$316,000,000

On page 21 line 1, increase the amount by \$255,000,000

On page 21 line 5, increase the amount by \$305,000,000

On page 21 line 6, increase the amount by \$52,000,000

On page 39 line 18, increase the amount by \$1,100,000,000

On page 39 line 19, increase the amount by \$172,000,000

On page 40 line 2, increase the amount by \$316,000,000

**SA 2713.** Ms. CANTWELL submitted an amendment intended to be proposed by her to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 3, line 9, increase the amount by \$192,000,000.

On page 3, line 10, increase the amount by \$991,000,000.

On page 3, line 11, increase the amount by \$261,000,000.

On page 3, line 12, increase the amount by \$31,000,000.

On page 3, line 13, increase the amount by \$15,000,000.

On page 3, line 17, increase the amount by \$192,000,000.

On page 3, line 18, increase the amount by \$991,000,000.

On page 3, line 19, increase the amount by \$261,000,000.

On page 3, line 20, increase the amount by \$31,000,000.

On page 3, line 21, increase the amount by \$15,000,000.

On page 4, line 4, increase the amount by \$745,000,000.

On page 4, line 12, increase the amount by \$96,000,000.

On page 4, line 13, increase the amount by \$495,000,000.

On page 4, line 14, increase the amount by \$130,000,000.

On page 4, line 15, increase the amount by \$16,000,000.

On page 4, line 16, increase the amount by \$7,000,000.

On page 4, line 20, increase the amount by \$96,000,000.

On page 4, line 21, increase the amount by \$495,000,000.

On page 4, line 22, increase the amount by \$130,000,000.

On page 4, line 23, increase the amount by \$16,000,000.

On page 4, line 24, increase the amount by \$7,000,000.

On page 5, line 3, decrease the amount by \$96,000,000.

On page 5, line 4, decrease the amount by \$592,000,000.

On page 5, line 5, decrease the amount by \$722,000,000.

On page 5, line 6, decrease the amount by \$738,000,000.

On page 5, line 7, decrease the amount by \$745,000,000.

On page 5, line 11, decrease the amount by \$96,000,000.

On page 5, line 12, decrease the amount by \$592,000,000.

On page 5, line 13, decrease the amount by \$722,000,000.

On page 5, line 14, decrease the amount by \$738,000,000.

On page 5, line 15, decrease the amount by \$745,000,000.

On page 15, line 16, increase the amount by \$745,000,000.

On page 15, line 17, increase the amount by \$96,000,000.

On page 15, line 21, increase the amount by \$495,000,000.

On page 15, line 25, increase the amount by \$130,000,000.

On page 16, line 4, increase the amount by \$16,000,000.

On page 16, line 8, increase the amount by \$7,000,000.

On page 39, line 18, increase the amount by \$745,000,000.

On page 39, line 19, increase the amount by \$96,000,000.

On page 40, line 2, increase the amount by \$495,000,000.

**SA 2714.** Mr. VOINOVICH submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC.—BALANCED BUDGET POINT OF ORDER.**

(a) IN GENERAL.—Except as provided in subsection (b), it shall not be in order in the Senate to consider any bill or resolution (or any amendment, motion, or conference report on that bill or resolution) that would result in an on budget deficit larger than—

(1) in fiscal year 2004, \$639,000,000,000;

(2) in fiscal year 2005, \$575,000,000,000;

(3) in fiscal year 2006, \$511,000,000,000;

(4) in fiscal year 2007, \$447,000,000,000;

(5) in fiscal year 2008, \$383,000,000,000;

(6) in fiscal year 2009, \$319,000,000,000;

(b) EXCEPTION.—Subsection (a) shall not apply if—(1) the President has declared a state of national emergency; or (2) the economy is in recession, defined as 3 consecutive quarters of negative growth in Gross Domestic Product.

(c) SUPERMAJORITY.—(1) WAIVER.—This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

**SA 2715.** Mr. DEWINE (for himself, Mr. NELSON of Florida, and Mr. COLEMAN) submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 8, line 21, increase the amount by \$100,000,000.

On page 8, line 22, increase the amount by \$100,000,000.

On page 8, line 25, increase the amount by \$100,000,000.

On page 9, line 1, increase the amount by \$100,000,000.

On page 9, line 4, increase the amount by \$100,000,000.

On page 9, line 5, increase the amount by \$100,000,000.

