

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.

SA 2818. Mr. BINGAMAN 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 2819. Mr. BINGAMAN (for himself, Mr. KERRY, Mr. DASCHLE, Mr. CORZINE, Mr. LEVIN, and Mr. CARPER) 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 2820. Ms. MIKULSKI (for herself, Mr. LEVIN, Mrs. MURRAY, Mr. SCHUMER, Mr. REED, Mr. DODD, Mr. LAUTENBERG, Mr. DURBIN, and Mr. BIDEN) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2821. Mr. COLEMAN (for himself and Ms. COLLINS) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2822. Ms. MURKOWSKI (for herself, Mrs. MURRAY, and Mr. CAMPBELL) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2823. Mr. INHOFE (for himself, Mr. BINGAMAN, Mr. COLEMAN, Mr. DORGAN, Ms. COLLINS, Mr. BAYH, Mr. ALEXANDER, Mr. AKAKA, Ms. CANTWELL, and Mr. JEFFORDS) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2824. Mr. INHOFE (for himself and Mr. BINGAMAN) 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 2825. Mr. ENSIGN 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 2826. Mr. GRASSLEY (for himself, Mr. LUGAR, Mr. FEINGOLD, and Mr. SCHUMER) 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 2827. Mr. GRASSLEY 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 2828. Mr. GRASSLEY 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 2829. Mr. HAGEL (for himself, Mr. CRAIG, Mr. CRAPO, Ms. STABENOW, Mr. TALENT, Mr. BINGAMAN, Mr. BOND, Mr. FITZGERALD, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. GRASSLEY, Mr. DURBIN, Mr. BURNS, Mr. SMITH, Mr. BAUCUS, Mr. CAMPBELL, and Ms. CANTWELL) 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 2830. Mr. ENZI (for himself and Ms. CANTWELL) 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 2831. Mr. CONRAD proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2832. Mr. ENZI (for himself and Ms. CANTWELL) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2833. Mr. NICKLES (for Mr. BINGAMAN) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2834. Mr. ROCKEFELLER 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 2835. Mr. ROCKEFELLER 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 2836. Mrs. LINCOLN 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 2837. Mr. NICKLES (for Mrs. LINCOLN (for herself, Mr. BAUCUS, Ms. SNOWE, Mr. BREAUX, Mr. ROCKEFELLER, and Ms. COLLINS)) submitted an amendment intended to be proposed by Mr. NICKLES to the concurrent resolution S. Con. Res. 95, supra.

SA 2838. Mr. NICKLES (for Mr. GRASSLEY (for himself, Mr. LUGAR, Mr. FEINGOLD, and Mr. SCHUMER)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2839. Mr. NICKLES (for Ms. SNOWE) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2840. Mr. MCCONNELL submitted an amendment intended to be proposed by him to the concurrent resolution S. Con. Res. 95, supra.

SA 2841. Mr. NICKLES (for Mr. HAGEL (for himself, Mr. CRAIG, Mr. CRAPO, Ms. STABENOW, Mr. TALENT, Mr. BINGAMAN, Mr. BOND, Mr. FITZGERALD, Mrs. MURRAY, Mr. NELSON, of Nebraska, Mr. GRASSLEY, Mr. DURBIN, Mr. BURNS, Mr. SMITH, Mr. BAUCUS, Mr. CAMPBELL, and Ms. CANTWELL)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2842. Mr. NICKLES (for Mr. SANTORUM) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2843. Mr. NICKLES (for Mr. HATCH (for himself, Mr. BIDEN, and Mr. KOHL)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2844. Mr. NICKLES (for Mrs. DOLE (for herself and Mr. LEAHY)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2845. Mr. NICKLES (for Mr. LUGAR (for himself, Mr. CORZINE, Mr. BINGAMAN, Mr. LAUTENBERG, Mr. SCHUMER, Ms. STABENOW, Mrs. CLINTON, Mrs. FEINSTEIN, Mr. KERRY, Mr. KOHL, Mr. LEVIN, Mrs. MURRAY, Mr. DURBIN, Mr. DEWINE, Mr. HAGEL, Mr. CHAFFEE, Mr. JEFFORDS, Ms. CANTWELL, Mr. SMITH, Mr. SANTORUM, Mr. MCCAIN, Mr. BIDEN, and Mr. SUNUNU)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2846. Ms. MURKOWSKI (for herself, Mr. SPECTER, Mr. BOND, Mr. ENSIGN, Mr. DEWINE, Mr. CORNYN, Mrs. CAMPBELL, Mr. GRAHAM of South Carolina, Mr. ALLEN, Mr. STEVENS, and Ms. MIKULSKI) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2847. Mr. NICKLES (for Mr. GRASSLEY (for himself, Mr. BUNNING, Mr. DOMENICI, Mr. BINGAMAN, Ms. CANTWELL, Mrs. MURRAY, Mr. VOINOVICH, Mrs. CLINTON, Mr. DEWINE, Ms. MURKOWSKI, Mr. REID, Mr. BOND, Mr. KENNEDY, Mr. TALENT, and Mr. HARKIN)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2848. Mr. NICKLES (for Mr. BYRD (for himself and Mr. COCHRAN)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2849. Mr. KYL proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2850. Mr. NICKLES (for Mr. DORGAN) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2851. Mr. NICKLES (for Mr. SPECTER) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2852. Mr. NICKLES (for Ms. COLLINS (for herself and Mr. CARPER)) proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2853. Mr. SANTORUM proposed an amendment to the concurrent resolution S. Con. Res. 95, supra.

SA 2854. Ms. SNOWE 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 2855. Mr. LUGAR 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 2783.** Mrs. BOXER (for herself, Mr. DASCHLE, Mr. SARBANES, Mrs. CLINTON, Mr. SCHUMER, Mr. KENNEDY, Mr. KOHL, Mr. DURBIN, Mr. LEVIN, Mr. DODD, Ms. MIKULSKI, Mr. DORGAN, Mrs. MURRAY, Mr. ROCKEFELLER, and Ms. STABENOW) 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 \$8,000,000,000.

On page 3, line 10, increase the amount by \$8,000,000,000.

On page 3, line 11, increase the amount by \$8,000,000,000.

On page 3, line 17, increase the amount by \$8,000,000,000.

On page 3, line 18, increase the amount by \$8,000,000,000.

On page 3, line 19, increase the amount by \$8,000,000,000.

On page 4, line 20, increase the amount by \$8,000,000,000.

On page 4, line 21, increase the amount by \$8,000,000,000.

On page 4, line 22, increase the amount by \$8,000,000,000.

On page 5, line 3, decrease the amount by \$8,000,000,000.

On page 5, line 4, decrease the amount by \$16,000,000,000.

On page 5, line 5, decrease the amount by \$24,000,000,000.

On page 5, line 6, decrease the amount by \$24,000,000,000.

On page 5, line 7, decrease the amount by \$24,000,000,000.

On page 5, line 11, decrease the amount by \$8,000,000,000.

On page 5, line 12, decrease the amount by \$16,000,000,000.

On page 5, line 13, decrease the amount by \$24,000,000,000.

On page 5, line 14, decrease the amount by \$24,000,000,000.

On page 5, line 15, decrease the amount by \$24,000,000,000.

At the end of title III, insert the following:

#### SEC. . RESERVE FUND FOR JOB CREATION.

The Chairman of the Committee on the Budget of the Senate shall revise the aggregates, functional totals, allocations, discretionary spending limits, and other appropriate levels and limits in this resolution by up to \$24,000,000,000 over the total of fiscal years 2005 through 2009 for a bill, joint resolution, motion, amendment, or conference report that would provide resources for job creation, discourage outsourcing of jobs, provide a tax credit for the creation of new manufacturing jobs in the United States, provide small businesses with a tax credit for health care coverage, restore funding to the Manufacturing Extension Program and to the Advanced Technology Partnership, increase spending on federal science research

activities, prohibit the use of tax dollars to outsource non-defense and non-homeland security government contracts abroad, require employers to provide workers advance notice of any intention to move their jobs offshore, and expand Trade Adjustment Assistance to include service workers and improve access to affordable health care.

**SA 2784.** Mr. CRAPO (for himself, Mr. SARBANES, Mr. JEFFORDS, Ms. COLLINS, Mr. REID, Mr. KERRY, Ms. MIKULSKI, Mrs. CLINTON, Mr. DOMENICI, and 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; as follows:

On page 11, line 9, increase the amount by \$3,000,000,000.

On page 11, line 10, increase the amount by \$150,000,000.

On page 11, line 14, increase the amount by \$450,000,000.

On page 11, line 18, increase the amount by \$900,000,000.

On page 11, line 22, increase the amount by \$900,000,000.

On page 12, line 1, increase the amount by \$450,000,000.

On page 23, line 5, decrease the amount by \$3,000,000,000.

On page 23, line 6, decrease the amount by \$150,000,000.

On page 23, line 10, decrease the amount by \$450,000,000.

On page 23, line 14, decrease the amount by \$900,000,000.

On page 23, line 18, decrease the amount by \$900,000,000.

On page 23, line 22, decrease the amount by \$450,000,000.

**SA 2785.** 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; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ . SENSE OF THE SENATE CONCERNING SUMMER FOOD PILOT PROJECTS.**

It is the sense of the Senate that the levels in this concurrent resolution assume that in making appropriations and revenue decisions in Function 600 (Income Security), the Senate supports the provision, to the Food and Nutrition Service and other appropriate agencies within the Department of Agriculture, of \$15,000,000 for fiscal year 2005, and \$127,000,000 for the period of fiscal years 2005 through 2009, to enable those agencies to expand the summer food pilot projects established under section 18(f) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769(f)) to all States of the United States and to all service institutions (including service institutions described in section 13(a)(7) of that Act).

**SA 2786.** Mr. DAYTON (for himself, Mr. AKAKA, Mr. CORZINE, Mr. DODD, Mr. KOHL, Mr. LEVIN, Mr. LIEBERMAN, Mrs. MURRAY, Mr. REID, Mr. DURBIN, Mr. JOHNSON, Ms. MIKULSKI, and Ms. STABENOW) 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; as follows:

On page 3, line 9, increase the amount by \$11,485,000,000.

On page 3, line 10, increase the amount by \$11,136,000,000.

On page 3, line 11, increase the amount by \$11,864,000,000.

On page 3, line 12, increase the amount by \$12,629,000,000.

On page 3, line 13, increase the amount by \$13,415,000,000.

On page 3, line 17, increase the amount by \$11,485,000,000.

On page 3, line 18, increase the amount by \$11,136,000,000.

On page 3, line 19, increase the amount by \$11,864,000,000.

On page 3, line 20, increase the amount by \$12,629,000,000.

On page 3, line 21, increase the amount by \$13,415,000,000.

On page 4, line 4, increase the amount by \$10,485,000,000.

On page 4, line 5, increase the amount by \$10,136,000,000.

On page 4, line 6, increase the amount by \$10,864,000,000.

On page 4, line 7, increase the amount by \$11,629,000,000.

On page 4, line 8, increase the amount by \$12,415,000,000.

On page 4, line 12, increase the amount by \$210,000,000.

On page 4, line 13, increase the amount by \$7,123,000,000.

On page 4, line 14, increase the amount by \$10,052,000,000.

On page 4, line 15, increase the amount by \$10,653,000,000.

On page 4, line 16, increase the amount by \$11,385,000,000.

On page 4, line 20, decrease the amount by \$11,275,000,000.

On page 4, line 21, decrease the amount by \$4,013,000,000.

On page 4, line 22, decrease the amount by \$1,812,000,000.

On page 4, line 23, decrease the amount by \$1,976,000,000.

On page 4, line 24, decrease the amount by \$2,030,000,000.

On page 5, line 3, decrease the amount by \$11,275,000,000.

On page 5, line 4, decrease the amount by \$15,288,000,000.

On page 5, line 5, decrease the amount by \$17,100,000,000.

On page 5, line 6, decrease the amount by \$19,076,000,000.

On page 5, line 7, decrease the amount by \$21,106,000,000.

On page 5, line 11, decrease the amount by \$11,275,000,000.

On page 5, line 12, decrease the amount by \$15,288,000,000.

On page 5, line 13, decrease the amount by \$17,100,000,000.

On page 5, line 14, decrease the amount by \$19,076,000,000.

On page 5, line 15, decrease the amount by \$21,106,000,000.

On page 15, line 16, increase the amount by \$10,485,000,000.

On page 15, line 17, increase the amount by \$210,000,000.

On page 15, line 20, increase the amount by \$10,136,000,000.

On page 15, line 21, increase the amount by \$7,123,000,000.

On page 15, line 24, increase the amount by \$10,864,000,000.

On page 15, line 25, increase the amount by \$10,052,000,000.

On page 16, line 3, increase the amount by \$11,629,000,000.

On page 16, line 4, increase the amount by \$10,653,000,000.

On page 16, line 7, increase the amount by \$12,415,000,000.

On page 16, line 8, increase the amount by \$11,385,000,000.

At the end of Section 303, insert the following:

**SEC. 304. RESERVE FUND FOR THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.**

The Chairman of the Committee on the Budget of the Senate shall, in consultation with the Members of the Committee on the Budget and the Chairman and Ranking Member of the appropriate committee, increase the allocations pursuant to section 302(a) of the Congressional Budget Act of 1974 to the Committee on Health, Education, Labor, and Pensions of the Senate by up to \$10,485,000,000 in new budget authority and \$210,000,000 in outlays for fiscal year 2005, and \$55,529,000,000 in new budget authority and \$39,423,000,000 in outlays for the total of fiscal years 2005 through 2009, for a bill, amendment, or conference report that would provide increased funding for part B grants, other than section 619, under the Individuals with Disabilities Education Act (IDEA), with the goal that funding for these grants, when taken together with amounts provided by the Committee on Appropriations, provides 40 percent of the national average per pupil expenditure for children with disabilities.

**SA 2787.** Mr. PRYOR (for himself, Mr. REED, 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:

At the end of title V, insert the following:  
**SEC. \_\_\_\_ . FINDINGS AND SENSE OF THE SENATE.**

(a) FINDINGS.—The Senate finds that—

(1) the United States is in the grip of pervasively higher home energy prices;

(2) high natural gas, heating oil, and propane prices are, in general, having an effect that is rippling through the United States economy and are, in particular, impacting home energy bills;

(3) while persons in many sectors can adapt to natural gas, heating oil, and propane price increases, persons in some sectors simply cannot;

(4) elderly and disabled citizens who are living on fixed incomes, the working poor, and other low-income individuals face hardships wrought by high home energy prices;

(5) the energy burden for persons among the working poor often exceeds 20 percent of those persons' incomes under normal conditions;

(6) under current circumstances, home energy prices are unnaturally high, and these are not normal circumstances;

(7) while critically important and encouraged, State energy assistance and charitable assistance funds have been overwhelmed by the crisis caused by the high home energy prices;

(8) the Federal Low-Income Home Energy Assistance Program (referred to in this section as "LIHEAP") and the companion weatherization assistance program (referred to in this section as "WAP"), are the Federal Government's primary means to assist eligible low-income individuals in the United States to shoulder the burdens caused by their home cooling and heating needs;

(9) in 2003, LIHEAP reached only 15 percent of the persons in the United States who were eligible for assistance under the program;

(10) since LIHEAP's inception, its inflation-adjusted buying power has eroded by 58 percent; and

(11) current Federal funding for LIHEAP is not sufficient to meet the cooling and heating needs of low-income families.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this concurrent resolution assume—

(1) an authorization of \$3,400,000,000 for each of fiscal years 2005 and 2006 to carry out the LIHEAP program;

(2) an authorization of \$400,000,000 for fiscal year 2005 and \$500,000,000 for fiscal year 2006 to carry out the WAP program;

(3) appropriations, for these programs, of sufficient additional funds to realistically address the cooling and heating needs of low-income families, as well as the systemic shortfalls that have plagued the programs and the eligible individuals that the programs are designed to assist; and

(4) advance appropriations of the necessary funds to ensure the smooth operation of the programs during times of peak demand.

**SA 2788.** Mr. DODD (for himself, Mr. KENNEDY, Mr. REED, Mrs. MURRAY, Mr. CORZINE, Mrs. CLINTON, Mr. BINGAMAN, Mr. JEFFORDS, Mr. LAUTENBERG, Mr. KERRY, and Mr. KOHL) 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 \$424,000,000.

On page 3, line 10, increase the amount by \$344,000,000.

On page 3, line 11, increase the amount by \$24,000,000.

On page 3, line 12, increase the amount by \$8,000,000.

On page 3, line 17, increase the amount by \$424,000,000.

On page 3, line 18, increase the amount by \$344,000,000.

On page 3, line 19, increase the amount by \$24,000,000.

On page 3, line 20, increase the amount by \$8,000,000.

On page 4, line 4, increase the amount by \$400,000,000.

On page 4, line 12, increase the amount by \$212,000,000.

On page 4, line 13, increase the amount by \$172,000,000.

On page 4, line 14, increase the amount by \$12,000,000.

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

On page 4, line 20, increase the amount by \$212,000,000.

On page 4, line 21, increase the amount by \$172,000,000.

On page 4, line 22, increase the amount by \$12,000,000.

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

On page 5, line 3, decrease the amount by \$212,000,000.

On page 5, line 4, decrease the amount by \$384,000,000.

On page 5, line 5, decrease the amount by \$396,000,000.

On page 5, line 6, decrease the amount by \$400,000,000.

On page 5, line 7, decrease the amount by \$400,000,000.

On page 5, line 11, decrease the amount by \$212,000,000.

On page 5, line 12, decrease the amount by \$384,000,000.

On page 5, line 13, decrease the amount by \$396,000,000.

On page 5, line 14, decrease the amount by \$400,000,000.

On page 5, line 15, decrease the amount by \$400,000,000.

On page 15, line 16, increase the amount by \$400,000,000.

On page 15, line 17, increase the amount by \$212,000,000.

On page 15, line 21, increase the amount by \$172,000,000.

On page 15, line 25, increase the amount by \$12,000,000.

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

On page 39, line 18, increase the amount by \$400,000,000.

On page 39, line 19, increase the amount by \$212,000,000.

On page 40, line 2, increase the amount by \$172,000,000.

**SA 2789.** Mr. SARBANES (for himself, Mr. JEFFORDS, Mrs. BOXER, Mr. HARKIN, Mr. DODD, Mr. JOHNSON, Mr. BIDEN, Mr. LEVIN, Ms. MIKULSKI, Mr. CORZINE, Mr. KERRY, Ms. STABENOW, Mr. ROCKEFELLER, Mr. KENNEDY, Mr. LIEBERMAN, Mr. DURBIN, and Mr. SCHUMER) 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 \$429,000,000.

On page 3, line 10, increase the amount by \$1,430,000,000.

On page 3, line 11, increase the amount by \$858,000,000.

On page 3, line 12, increase the amount by \$143,000,000.

On page 3, line 17, increase the amount by \$429,000,000.

On page 3, line 18, increase the amount by \$1,430,000,000.

On page 3, line 19, increase the amount by \$858,000,000.

On page 3, line 20, increase the amount by \$143,000,000.

On page 4, line 20, increase the amount by \$429,000,000.

On page 4, line 21, increase the amount by \$1,430,000,000.

On page 4, line 22, increase the amount by \$858,000,000.

On page 4, line 23, increase the amount by \$143,000,000.

On page 5, line 3, decrease the amount by \$429,000,000.

On page 5, line 4, decrease the amount by \$1,859,000,000.

On page 5, line 5, decrease the amount by \$2,717,000,000.

On page 5, line 6, decrease the amount by \$2,860,000,000.

On page 5, line 7, decrease the amount by \$2,860,000,000.

On page 5, line 11, decrease the amount by \$429,000,000.

On page 5, line 12, decrease the amount by \$1,859,000,000.

On page 5, line 13, decrease the amount by \$2,717,000,000.

On page 5, line 14, decrease the amount by \$2,860,000,000.

On page 5, line 15, decrease the amount by \$2,860,000,000.