On page 9, line 8, increase the amount by \$100,000,000.

On page 9, line 9, increase the amount by \$100,000,000.

On page 9, line 12, increase the amount by \$100,000,000.

On page 9, line 13, increase the amount by \$100,000,000.

On page 23, line 5, decrease the amount by \$100,000,000.

On page 23, line 6, decrease the amount by \$100,000,000.

On page 23, line 9, decrease the amount by \$100,000,000.

On page 23, line 10, decrease the amount by \$100,000,000.

On page 23, line 13, decrease the amount by \$100,000,000.

On page 23, line 14, decrease the amount by \$100,000,000.

On page 23, line 17, decrease the amount by \$100,000,000.

On page 23, line 18, decrease the amount by \$100,000,000.

On page 23, line 21, decrease the amount by \$100,000,000.

On page 23, line 22, decrease the amount by \$100,000,000.

**SA 2716.** Mr. SANTORUM submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

At the end of title V, add the following:

**SEC. \_\_\_\_ SENSE OF THE SENATE ON THE IMPORTANCE OF FREEING THE CARE ACT OF 2003 IN ORDER TO HELP THOSE IN NEED.**

(a) FINDINGS.—The Senate finds that—

(1) the CARE Act of 2003, the Charity Aid, Recovery, and Empowerment Act of 2003 (S. 272/S. 476 of the 108th Congress), will help people in need by encouraging giving, saving, and fairness;

(2) the CARE Act of 2003 is important unfinished business since the charity crisis continues as a result of increased social needs and lower charitable giving;

(3) representing part of the President's Faith-based Initiative, the CARE Act of 2003 will spur charitable giving and assist faith-based organizations which serve the needy;

(4) more than 1,600 small and large organizations from around the country have endorsed the CARE Act of 2003 and 23 bipartisan Senators are cosponsors;

(5) the CARE Act of 2003 passed the Senate on April 9, 2003, by a vote of 95-5;

(6) the House of Representatives passed companion legislation, the Charitable Giving Act (H.R. 7 of the 108th Congress) on September 17, 2003, by a vote of 408-13;

(7) charities around the country have been struggling for several years; and

(8) the CARE Act of 2003 provides—

(A) 86,000,000 Americans who do not itemize deductions on their Federal tax returns (representing more than two-thirds of American taxpayers, mostly lower and middle income taxpayers), the opportunity to deduct a portion of their charitable contributions;

(B) incentives for individuals to give tax free contributions from their Individual Retirement Accounts for charitable purposes, which will help a wide range of charities including educational institutions;

(C) incentives for an estimated \$2,000,000,000 worth of food donations from farmers, restaurants, and corporations to help those in need which is estimated to be the equivalent of 878,000,000 meals for hungry Americans over 10 years;

(D) 300,000 low-income, working Americans the opportunity to build assets through matched savings accounts (IDAs) to purchase a home, expand educational opportunity, or start a small business;

(E) \$150,000,000 a year for a Compassion Capital Fund to assist small community and faith-based organizations with technical assistance and expand their capacity to serve; and

(F) more than \$1,300,000,000 of additional finding for the Social Services Block Grant.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) the CARE Act of 2003 has been bipartisan from the very beginning;

(2) it is inexcusable that 11 months have passed since the Senate overwhelmingly passed the CARE Act of 2003 and nearly 5 months have passed without this bipartisan bill being allowed to go to conference; and

(3) the Senate should immediately send the bill to a bipartisan conference in order to help those in need.

**SA 2717.** Mr. WYDEN (for himself, Mr. JOHNSON, Mrs. FEINSTEIN, Mr. DASCHLE, Mr. BINGAMAN, and Mr. DORGAN) submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, setting forth the congressional budget for the United States Government for fiscal year 2005 and including the appropriate budgetary levels for fiscal years 2006 through 2009; which was ordered to lie on the table; as follows:

On page 11, line 9, increase the amount by \$343,000,000.

On page 11, line 10, increase the amount by \$84,000,000.

On page 11, line 14, increase the amount by \$84,000,000.

On page 11, line 18, increase the amount by \$84,000,000.

On page 11, line 22, increase the amount by \$53,000,000.

On page 12, line 1, increase the amount by \$38,000,000.

On page 23, line 5, decrease the amount by \$343,000,000.