**SEC. . RESERVE FUND FOR FIRE ACT AND SAFER ACT PROGRAMS.**

The Chairman of the Committee on the Budget of the Senate shall revise the aggregate,

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 \$1,430,000,000 in budget authority for fiscal year 2005, and by the amount of outlays flowing therefrom in 2005 and subsequent years, for a bill, amendment, motion, or conference report that provides additional fiscal year 2005 discretionary appropriations, in excess of the levels provided in this resolution for firefighter assistance grant programs such as those authorized by Title XVII of the FY 2001 National Defense Authorization Act (P.L. 106-398) and by Section 1057 of the FY 2004 National Defense Authorization Act (P.L. 108-136) and are administered by the Department of Homeland Security.

**SA 2790.** Mr. REED (for himself, Mr. KENNEDY, Mrs. CLINTON, Mrs. MURRAY, Ms. MIKULSKI, Mr. BINGAMAN, Mr. DODD, Mr. SCHUMER, Mrs. LINCOLN, Mr. CORZINE, Mr. PRYOR, Mr. LEVIN, Mr. ROCKEFELLER, Mr. BIDEN, Mr. NELSON of Nebraska, Mr. KOHL, Mr. LAUTENBERG, Mr. AKAKA, and Mr. SARBANES) 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; as follows:

On page 3, line 9, increase the amount by \$1,332,000,000.

On page 3, line 10, increase the amount by \$4,560,000,000.

On page 3, line 11, increase the amount by \$220,000,000.

On page 3, line 12, increase the amount by \$52,000,000.

On page 3, line 17, increase the amount by \$1,332,000,000.

On page 3, line 18, increase the amount by \$4,560,000,000.

On page 3, line 19, increase the amount by \$220,000,000.

On page 3, line 20, increase the amount by \$52,000,000.

On page 4, line 20, increase the amount by \$1,332,000,000.

On page 4, line 21, increase the amount by \$4,560,000,000.

On page 4, line 22, increase the amount by \$220,000,000.

On page 4, line 23, increase the amount by \$52,000,000.

On page 5, line 3, decrease the amount by \$1,332,000,000.

On page 5, line 4, decrease the amount by \$5,892,000,000.

On page 5, line 5, decrease the amount by \$6,112,000,000.

On page 5, line 6, decrease the amount by \$6,164,000,000.

On page 5, line 7, decrease the amount by \$6,164,000,000.

On page 5, line 11, decrease the amount by \$1,332,000,000.

On page 5, line 12, decrease the amount by \$5,892,000,000.

On page 5, line 13, decrease the amount by \$6,112,000,000.

On page 5, line 14, decrease the amount by \$6,164,000,000.

On page 5, line 15, decrease the amount by \$6,164,000,000.

At the end of Title III, insert the following:  
**SEC. . RESERVE FUND FOR COLLEGE AND STUDENT FINANCIAL AID PROGRAMS.**

The Chairman of the Committee on the Budget of the Senate shall revise the aggregate,

Committee on Appropriations of the Senate, discretionary spending limits, and other appropriate levels and limits in this resolution by up to \$3,082,000,000 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 college and student financial aid programs in the Department of Education, including the Pell Grant program, campus-based assistance, Leveraging Educational Assistance Partnership, TRIO, GEAR UP, and graduate level programs.

**SA 2791.** Ms. MIKULSKI (for herself, Mr. LEVIN, Mrs. MURRAY, Mr. SCHUMER, Mr. REED, Mr. DODD, Mr. LAUTENBERG, Mr. DURBIN, and Mr. BIDEN) 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 28, between lines 7 and 8, insert the following:

**SEC. 304. RESERVE FOR FUNDING OF HOPE CREDIT.**

If the Committee on Finance of the Senate reports a bill or joint resolution, or an amendment thereto is offered or a conference report thereon is submitted, that increases the Hope credit to \$4,000, makes the credit available for 4 years, and makes the credit fully refundable, the chairman of the Committee on the Budget may revise committee allocations for the Committee on Finance and other appropriate budgetary aggregates and allocations of new budget authority and outlays by the amount provided by that measure for that purpose, if that measure includes offsets including legislation reducing tax benefits on taxpayers with incomes in the top tax bracket and would not increase the deficit for fiscal year 2005 and for the period of fiscal years 2005 through 2009.

**SA 2792.** 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 3 line 10, increase the amount by \$1,139,000,000.

On page 3 line 11, increase the amount by \$1,139,000,000.

On page 3 line 12, increase the amount by \$1,139,000,000.

On page 3 line 13, increase the amount by \$1,139,000,000.

On page 3 line 18, increase the amount by \$1,139,000,000.

On page 3 line 19, increase the amount by \$1,139,000,000.

On page 3 line 20, increase the amount by \$1,139,000,000.

On page 3 line 21, increase the amount by \$1,139,000,000.

On page 4 line 5, increase the amount by \$658,000,000.

On page 4, line 6, increase the amount by \$742,000,000;

On page 4, line 7, increase the amount by \$692,000,000;

On page 4, line 8, increase the amount by \$727,000,000;

On page 4, line 13, increase the amount by \$296,000,000;

On page 4, line 14, increase the amount by \$597,000,000;

On page 4, line 15, increase the amount by \$674,000,000;

On page 4, line 16, increase the amount by \$711,000,000;

On page 4, line 21, increase the amount by \$843,000,000;

On page 4, line 22, increase the amount by \$542,000,000;

On page 4, line 23, increase the amount by \$465,000,000;

On page 4, line 24, increase the amount by \$428,000,000;

On page 5, line 4, decrease the amount by \$843,000,000;

On page 5, line 5, decrease the amount by \$1,385,000,000;

On page 5, line 6, decrease the amount by \$1,850,000,000;

On page 5, line 7, decrease the amount by \$2,278,000,000;

On page 5, line 12, decrease the amount by \$843,000,000;

On page 5, line 13, decrease the amount by \$1,385,000,000;

On page 5, line 14, decrease the amount by \$1,850,000,000;

On page 5, line 15, decrease the amount by \$2,278,000,000;

On page 10, line 17, increase the amount by \$658,000,000;

On page 10, line 18, increase the amount by \$296,000,000;

On page 10, line 21, increase the amount by \$742,000,000;

On page 10, line 22, increase the amount by \$597,000,000;

On page 10, line 25, increase the amount by \$692,000,000;

On page 11, line 1, increase the amount by \$674,000,000;

On page 11, line 4, increase the amount by \$727,000,000;

On page 11, line 5, increase the amount by \$711,000,000.

At the end of Section 303, insert:

**SEC. . RESERVE FUND FOR HYDROGEN FUEL CELL RESEARCH AND DEVELOPMENT.**

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 \$513,000,000 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 Hydrogen Fuel Cell Research and Development, included in this resolution for the Department of Energy.

On page 40, line 1, increase the amount by \$658,000,000;

On page 40, line 2, increase the amount by \$296,000,000.

**SA 2793.** Mr. DORGAN (for himself, Mr. DASCHLE, Mr. DURBIN, Mr. AKAKA, Mr. LEAHY, Mrs. FEINSTEIN, Mr. SCHUMER, Mr. KENNEDY, Mr. SARBANES, Mr. ROCKEFELLER, Mr. CORZINE, Ms. STABENOW, Mr. HARKIN, Mrs. BOXER, Mr. KOHL, and Mr. DODD) 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; as follows:

On page 3, line 9, increase the amount by \$344,000,000.

On page 3, line 10, increase the amount by \$632,000,000.

On page 3, line 11, increase the amount by \$510,000,000.

On page 3, line 12, increase the amount by \$610,000,000.

On page 3, line 13, increase the amount by \$104,000,000.

On page 3, line 17, increase the amount by \$344,000,000.

On page 3, line 18, increase the amount by \$632,000,000.

On page 3, line 19, increase the amount by \$510,000,000.

On page 3, line 20, increase the amount by \$610,000,000.

On page 3, line 21, increase the amount by \$104,000,000.

On page 4, line 20, increase the amount by \$344,000,000.

On page 4, line 21, increase the amount by \$632,000,000.

On page 4, line 22, increase the amount by \$510,000,000.

On page 4, line 23, increase the amount by \$610,000,000.

On page 4, line 24, increase the amount by \$104,000,000.

On page 5, line 3, decrease the amount by \$344,000,000.

On page 5, line 4, decrease the amount by \$976,000,000.

On page 5, line 5, decrease the amount by \$1,486,000,000.

On page 5, line 6, decrease the amount by \$2,096,000,000.

On page 5, line 7, decrease the amount by \$2,200,000,000.

On page 5, line 11, decrease the amount by \$344,000,000.

On page 5, line 12, decrease the amount by \$976,000,000.

On page 5, line 13, decrease the amount by \$1,486,000,000.

On page 5, line 14, decrease the amount by \$2,096,000,000.

On page 5, line 15, decrease the amount by \$2,200,000,000.

**SEC. . RESERVE FUND FOR COPS AND OTHER LAW ENFORCEMENT GRANT PROGRAMS.**

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 \$1,100,000,000 in budget authority for fiscal year 2005, and by the amount of outlays flowing therefrom in 2005 and subsequent years, for a bill, amendment, motion, or conference report that provides additional fiscal year 2005 discretionary appropriations, in excess of the levels provided in this resolution for the Community Oriented Policing Services (COPS) program, the Edward Byrne formula grant program, and the Local Law Enforcement Block Grant program at the Department of Justice.

**SA 2794.** Mr. THOMAS (for himself, Mr. CONRAD, Mr. JOHNSON, Mr. HAGEL, Mrs. MURRAY, Ms. COLLINS, Mr. FEINGOLD, Mrs. LINCOLN, Mr. JEFFORDS, Mr. ROCKEFELLER, Mr. SMITH, Ms. STABENOW, Mr. NELSON of Nebraska, Mr. BINGAMAN, and Mr. DASCHLE) 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; as follows:

On page 16, line 12, increase the amount by \$100,000,000.

On page 16, 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.

**SA 2795.** Mr. ENSIGN 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 45, after line 13, insert the following:

**SEC. \_\_\_\_ . SENATE FIREWALL FOR DEFENSE AND NONDEFENSE SPENDING.**

(a) DEFINITION.—In this section, for purposes of enforcement in the Senate for fiscal year 2005, the term “discretionary spending limit” means—

(1) for the defense category, \$420,794,000,000 in new budget authority and \$422,811,000,000 in outlays; and

(2) for the nondefense category, \$398,879,000,000 in new budget authority and \$400,883,000,000 in outlays.

(b) POINT OF ORDER IN THE SENATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), it shall not be in order in the Senate to consider any bill, joint resolution, amendment, motion, or conference report that exceeds any discretionary spending limit set forth in this section.

(2) EXCEPTION.—This subsection shall not apply if a declaration of war by Congress is in effect.

(c) WAIVER AND APPEAL.—This section may be waived or suspended in the Senate only by an affirmative vote of  $\frac{2}{3}$  of the Members, duly chosen and sworn. An affirmative vote of  $\frac{2}{3}$  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 2796.** 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 THE GLOBAL FUND TO FIGHT AIDS, TUBERCULOSIS, AND MALARIA.**

(a) FINDINGS.—The Senate finds that—

(1) The United States—

(A) helped establish The Global Fund to Fight AIDS, Tuberculosis, and Malaria (referred to in this section as the “Fund”);

(B) provided its first donation; and

(C) provides leadership to the Fund under Fund Board Chairman Tommy Thompson, Secretary of the Department of Health and Human Services;

(2) as a complement to the President’s historic 15-country AIDS initiative, the Fund provides resources to fight AIDS, tuberculosis, malaria, and related diseases around the world;

(3) section 202 of the United States Leadership Against HIV/AIDS, Tuberculosis, and Malaria Act of 2004 (22 U.S.C. 7622) authorizes contributions to the Fund to the extent that United States contributions do not exceed 33 percent of all contributions to the Fund, allowing the United States to contribute \$1 for every \$2 contributed by other sources.

(4) during fiscal years 2001 through 2003, the United States provided \$623,000,000 of the total contributions of \$1,900,000,000 to the Fund, which represents approximately  $\frac{1}{3}$  of total contributions to the Fund;

(5) Congress has appropriated \$547,000,000 to the Fund for fiscal year 2004, which has been matched by confirmed pledges of \$994,000,000, and is slightly more than  $\frac{1}{3}$  of total pledges, with additional pledges expected; and

(6) over the life of the Fund, Congress has appropriated sufficient amounts to match contributions from other sources to The Global Fund to Fight AIDS, Tuberculosis, and Malaria on a 1-to-2 basis.

(b) SENSE OF THE SENATE.—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)” provide sufficient funds to continue matching contributions from other sources to The Global Fund to Fight AIDS, Tuberculosis, and Malaria on a 1-to-2 basis.

**SA 2797.** Mr. LAUTENBERG 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; as follows:

On page 25, strike lines 4 through 8.

**SA 2798.** Mr. HARKIN 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 12, line 5, increase the amount by \$4,000,000.

On page 12, line 6, increase the amount by \$4,000,000.

On page 12, line 9, increase the amount by \$4,000,000.

On page 12, line 10, increase the amount by \$4,000,000.

On page 12, line 13, increase the amount by \$4,000,000.

On page 12, line 14, increase the amount by \$4,000,000.

On page 12, line 17, increase the amount by \$4,000,000.

On page 12, line 18, increase the amount by \$4,000,000.

On page 12, line 21, increase the amount by \$4,000,000.

On page 12, line 22, increase the amount by \$4,000,000.

On page 20, line 17, decrease the amount by \$4,000,000.

On page 20, line 18, decrease the amount by \$4,000,000.

On page 20, line 21, decrease the amount by \$4,000,000.

On page 20, line 22, decrease the amount by \$4,000,000.

On page 20, line 25, decrease the amount by \$4,000,000.

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

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

On page 21, line 5, decrease the amount by \$4,000,000.

**SA 2799.** Mr. HARKIN (for himself, Mrs. FEINSTEIN, Mr. DURBIN, Mr. LAUTENBERG, Mr. BINGAMAN, Ms. LANDRIEU, and Mr. LIEBERMAN) 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 \$7,800,000,000.

On page 3, line 10, increase the amount by \$7,800,000,000.

On page 3, line 11, increase the amount by \$7,800,000,000.

On page 3, line 12, increase the amount by \$7,800,000,000.

On page 3, line 13, increase the amount by \$7,800,000,000.

On page 3, line 17, increase the amount by \$7,800,000,000.

On page 3, line 18, increase the amount by \$7,800,000,000.

On page 3, line 19, increase the amount by \$7,800,000,000.

On page 3, line 20, increase the amount by \$7,800,000,000.

On page 3, line 21, increase the amount by \$7,800,000,000.

On page 4, line 20, increase the amount by \$7,800,000,000.

On page 4, line 21, increase the amount by \$7,800,000,000.

On page 4, line 22, increase the amount by \$7,800,000,000.

On page 4, line 23, increase the amount by \$7,800,000,000.

On page 4, line 24, increase the amount by \$7,800,000,000.

On page 5, line 3, decrease the amount by \$7,800,000,000.

On page 5, line 4, decrease the amount by \$15,600,000,000.

On page 5, line 5, decrease the amount by \$23,400,000,000.

On page 5, line 6, decrease the amount by \$31,200,000,000.

On page 5, line 7, decrease the amount by \$39,000,000,000.

On page 5, line 11, decrease the amount by \$7,800,000,000.

On page 5, line 12, decrease the amount by \$15,600,000,000.

On page 5, line 13, decrease the amount by \$23,400,000,000.

On page 5, line 14, decrease the amount by \$31,200,000,000.

On page 5, line 15, decrease the amount by \$39,000,000,000.

At the end of Title III, insert the following:

**SEC. . FUND FOR HEALTH.**

If the Committee on Appropriations of the Senate reports legislation with a level of appropriations for function 550 discretionary programs without the use of this Fund that at least appropriates the sum appropriated for function 550 discretionary programs in fiscal year 2004, the Chairman of the Committee on the Budget of the Senate may revise aggregates, function totals and increase the allocations to the Committee on Appropriations up to \$6,000,000,000 in new budget authority and \$6,000,000,000 in new budget

outlays for fiscal year 2005 and \$30,500,000,000 in new budget authority and \$30,500,000,000 in budget outlays in fiscal years 2005 through 2009.

**SA 2800.** 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 \$96,000,000.

On page 3, line 10, increase the amount by \$495,000,000.

On page 3, line 11, increase the amount by \$130,000,000.

On page 3, line 12, increase the amount by \$16,000,000.

On page 3, line 13, increase the amount by \$7,000,000.

On page 3, line 17, increase the amount by \$96,000,000.

On page 3, line 18, increase the amount by \$495,000,000.

On page 3, line 19, increase the amount by \$130,000,000.

On page 3, line 20, increase the amount by \$16,000,000.

On page 3, line 21, 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 23, line 5, decrease the amount by \$745,000,000.

On page 23, line 6, decrease the amount by \$96,000,000.

On page 23, line 10, decrease the amount by \$495,000,000.

On page 23, line 14, decrease the amount by \$130,000,000.

On page 23, line 18, decrease the amount by \$16,000,000.

On page 23, line 22, decrease the amount by \$7,000,000.

**SA 2801.** 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 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 23, line 5, decrease the amount by \$745,000,000.

On page 23, line 6, decrease the amount by \$96,000,000.

On page 23, line 10, decrease the amount by \$495,000,000.

On page 23, line 14, decrease the amount by \$130,000,000.

On page 23, line 18, decrease the amount by \$16,000,000.

On page 23, line 22, decrease the amount by \$7,000,000.

**SA 2802.** Ms. LANDRIEU 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:

At the end of title V, insert the following:  
**SEC. \_\_\_\_ SENSE OF THE SENATE REGARDING PRIORITIES FOR EDUCATION FUNDING.**

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

(1) According to the Department of Education, 5,000 schools have been identified for school improvement, making 2,500,000 children eligible to transfer to a higher performing public school.

(2) Section 1116(b)(1)(E) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6316(b)(1)(E)) requires a school that has failed to make adequate yearly progress for 2 consecutive years to provide an option for students to transfer to a higher performing public school.

(3) The overwhelming majority of parents who have tried to exercise their right to transfer their children to a higher performing public school have been denied the transfer due to a lack of capacity at these higher performing schools.

(4) Full funding for the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) (as amended by the No Child Left Behind Act of 2001) will enable public schools to address these capacity issues and will provide parents with meaningful school choice.

(5) Full funding for the Elementary and Secondary Education Act of 1965 (as amended by the No Child Left Behind Act of 2001) will enable low performing schools to improve by giving the schools the resources to serve an additional 2,000,000 disadvantaged students,

hire an additional 100,000 highly qualified teachers, and provide after school tutoring for an additional 1,400,000 students.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the budgetary totals in this resolution assume that no funds will be made available for new programs aimed at transferring students into private schools until school improvement programs under part A of title I, part A of title II, part A of title IV, and parts A and B of title V, of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311 et seq., 6601 et seq., 7101 et seq., 7201 et seq., 7221 et seq.) (as amended by the No Child Left Behind Act of 2001) are funded at their authorized levels.

**SA 2803.** Mrs. LINCOLN (for herself, Mr. DASCHLE, Mr. KENNEDY, Mr. DURBIN, Mr. DODD, Mr. CORZINE, Mr. BINGAMAN, Mr. KERRY, Mr. LAUTENBERG, Mr. JOHNSON, Mr. PRYOR, Mrs. CLINTON, Mr. JEFFORDS, and Ms. MIKULSKI) 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 \$12,000,000,000.

On page 3, line 10, increase the amount by \$12,000,000,000.

On page 3, line 11, increase the amount by \$12,000,000,000.

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

On page 3, line 13, increase the amount by \$12,000,000,000.

On page 3, line 17, increase the amount by \$12,000,000,000.

On page 3, line 18, increase the amount by \$12,000,000,000.

On page 3, line 19, increase the amount by \$12,000,000,000.

On page 3, line 20, increase the amount by \$12,000,000,000.

On page 3, line 21, increase the amount by \$12,000,000,000.

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

On page 4, line 5, increase the amount by \$12,000,000,000.

On page 4, line 6, increase the amount by \$12,000,000,000.

On page 4, line 7, increase the amount by \$12,000,000,000.