On page 23, line 6, decrease the amount by \$84,000,000.

On page 23, line 10, decrease the amount by \$84,000,000.

On page 23, line 14, decrease the amount by \$84,000,000.

On page 23, line 18, decrease the amount by \$53,000,000.

On page 23, line 22, decrease the amount by \$38,000,000.

**SA 2718.** Mr. SCHUMER (for himself, Mr. GRAHAM of South Carolina, Mr. DURBIN, Mr. SPECTER, Ms. STABENOW, Mr. DASCHLE, Mr. KOHL, Mr. LEVIN, and Mrs. CLINTON) submitted an amendment intended to be proposed by him to the bill S. 1637, to amend the Internal Revenue Code of 1986 to comply with the World Trade Organization rulings on FSC/ETI benefit in a manner that preserves jobs and production activities in the United States, to reform and simplify the international taxation rules of the United States, and for other purposes; which was ordered to lie on the table; as follows:

At the end of the bill, add the following:

**TITLE V—MISCELLANEOUS PROVISIONS**

**SEC. 501. NEGOTIATIONS REGARDING CURRENCY VALUATION.**

(a) FINDINGS.—Congress makes the following findings:

(1) The currency of the People's Republic of China, known as the yuan or renminbi, is artificially pegged at a level significantly below its market value. Economists estimate the yuan to be undervalued by between 15 percent and 40 percent or an average of 27.5 percent.

(2) The undervaluation of the yuan provides the People's Republic of China with a significant trade advantage by making exports less expensive for foreign consumers and by making foreign products more expensive for Chinese consumers. The effective result is a significant subsidization of China's exports and a virtual tariff on foreign imports.

(3) The Government of the People's Republic of China has intervened in the foreign exchange markets to hold the value of the yuan within an artificial trading range. China's foreign reserves are estimated to be over \$350,000,000,000 as of September 2003, and have increased by over \$110,000,000,000 in the last 12 months.

(4) China's undervalued currency, China's trade advantage from that undervaluation, and the Chinese Government's intervention in the value of its currency violates the spirit and letter of the world trading system of which the People's Republic of China is now a member.

(5) The Government of the People's Republic of China has failed to promptly address concerns or to provide a definitive timetable for resolution of these concerns raised by the United States and the international community regarding the value of its currency.

(6) Article XXI of the GATT 1994 (as defined in section 2(1)(B) of the Uruguay Round Agreements Act (19 U.S.C. 3501(1)(B))) allows a member of the World Trade Organization to take any action which it considers necessary for the protection of its essential security interests. Protecting the United States manufacturing sector is essential to the interests of the United States.

(b) NEGOTIATIONS AND CERTIFICATION REGARDING THE CURRENCY VALUATION POLICY OF THE PEOPLE'S REPUBLIC OF CHINA.—

(1) IN GENERAL.—Notwithstanding the provisions of title I of Public Law 106-286 (19 U.S.C. 2431 note), on and after the date that is 180 days after the date of enactment of this Act, unless a certification described in paragraph (2) has been made to Congress, in addition to any other duty, there shall be imposed a rate of duty of 27.5 percent ad valorem on any article that is the growth, product, or manufacture of the People's Republic of China, imported directly or indirectly into the United States.

(2) CERTIFICATION.—The certification described in this paragraph means a certification by the President to Congress that the People's Republic of China is no longer acquiring foreign exchange reserves to prevent the appreciation of the rate of exchange between its currency and the United States dollar for purposes of gaining an unfair competitive advantage in international trade. The certification shall also include a determination that the currency of the People's Republic of China has undergone a substantial upward revaluation placing it at or near its fair market value.

(3) ALTERNATIVE CERTIFICATION.—If the President certifies to Congress 180 days after the date of enactment of this Act that the People's Republic of China has made a good faith effort to revalue its currency upward placing it at or near its fair market value,

the President may delay the imposition of the tariffs described in paragraph (1) for an additional 180 days. If at the end of the 180-day period the President determines that China has developed and started actual implementation of a plan to revalue its currency, the President may delay imposition of the tariffs for an additional 12 months, so that the People's Republic of China shall have time to implement the plan.