On page 4, line 8, increase the amount by \$12,000,000,000.

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

On page 4, line 13, increase the amount by \$12,000,000,000.

On page 4, line 14, increase the amount by \$12,000,000,000.

On page 4, line 15, increase the amount by \$12,000,000,000.

On page 16, line 12, increase the amount by \$12,000,000,000.

On page 16, line 13, increase the amount by \$12,000,000,000.

On page 16, line 16, increase the amount by \$12,000,000,000.

On page 16, line 17, increase the amount by \$12,000,000,000.

On page 16, line 20, increase the amount by \$12,000,000,000.

On page 16, line 21, increase the amount by \$12,000,000,000.

On page 16, line 24, increase the amount by \$12,000,000,000.

On page 16, line 25, increase the amount by \$12,000,000,000.

On page 17, line 3, increase the amount by \$12,000,000,000.

On page 17, line 4, increase the amount by \$12,000,000,000.

**SA 2804.** Mr. BYRD 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 \$5,656,000,000.

On page 3, line 10, increase the amount by \$13,365,000,000.

On page 3, line 11, increase the amount by \$3,596,000,000.

On page 3, line 12, increase the amount by \$1,200,000,000.

On page 3, line 13, increase the amount by \$429,000,000.

On page 3, line 17, increase the amount by \$5,656,000,000.

On page 3, line 18, increase the amount by \$13,365,000,000.

On page 3, line 19, increase the amount by \$3,596,000,000.

On page 3, line 20, increase the amount by \$1,200,000,000.

On page 3, line 21, increase the amount by \$429,000,000.

On page 4, line 5, increase the amount by \$7,361,000,000.

On page 4, line 13, increase the amount by \$13,365,000,000.

On page 4, line 14, increase the amount by \$3,596,000,000.

On page 4, line 15, increase the amount by \$1,200,000,000.

On page 4, line 16, increase the amount by \$429,000,000.

On page 4, line 20, increase the amount by \$5,656,000,000.

On page 5, line 3, decrease the amount by \$5,656,000,000.

On page 5, line 4, decrease the amount by \$5,656,000,000.

On page 5, line 5, decrease the amount by \$5,656,000,000.

On page 5, line 6, decrease the amount by \$5,656,000,000.

On page 5, line 7, decrease the amount by \$5,656,000,000.

On page 5, line 11, decrease the amount by \$5,656,000,000.

On page 5, line 12, decrease the amount by \$5,656,000,000.

On page 5, line 13, decrease the amount by \$5,656,000,000.

On page 5, line 14, decrease the amount by \$5,656,000,000.

On page 5, line 15, decrease the amount by \$5,656,000,000.

On page 23, line 9, increase the amount by \$7,361,000,000.

On page 23, line 10, increase the amount by \$13,365,000,000.

On page 23, line 14, increase the amount by \$3,596,000,000.

On page 23, line 18, increase the amount by \$1,200,000,000.

On page 23, line 22, increase the amount by \$429,000,000.

On page 40, line 1, increase the amount by \$7,361,000,000.

On page 40, line 2, increase the amount by \$13,365,000,000.

At the end of Title III, insert the following:

**SEC. \_\_\_\_ . RESERVE FUND FOR EDUCATION, VETERANS' MEDICAL CARE, GLOBAL HIV/AIDS, AMTRAK, HIGHWAYS, MASS TRANSIT, NATIONAL INSTITUTES OF HEALTH, FIRST RESPONDER GRANTS AND OTHER DEPARTMENT OF HOMELAND SECURITY PROGRAMS.**

The Chairman of the Committee on the Budget of the Senate shall revise the agree-

ment, 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 \$11,223,000,000 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 fiscal year 2004, for Department of Education programs in the No Child Left Behind Act (P.L. 107-110), Veterans' medical care programs, the Global HIV/AIDS Initiative, Amtrak, Federal-Aid Highways, Mass Transit Capital Investment Grants, the National Institutes of Health, and first responders (including High-Threat/High-Density Urban Area Grants, State Basic Formula Grants, Firefighter Assistance Grants, COPS, and State and Local Law Enforcement Assistance) and other Department of Homeland Security programs.

**SA 2805.** Mr. CHAMBLISS 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. \_\_\_\_ . INCLUSION OF ETHANOL FUEL CREDIT IN DIRECT PAYMENTS LIMITATION.**

Section 1001(b)(1) of the Farm Security Act of 1985 (7 U.S.C. 1308(b)(1)) is amended by inserting “, and the value to the person of the applicable ethanol fuel credit under section 4081(c) of the Internal Revenue Code (as determined by the Secretary).” after “2002”.

**SA 2806.** Mr. GRASSLEY (for himself, Mr. BUNNING, Mr. DOMENICI, Mr. BINGAMAN, Ms. CANTWELL, Mrs. MURRAY, Mr. VOINOVICH, Mrs. CLINTON, Mr. DEWINE, Ms. MURKOWSKI, Mr. REID, Mr. BOND, Mr. KENNEDY, Mr. TALENT, Mr. HARKIN, and Mr. ALEXANDER) 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 COMPENSATION FOR EXPOSURE TO TOXIC SUBSTANCES AT THE DEPARTMENT OF ENERGY.**

(a) FINDINGS.—The Senate finds the following:

(1) The Energy Employees Occupational Illness Compensation Program Act of 2000 (42 U.S.C. 7384 et seq.) (referred to in this section as the “EEOICPA”) is intended to ensure the timely payment of uniform and adequate compensation to covered employees suffering from occupational illnesses incurred during their work for the Department of Energy.

(2) The Department of Labor is responsible for implementing the provisions under subtitle B of the EEOICPA, relating to claims for radiation related cancers, beryllium disease, and silicosis. The Department of Labor

has, within its area of responsibility, processed over 95 percent of the 52,000 claims it has received, and is processing these claims in an average of 73 days.

(3) As of the date of enactment of this resolution, the Department of Health and Human Services has not promulgated the regulations required under section 3626 of the EEOICPA for allowing claimants to petition to be members of the Special Exposure Cohort. Special Exposure Cohorts provide a presumption in favor of the claimant for radiation related cancers if—

(A) it is not feasible to estimate radiation dose with sufficient accuracy; and

(B) there is a reasonable likelihood that the health of the class of workers may have been endangered.

(4) The Department of Energy, which is responsible for implementing subtitle D of the EEOICPA, relating to occupational illness caused by exposure to toxic substances at Department of Energy facilities, finalized its regulations on August 14, 2002. The Department of Energy has processed 1 percent of the 22,000 claims received through the Department of Energy physicians panels since its regulations were made final.

(5) The Department of Energy has no willing payor for up to 50 percent of the claims that its physicians panels determine to be related to exposure to a toxic substance at the Department of Energy. As a consequence, many claimants with a positive determination from the physicians panel will be denied benefits. Many States, including Alaska, Colorado, Iowa, Kentucky, Missouri, Ohio, New Mexico, Idaho, and Nevada, may not have a willing payor.

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

(1) claims for occupational illness, which are determined to be caused by exposure to toxic substances at Department of Energy facilities under subtitle D of the EEOICPA, should be promptly, equitably, and efficiently compensated;

(2) administrative and technical changes should be made to the EEOICPA to—

(A) improve claims processing and review by physicians panels to ensure cost-effective and efficient consideration and determination of workers' claims;

(B) provide for membership in additional special exposure cohorts; and

(C) address eligibility issues at facilities with residual radiation; and

(3) the President and Congress should work together at the earliest opportunity to develop a plan that effectively resolves the issue of a lack of a willing payor for many claims that are determined under subtitle D of the EEOICPA to be related to exposure to a toxic substance at Department of Energy facilities.

**SA 2807.** Mr. LIEBERMAN (for himself, Mr. SCHUMER, Ms. MIKULSKI, Mr. LAUTENBERG, Mr. BIDEN, Mrs. MURRAY, Mr. KENNEDY, Mr. CORZINE, Mr. LEVIN, Mr. KOHL, Mrs. BOXER, Mr. DODD, Mr. JOHNSON, Mr. AKAKA, Mr. DURBIN, Mr. LEAHY, Mr. KERRY, and Mr. GRAHAM of Florida) 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 \$3,664,000,000.

On page 3, line 10, increase the amount by \$4,533,000,000.

On page 3, line 11, increase the amount by \$4,089,000,000.

On page 3, line 12, increase the amount by \$1,160,000,000.

On page 3, line 13, increase the amount by \$175,000,000.

On page 3, line 17, increase the amount by \$3,664,000,000.

On page 3, line 18, increase the amount by \$4,533,000,000.

On page 3, line 19, increase the amount by \$4,089,000,000.

On page 3, line 20, increase the amount by \$1,160,000,000.

On page 3, line 21, increase the amount by \$175,000,000.

On page 4, line 20, increase the amount by \$3,664,000,000.

On page 4, line 21, increase the amount by \$4,533,000,000.

On page 4, line 22, increase the amount by \$4,089,000,000.

On page 4, line 23, increase the amount by \$1,160,000,000.

On page 4, line 24, increase the amount by \$175,000,000.

On page 5, line 3, decrease the amount by \$3,664,000,000.

On page 5, line 4, decrease the amount by \$8,197,000,000.

On page 5, line 5, decrease the amount by \$12,286,000,000.

On page 5, line 6, decrease the amount by \$13,446,000,000.

On page 5, line 7, decrease the amount by \$13,621,000,000.

On page 5, line 11, decrease the amount by \$3,664,000,000.

On page 5, line 12, decrease the amount by \$8,197,000,000.

On page 5, line 13, decrease the amount by \$12,286,000,000.

On page 5, line 14, decrease the amount by \$13,446,000,000.

On page 5, line 15, decrease the amount by \$13,621,000,000.

**SEC. . RESERVE FUND FOR HOMELAND SECURITY PROGRAMS.**

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 \$6,800,000,000 in budget authority for fiscal year 2005, and by amount of outlays flowing therefrom in 2005 and subsequent years, for a bill, amendment, motion, or conference report that provides additional fiscal year 2005 discretionary appropriations, in excess of the levels provided in this resolution for first responder grant programs, border security programs, port security grants, the Operation Safe Commerce program, the Coast Guard Deepwater program, and transportation security programs at the Department of Homeland Security; the Community Oriented Policing Services (COPS) program, the Edward Byrne grant program, and the Local Law Enforcement Block Grant program at the Department of Justice; and bioterror—related programs at the Department of Health and Human Services.