(4) **NEGOTIATIONS.**—Beginning on the date of enactment of this Act, the Secretary of the Treasury, in consultation with the United States Trade Representative, shall begin negotiations with the People's Republic of China to ensure that the People's Republic of China adopts a process that leads to a substantial upward currency revaluation within 180 days after the date of enactment of this Act. Because various Asian governments have also been acquiring substantial foreign exchange reserves in an effort to prevent appreciation of their currencies for purposes of gaining an unfair competitive advantage in international trade, and because the People's Republic of China has concerns about the value of those currencies, the Secretary shall also seek to convene a multilateral summit to discuss exchange rates with representatives of various Asian governments and other interested parties, including representatives of other G-7 nations.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON ARMED SERVICES

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on March 9, 2004, at 9:30 a.m., in open and closed session to receive testimony on current and future worldwide threats to the national security of the United States.

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

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

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Tuesday, March 9, 2004, at 9:30 a.m., on pending Committee business.

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

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, March 9, 2004, at 10 a.m., in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony regarding water supply issues in the arid west.

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

##### COMMITTEE ON FINANCE

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session on Tuesday, March 9, 2004, at 10 a.m., in 215 Dirksen Senate Office Building, to hear testimony on "The Administration's International Trade Agenda."

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. CRAPO. Mr. President I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, March 9, 2004, at 2:30 p.m. to hold a Members Briefing on Iraq Post Conflict Reconstruction.

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

##### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Tuesday, March 9, 2004, at 10 a.m. for a hearing titled "Postal Reform: Sustaining the 9 Million Jobs in the \$900 Billion Mailing Industry (Day One)."

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

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

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on A Year Round College Calendar: Advantages and Impediments during the session of the Senate on Tuesday, March 9, 2004 at 9:30 a.m. in SD-430.

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

##### COMMITTEE ON VETERANS' AFFAIRS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on Tuesday, March 9, 2004, for a hearing on S. 1509, the "Eric and Brian Simon Act of 2003", to amend title 38, United States Code, to provide a gratuity to veterans, their spouses, and children who contract HIV or AIDS as a result of a blood transfusion relating to a service-connected disability, and for other purposes.

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

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

##### SELECT COMMITTEE ON INTELLIGENCE

Mr. CRAPO. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on March 9, 2004 at 2:30 p.m. to hold a closed hearing on intelligence matters.

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

##### SPECIAL COMMITTEE ON AGING

Mr. CRAPO. Mr. President, I ask unanimous consent that the Special Committee on Aging be authorized to meet Tuesday, March 9, 2004 from 10 a.m.-12 p.m. in Dirksen 628 for the purpose of conducting a hearing.

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

##### SUBCOMMITTEE ON NATIONAL PARKS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Sub-

committee on National Parks of the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, March 9, 2004 at 2:30 p.m.

The purpose of the hearing is to receive testimony on the following bills: H.R. 1446 and S. 1306, to support the efforts of the California Missions Foundation to restore and repair the Spanish colonial and mission-era missions in the State of California and to preserve the artworks and artifacts of these missions, and for other purposes; and H.R. 1521, to provide for additional lands to be included within the boundary of the Johnstown Flood National Memorial in the State of Pennsylvania, and for other purposes.

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

##### SUBCOMMITTEE ON READINESS AND MANAGEMENT

Mr. CRAPO. Mr. President, I ask unanimous consent that the Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on March 9, 2004, at 2:30 p.m., in open session to receive testimony on military readiness programs in review of the defense authorization request for fiscal year 2005.

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

#### PRIVILEGES OF THE FLOOR

Mr. MCCONNELL. Mr. President, I ask unanimous consent that Trenton Norman, Jarret Heil, and Jill Gotts from Senator GRASSLEY's office be allowed on the floor for the duration of the debate on S. Con. Res. 95.

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

Mr. DURBIN. I ask unanimous consent Vin Moscardelli, a fellow on my staff, be granted floor privileges for the remainder of this debate and for the 108th Congress.

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

#### HONORING PRESIDENT BORIS TRAJKOVSKI

Mr. NICKLES. Mr. President, I ask unanimous consent the Senate now proceed to the consideration of S. Res. 314, submitted by Senator VOINOVICH today.

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

The legislative clerk read as follows:

A resolution (S. Res. 314) commemorating and honoring President Boris Trajkovski.

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

Mr. VOINOVICH. Mr. President, on Thursday, February 26, 2004, President Boris Trajkovski of Macedonia, whom I have known for many years, was tragically killed when a plane carrying him and eight others crashed in southern