**SA 2808.** Mr. LEAHY 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 CONCERNING CHILD NUTRITION FUNDING.**

(a) FINDINGS.—The Senate finds that—

(1) Federal child nutrition programs have long played a critical role in providing children in the United States with quality nutrition from birth through secondary school;

(2) recognizing the value of these benefits to children in the United States, Congress has an enduring tradition of bipartisan support for these programs;

(3) children in the United States are increasingly at nutritional risk due to poor dietary habits, lack of access to nutritious foods, and obesity and diet-related diseases associated with poor dietary intake;

(4) many children in the United States who would benefit from Federal child nutrition programs do not receive benefits due to financial or administrative barriers; and

(5) Federal child nutrition programs are expected to be reauthorized in the 108th Congress.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this concurrent resolution assume that in making appropriations and revenue decisions, the Senate supports the retention in the conference report for this concurrent resolution of the additional funds provided in this concurrent resolution for the reauthorization of Federal child nutrition programs.

**SA 2809.** Mr. EDWARDS (for himself and Mr. KENNEDY) 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 \$3,000,000,000.

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

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

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

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

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

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

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

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

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

On page 4, line 20, increase the amount by \$3,000,000,000.

On page 4, line 21, increase the amount by \$3,000,000,000.

On page 4, line 22, increase the amount by \$3,000,000,000.

On page 4, line 23, increase the amount by \$3,000,000,000.

On page 4, line 24, increase the amount by \$3,000,000,000.

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

On page 5, line 4, decrease the amount by \$6,000,000,000.

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

On page 5, line 6, decrease the amount by \$12,000,000,000.

On page 5, line 7, decrease the amount by \$15,000,000,000.

On page 5, line 11, decrease the amount by \$3,000,000,000.

On page 5, line 12, decrease the amount by \$6,000,000,000.

On page 5, line 13, decrease the amount by \$9,000,000,000.

On page 5, line 14, decrease the amount by \$12,000,000,000.

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

At the end of title III, insert the following:

**SEC. . RESERVE FUND FOR FIGHTING POVERTY.**

The Chairman of the Committee on the Budget of the Senate shall revise the aggregates, functional totals, allocations, and other appropriate levels and limits in this resolution by up to \$15,000,000,000 over the total of fiscal years 2005 through 2009 for a bill, joint resolution, motion, amendment, or conference report that would help working families by strengthening and protecting the Earned Income Credit and to help low-income and moderate-income families save and build a better future for themselves.

**SA 2810.** 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 end of title V, insert the following:

**SEC. . FINDINGS AND SENSE OF THE SENATE.**

(a) FINDINGS.—The Senate finds that—

(1) the United States is in the grip of pervasively higher home energy prices;

(2) high natural gas, heating oil, and propane prices are, in general, having an effect that is rippling through the United States economy and are, in particular, impacting home energy bills;

(3) while persons in many sectors can adapt to natural gas, heating oil, and propane price increases, persons in some sectors simply cannot;

(4) elderly and disabled citizens who are living on fixed incomes, the working poor, and other low-income individuals face hardships wrought by high home energy prices;

(5) the energy burden for persons among the working poor often exceeds 20 percent of those persons' incomes under normal conditions;

(6) under current circumstances, home energy prices are unnaturally high, and these are not normal circumstances;

(7) while critically important and encouraged, State energy assistance and charitable assistance funds have been overwhelmed by the crisis caused by the high home energy prices;

(8) the Federal Low-Income Home Energy Assistance Program (referred to in this section as "LIHEAP") and the companion weatherization assistance program (referred to in this section as "WAP"), are the Federal Government's primary means to assist eligible low-income individuals in the United States to shoulder the burdens caused by their home cooling and heating needs;

(9) in 2003, LIHEAP reached only 15 percent of the persons in the United States who were eligible for assistance under the program;

(10) since LIHEAP's inception, its inflation-adjusted buying power has eroded by 58 percent; and

(11) current Federal funding for LIHEAP is not sufficient to meet the cooling and heating needs of low-income families.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this concurrent resolution assume—

(1) an authorization of \$3,400,000,000 for each of fiscal years 2005 and 2006 to carry out the LIHEAP program;

(2) an authorization of \$400,000,000 for fiscal year 2005 and \$500,000,000 for fiscal year 2006 to carry out the WAP program;

(3) appropriations, for these programs, of sufficient additional funds to realistically address the cooling and heating needs of low-income families; and

(4) advance appropriations of the necessary funds to ensure the smooth operation of the programs during times of peak demand.

**SA 2811.** 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 \$1,418,000,000.

On page 3, line 10, increase the amount by \$1,418,000,000.

On page 3, line 11, increase the amount by \$1,418,000,000.

On page 3, line 12, increase the amount by \$1,419,000,000.

On page 3, line 13, increase the amount by \$1,419,000,000.

On page 3, line 17, increase the amount by \$1,418,000,000.

On page 3, line 18, increase the amount by \$1,418,000,000.

On page 3, line 19, increase the amount by \$1,418,000,000.

On page 3, line 20, increase the amount by \$1,419,000,000.

On page 3, line 21, increase the amount by \$1,419,000,000.

On page 4, line 4, decrease the amount by \$261,000,000.

On page 4, line 5, decrease the amount by \$374,000,000.

On page 4, line 6, decrease the amount by \$427,000,000.

On page 4, line 7, decrease the amount by \$236,000,000.

On page 4, line 8, decrease the amount by \$167,000,000.

On page 4, line 12, decrease the amount by \$221,000,000.

On page 4, line 13, decrease the amount by \$394,000,000.

On page 4, line 14, decrease the amount by \$407,000,000.

On page 4, line 15, decrease the amount by \$256,000,000.

On page 4, line 16, decrease the amount by \$187,000,000.

On page 4, line 20, increase the amount by \$1,639,000,000.

On page 4, line 21, increase the amount by \$1,812,000,000.

On page 4, line 22, increase the amount by \$1,825,000,000.

On page 4, line 23, increase the amount by \$1,675,000,000.

On page 4, line 24, increase the amount by \$1,606,000,000.

On page 5, line 3, decrease the amount by \$1,639,000,000.

On page 5, line 4, decrease the amount by \$3,451,000,000.

On page 5, line 5, decrease the amount by \$5,276,000,000.

On page 5, line 6, decrease the amount by \$6,951,000,000.

On page 5, line 7, decrease the amount by \$8,557,000,000.

On page 5, line 11, decrease the amount by \$1,639,000,000.

On page 5, line 12, decrease the amount by \$3,451,000,000.

On page 5, line 13, decrease the amount by \$5,276,000,000.

On page 5, line 14, decrease the amount by \$6,951,000,000.

On page 5, line 15, decrease the amount by \$8,557,000,000.

On page 10, line 13, decrease the amount by \$261,000,000.

On page 10, line 14, decrease the amount by \$221,000,000.

On page 10, line 17, decrease the amount by \$374,000,000.

On page 10, line 18, decrease the amount by \$394,000,000.

On page 10, line 21, decrease the amount by \$427,000,000.

On page 10, line 22, decrease the amount by \$407,000,000.

On page 10, line 25, decrease the amount by \$236,000,000.

On page 11, line 1, decrease the amount by \$256,000,000.

On page 11, line 4, decrease the amount by \$167,000,000.

On page 11, line 5, decrease the amount by \$187,000,000.

On page 27, strike lines 15 through 25.

On page 28, strike lines 1 through 7.

**SA 2812.** Mr. GRASSLEY 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; as follows:

At the end of the bill, add the following:

**TITLE V—HOT-ROLLED STEEL**

**SEC. 501. IMPLEMENTATION OF HOT-ROLLED STEEL RULING.**

(a) IN GENERAL.—Section 735(c)(5) (A) and (B) of the Tariff Act of 1930 (19 U.S.C. 1673d(c)(5) (A) and (B)) are each amended by striking “entirely”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply to final determinations made on or after the date of enactment of this Act by the administering authority pursuant to section 735 of the Tariff Act of 1930.

**SA 2813.** Mr. GRASSLEY 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; as follows:

At the end of the bill, add the following:

**TITLE V—REPEAL OF ANTI-DUMPING PROVISION OF REVENUE ACT OF 1916.**

**SEC. 501. REPEAL OF ANTI-DUMPING PROVISION OF REVENUE ACT OF 1916.**

(a) REPEAL.—Section 801 of the Act entitled “An Act to increase the revenue, and for other purposes”, approved September 8, 1916 (15 U.S.C. 72), is repealed.

(b) EFFECT OF REPEAL.—The repeal made by subsection (a) shall not affect any action under section 801 of the Act referred to in subsection (a) that was commenced before the date of the enactment of this Act and is pending on such date.

**SA 2814.** Mr. GRASSLEY 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; as follows:

At the end of the bill, add the following:

**TITLE V—IDENTIFICATION OF COUNTRIES THAT DENY MARKET ACCESS FOR AGRICULTURAL PRODUCTS**

**SEC. 501. SHORT TITLE.**

This title may be cited as the “United States Agricultural Products Market Access Act of 2004”.

**SEC. 502. FINDINGS; PURPOSES.**

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

(1) The export of agricultural products is of vital importance to the economy of the United States.

(2) In 2002, agriculture was a large positive contributor to the United States merchandise trade balance with a trade surplus of \$12,300,000,000.

(3) The growth of United States agricultural exports should continue to be an important factor in improving the United States merchandise trade balance.

(4) Increasing the volume of agricultural exports will increase farm income in the United States, thereby protecting family farms and contributing to the economic well-being of rural communities in the United States.

(5) Although the United States efficiently produces high-quality agricultural products, United States producers cannot realize their full export potential because many foreign countries deny fair and equitable market access to United States agricultural products.

(6) The Foreign Agricultural Service estimates that United States agricultural exports are reduced by \$4,700,000,000 annually due to unjustifiable imposition of sanitary and phytosanitary measures that deny or limit market access to United States products.

(7) The denial of fair and equitable market access for United States agricultural products impedes the ability of United States farmers to export their products, thereby harming the economic interests of the United States.

(b) PURPOSES.—The purposes of this Act are—

(1) to reduce or eliminate foreign unfair trade practices and to remove constraints on fair and open trade in agricultural products;

(2) to ensure fair and equitable market access for exports of United States agricultural products; and

(3) to promote free and fair trade in agricultural products.

**SEC. 503. IDENTIFICATION OF COUNTRIES THAT DENY MARKET ACCESS.**

(a) IDENTIFICATION REQUIRED.—Chapter 8 of title I of the Trade Act of 1974 (19 U.S.C. 2241 et seq.) is amended by adding at the end the following:

**“SEC. 183. IDENTIFICATION OF COUNTRIES THAT DENY MARKET ACCESS FOR AGRICULTURAL PRODUCTS.**

“(a) IN GENERAL.—Not later than the date that is 30 days after the date on which the annual report is required to be submitted to Congressional committees under section 181(b), the United States Trade Representative (in this section referred to as the ‘Trade Representative’) shall identify—

“(1) those foreign countries that—

“(A) deny fair and equitable market access to United States agricultural products, or

“(B) apply sanitary or phytosanitary measures to the importation of agricultural products from the United States that are not based on scientific principles or sufficient scientific evidence, and

“(2) those foreign countries identified under paragraph (1) that are determined by the Trade Representative to be priority foreign countries.

“(b) SPECIAL RULES FOR IDENTIFICATIONS.—

“(1) CRITERIA.—In identifying priority foreign countries under subsection (a)(2), the Trade Representative shall only identify those foreign countries—

“(A) that engage in or have the most onerous or egregious acts, policies, or practices that deny fair and equitable market access to United States agricultural products,

“(B) whose acts, policies, or practices described in subparagraph (A) have the greatest adverse impact (actual or potential) on the relevant United States products, and

“(C) that are not—

“(i) entering into good faith negotiations, or

“(ii) making significant progress in bilateral or multilateral negotiations, to provide fair and equitable market access to United States agricultural products.

“(2) CONSULTATION AND CONSIDERATION REQUIREMENTS.—In identifying priority foreign countries under subsection (a)(2), the Trade Representative shall—

“(A) consult with the Secretary of Agriculture and other appropriate officers of the Federal Government, and

“(B) take into account information from such sources as may be available to the Trade Representative and such information as may be submitted to the Trade Representative by interested persons, including information contained in reports submitted under section 181(b) and petitions submitted under section 302.

“(3) FACTUAL BASIS REQUIREMENT.—The Trade Representative may identify a foreign country under subsection (a)(1) only if the Trade Representative finds that there is a factual basis for the denial of fair and equitable market access as a result of the violation of international law or agreement, or the existence of barriers, referred to in subsection (d).

“(4) CONSIDERATION OF HISTORICAL FACTORS.—In identifying foreign countries under paragraphs (1) and (2) of subsection (a), the Trade Representative shall take into account—

“(A) the history of agricultural trade relations with the foreign country, including any previous identification under subsection (a)(2), and

“(B) the history of efforts of the United States, and the response of the foreign country, to achieve fair and equitable market access for United States agricultural products.

“(c) REVOCATIONS AND ADDITIONAL IDENTIFICATIONS.—

“(1) AUTHORITY TO ACT AT ANY TIME.—If information available to the Trade Representative indicates that such action is appropriate, the Trade Representative may at any time—

“(A) revoke the identification of any foreign country as a priority foreign country under this section, or

“(B) identify any foreign country as a priority foreign country under this section.

“(2) REVOCATION REPORTS.—The Trade Representative shall include in the semiannual report submitted to the Congress under section 309(3) a detailed explanation of the reasons for the revocation under paragraph (1) of the identification of any foreign country as a priority foreign country under this section.

“(d) DENIAL OF FAIR AND EQUITABLE MARKET ACCESS DEFINED.—For purposes of this section, a foreign country denies fair and equitable market access if the foreign country effectively denies access to a market for a

product through the use of laws, procedures, practices, or regulations which—

“(1) violate provisions of international law or international agreements to which both the United States and the foreign country are parties, or

“(2) constitute discriminatory nontariff trade barriers.

“(e) PUBLICATION.—The Trade Representative shall publish in the Federal Register a list of foreign countries identified under subsection (a) and shall make such revisions to the list as may be required by reason of the action under subsection (c).

“(f) ANNUAL REPORT.—The Trade Representative shall, not later than the date by which countries are identified under subsection (a), transmit to the Committee on Ways and Means and the Committee on Agriculture of the House of Representatives and the Committee on Finance and the Committee on Agriculture, Nutrition, and Forestry of the Senate, a report on the actions taken under this section during the 12 months preceding such report, and the reasons for such actions, including a description of progress made in achieving fair and equitable market access for United States agricultural products.”

(b) CLERICAL AMENDMENT.—The table of contents for the Trade Act of 1974 is amended by inserting after the item relating to section 182 the following:

“Sec. 183. Identification of countries that deny market access for agricultural products.”

(c) ADDITIONAL STAFF FOR OFFICE OF ASSISTANT TRADE REPRESENTATIVE FOR AGRICULTURAL AFFAIRS AND OFFICE OF ASSISTANT TRADE REPRESENTATIVE FOR MONITORING AND ENFORCEMENT.—

(1) IN GENERAL.—There is authorized to be appropriated such sums as may be necessary for fiscal year 2005 for the salaries and expenses of 1 additional specialist employee position within the Office of the Assistant United States Trade Representative for Agricultural Affairs and 1 additional specialist employee position within the Office of the Assistant United States Trade Representative for Monitoring and Enforcement.

(2) AVAILABILITY.—Amounts appropriated pursuant to the authorization of appropriations under paragraph (1) are authorized to remain available until expended.

#### SEC. 504. INVESTIGATIONS.

(a) INVESTIGATION REQUIRED.—Subparagraph (A) of section 302(b)(2) of the Trade Act of 1974 (19 U.S.C. 2412(b)(2)) is amended by inserting “or 183(a)(2)” after “section 182(a)(2)” in the matter preceding clause (i).

(b) CONFORMING AMENDMENT.—Subparagraph (D) of section 302(b)(2) of such Act is amended by inserting “concerning intellectual property rights that is” after “any investigation”.

**SA 2815.** Mr. GRASSLEY 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; as follows:

At the end of the bill, add the following:

#### TITLE V—AGRICULTURAL TRADE COMPLIANCE.

##### SEC. 501. SHORT TITLE.

This title may be cited as the “Mexican Agricultural Trade Compliance Act”.

##### SEC. 502. FINDINGS.

Congress makes the following findings:

(1) Section 301 of the Trade Act of 1974 provides that, if the United States Trade Representative determines that the rights of the

United States under any trade agreement are being denied, the Trade Representative shall take action to enforce such rights.

(2) The Statement of Administrative Action accompanying the Uruguay Round Agreements Act provided that the United States Trade Representative would base any section 301 determination as to whether there has been a violation or denial of United States rights under the Uruguay Round Agreements on panel or Appellate Body findings adopted by the Dispute Settlement Body of the World Trade Organization.

(3) In a panel report adopted by the Dispute Settlement Body on January 27, 2000, the Dispute Settlement Body determined that section 301 of the Trade Act of 1974 is not inconsistent with United States obligations under the Uruguay Round Agreements, particularly in light of the decision of the United States to use section 301 only after exhausting its rights under the Dispute Settlement Understanding.

(4) On January 28, 2000, a panel of the World Trade Organization determined that Mexico’s antidumping order on high fructose corn syrup imported from the United States violated Mexico’s commitments under the Uruguay Round Agreements.

(5) On February 24, 2000, the Dispute Settlement Body adopted the report of the panel.

(6) On April 10, 2000, the United States and Mexico agreed to a September 22, 2000, deadline for Mexico to come into compliance with the panel report as adopted by the Dispute Settlement Body.

(7) On September 20, 2000, just 2 days prior to the date Mexico had agreed to come into compliance with the panel report, Mexico issued a revised antidumping threat determination in an obvious attempt to evade its commitment to come into compliance with the panel report adopted by the Dispute Settlement Body.

(8) On June 22, 2001, a panel, convened pursuant to Article 21.5 of the Dispute Settlement Understanding, found that Mexico’s revised antidumping threat determination failed to bring Mexico into compliance with its commitments under the World Trade Organization.

(9) On October 22, 2001, the Appellate Body affirmed the ruling of the Article 21.5 panel and recommended that Mexico come into compliance with its obligations under the World Trade Organization.

(10) On November 21, 2001, the Dispute Settlement Body adopted the Appellate Body ruling that affirmed the findings of the Article 21.5 panel.

(11) On January 1, 2002, in a transparent attempt to evade the determinations of the Dispute Settlement Body regarding Mexico’s antidumping order on high fructose corn syrup, and in an affront to the rules-based system of the World Trade Organization, Mexico imposed a de facto discriminatory 20 percent tax on soft drinks containing high fructose corn syrup, the intent and effect of which is to continue Mexico’s antidumping order on United States high fructose corn syrup by other means by restricting access to the Mexican market.

(12) On April 20, 2002, with its discriminatory tax on soft drinks containing high fructose corn syrup now in place, and in a continuous event with the imposition of this tax, Mexico lifted its antidumping order on high fructose corn syrup. Importantly, Mexico lifted its antidumping order only after ensuring that imports of United States high fructose corn syrup would not enter the Mexican market due to the imposition of the tax on soft drinks. Mexico’s lifting of its antidumping order enabled it to make the disingenuous claim that it had come into compliance with the findings adopted by the Dispute Settlement Body regarding Mexico’s antidumping order.

(13) The imposition of the tax on soft drinks and the lifting of the antidumping order by Mexico are related aspects of a unified effort by Mexico to deny the rights of the United States with respect to the trade of high fructose corn syrup.

(14) The effects of the import restrictions of Mexico's antidumping order continue with even more egregious results through the imposition of a 20 percent tax on high fructose corn syrup. Imports of high fructose corn syrup from the United States dropped from 110,893 metric tons in 2001 (the year prior to the lifting of the antidumping order) to 4,868 metric tons in 2002 (the first year of the tax).

(15) The United States has exhausted proceedings under the Dispute Settlement Understanding, and the Dispute Settlement Body has on more than 1 occasion adopted findings adverse to Mexico.

#### SEC. 503. DEFINITIONS.

In this title:

(1) APPELLATE BODY.—The term "Appellate Body" means the Appellate Body established under Article 17.1 of the Dispute Settlement Understanding.

(2) DISPUTE SETTLEMENT BODY.—The term "Dispute Settlement Body" has the meaning given that term in section 121(5) of the Uruguay Round Agreements Act (19 U.S.C. 3531(5)).

(3) DISPUTE SETTLEMENT PANEL; PANEL.—The terms "dispute settlement panel" and "panel" mean a panel established pursuant to Article 6 of the Dispute Settlement Understanding.

(4) DISPUTE SETTLEMENT UNDERSTANDING.—The term "Dispute Settlement Understanding" means the Understanding on Rules and Procedures Governing the Settlement of Disputes referred to in section 101(d)(16) of the Uruguay Round Agreements Act (19 U.S.C. 3511(d)(16)).

(5) GATT 1994.—The term "GATT 1994" has the meaning given such term in section 2(1)(B) of the Uruguay Round Agreements Act (19 U.S.C. 3501(1)(B)).

(6) URUGUAY ROUND AGREEMENTS.—The term "Uruguay Round Agreements" has the meaning given such term in section 2(7) of the Uruguay Round Agreements Act (19 U.S.C. 3501(7)).

(7) WORLD TRADE ORGANIZATION.—The term "World Trade Organization" means the organization established pursuant to the WTO Agreement.

(8) WTO AGREEMENT.—The term "WTO Agreement" means the Agreement Establishing The World Trade Organization entered into on April 15, 1994.

#### SEC. 504. ENFORCEMENT OF UNITED STATES RIGHTS UNDER THE URUGUAY ROUND AGREEMENTS AND OTHER TRADE AGREEMENTS WITH RESPECT TO HIGH FRUCTOSE CORN SYRUP EXPORTED TO MEXICO.

(a) DETERMINATION.—Congress determines that—

(1) the rights of the United States under the Uruguay Round Agreements are being denied by Mexico in connection with the imposition by Mexico of a 20 percent tax on soft drinks containing high fructose corn syrup, an extension by other means of Mexico's unjustified antidumping order on high fructose corn syrup from the United States;

(2) the United States has exhausted proceedings under the Dispute Settlement Understanding;

(3) Mexico's imposition of a tax on high fructose corn syrup, an extension by other means of its unjustified antidumping order on high fructose corn syrup from the United States—

(A) constitutes an act, policy, or practice by Mexico that is unjustifiable and burdens or restricts United States commerce for pur-

poses of section 304(a)(1) of the Trade Act of 1974 (19 U.S.C. 2414(a)(1)); and

(B) denies rights to which the United States is entitled under existing trade agreements with Mexico for purposes of such section 304; and

(4) unless, a certification described in subsection (b) is submitted, the United States Trade Representative shall take appropriate action under subsection (c).

(b) CERTIFICATION.—The certification described in this subsection means a certification from the United States Trade Representative submitted to Congress not later than 30 days after the date of enactment of this Act that states that Mexico has eliminated its tax on soft drinks containing high fructose corn syrup and is taking satisfactory measures to preserve the rights of the United States under all applicable trade agreements with respect to high fructose corn syrup.

(c) ACTION TO BE TAKEN BY USTR.—If a certification is not made under subsection (b), the United States Trade Representative, not later than 60 days after the date of enactment of this Act and after consultation with the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives, shall, pursuant to section 301(c)(1) (A) and (B) of the Trade Act of 1974 (19 U.S.C. 2411(c)(1) (A) and (B))—

(1) suspend, withdraw, or prevent the application of, benefits of trade agreement concessions to carry out a trade agreement with Mexico; or

(2) impose duties or other import restrictions on the goods of Mexico, including agricultural products imported from Mexico, and notwithstanding any other provision of law, fees or restrictions on the services of, Mexico for such time as the Trade Representative determines appropriate.

**SA 2816.** Mr. GRASSLEY 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; as follows:

At the end of the bill, add the following:

#### TITLE V—MANUFACTURING AND WORKER ASSISTANCE

##### SEC. 501. SHORT TITLE.

This title may be cited as the "Enhanced Domestic Manufacturing and Worker Assistance Act of 2004".

##### Subtitle A—Extension and Expansion of Trade Adjustment Assistance

##### SEC. 511. EXTENSION FOR WORKERS AND FIRMS.

(a) IN GENERAL.—Section 285(a) and (b)(1) and (2) of the Trade Act of 1974 (19 U.S.C. 2271 note prec.) are amended by striking "September 30, 2007" each place it appears and inserting "September 30, 2012".

(b) AUTHORIZATION.—

(1) WORKERS.—Section 245(a) of the Trade Act of 1974 (19 U.S.C. 2317(a)) is amended by striking "September 30, 2007" and inserting "September 30, 2012".

(2) FIRMS.—

(A) IN GENERAL.—Section 256(b) of the Trade Act of 1974 (19 U.S.C. 2346(b)) is amended—

(i) by striking "\$16,000,000" and inserting "\$32,000,000"; and

(ii) by striking "2007" and inserting "2012".

(B) EXPANSION OF LOANS.—Section 255(h) of such Act (19 U.S.C. 2345) is amended—

(i) in paragraph (1), by striking "\$3,000,000" and inserting "\$6,000,000"; and

(ii) in paragraph (2), by striking "\$1,000,000" and inserting "\$2,000,000".

(3) FARMERS.—Section 298(a) of the Trade Act of 1974 (19 U.S.C. 2401g(a)) is amended by striking "2007" and inserting "2012".

(c) FISHERMEN.—Notwithstanding any other provision of law, for purposes of chapter 2 of title II of the Trade Act of 1974 (19 U.S.C. 2271 et seq.) fishermen who harvest wild stock shall be eligible for adjustment assistance to the same extent and in the same manner as a group of workers under such chapter 2.

#### SEC. 512. TRADE ADJUSTMENT ASSISTANCE FOR COMMUNITIES.

(a) IN GENERAL.—Chapter 4 of title II of the Trade Act of 1974 (19 U.S.C. 2371 et seq.) is amended to read as follows:

##### "CHAPTER 4—TRADE ADJUSTMENT ASSISTANCE FOR COMMUNITIES

##### "SEC. 271. DEFINITIONS.

"In this chapter:

"(1) AFFECTED DOMESTIC PRODUCER.—The term 'affected domestic producer' means any manufacturer, producer, farmer, rancher, fisherman or worker representative (including associations of such persons) that was affected by a finding under the Antidumping Act, 1921, or by an antidumping or countervailing duty order issued under title VII of the Tariff Act of 1930.

"(2) AGRICULTURAL COMMODITY PRODUCER.—The term 'agricultural commodity producer' has the same meaning as the term 'person' as prescribed by regulations promulgated under section 1001(5) of the Food Security Act of 1985 (7 U.S.C. 1308(5)).

"(3) COMMUNITY.—The term 'community' means a city, county, or other political subdivision of a State or a consortium of political subdivisions of a State.

"(4) COMMUNITY NEGATIVELY IMPACTED BY TRADE.—A community negatively impacted by trade means a community with respect to which a determination has been made under section 273.

"(5) ELIGIBLE COMMUNITY.—The term 'eligible community' means a community certified under section 273 for assistance under this chapter.

"(6) FISHERMAN.—

"(A) IN GENERAL.—The term 'fisherman' means any person who—

"(i) is engaged in commercial fishing; or

"(ii) is a United States fish processor.

"(B) COMMERCIAL FISHING, FISH, FISHERY, FISHING, FISHING VESSEL, PERSON, AND UNITED STATES FISH PROCESSOR.—The terms 'commercial fishing', 'fish', 'fishery', 'fishing', 'fishing vessel', 'person', and 'United States fish processor' have the same meanings as such terms have in the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1802).

"(7) JOB LOSS.—The term 'job loss' means the total or partial separation of an individual, as those terms are defined in section 247.

"(8) SECRETARY.—The term 'Secretary' means the Secretary of Commerce.

##### "SEC. 272. COMMUNITY TRADE ADJUSTMENT ASSISTANCE PROGRAM.

"(a) ESTABLISHMENT.—Not later than 120 days after the date of enactment of the Enhanced Domestic Manufacturing and Worker Assistance Act of 2004, the Secretary shall establish a Trade Adjustment Assistance for Communities Program at the Department of Commerce.

"(b) PERSONNEL.—The Secretary shall designate such staff as may be necessary to carry out the responsibilities described in this chapter.

"(c) COORDINATION OF FEDERAL RESPONSE.—The Secretary shall—

“(1) provide leadership, support, and coordination for a comprehensive management program to address economic dislocation in eligible communities;

“(2) coordinate the Federal response to an eligible community—

“(A) by identifying all Federal, State, and local resources that are available to assist the eligible community in recovering from economic distress;

“(B) by ensuring that all Federal agencies offering assistance to an eligible community do so in a targeted, integrated manner that ensures that an eligible community has access to all available Federal assistance;

“(C) by assuring timely consultation and cooperation between Federal, State, and regional officials concerning economic adjustment for an eligible community; and

“(D) by identifying and strengthening existing agency mechanisms designed to assist eligible communities in their efforts to achieve economic adjustment and workforce reemployment;

“(3) provide comprehensive technical assistance to any eligible community in the efforts of that community to—

“(A) identify serious economic problems in the community that are the result of negative impacts from trade;

“(B) integrate the major groups and organizations significantly affected by the economic adjustment;

“(C) access Federal, State, and local resources designed to assist in economic development and trade adjustment assistance;

“(D) diversify and strengthen the community economy; and

“(E) develop a community-based strategic plan to address economic development and workforce dislocation, including unemployment among agricultural commodity producers, and fishermen;

“(4) establish specific criteria for submission and evaluation of a strategic plan submitted under section 274(d);

“(5) establish specific criteria for submitting and evaluating applications for grants under section 275; and

“(6) administer the grant programs established under sections 274 and 275.

**“SEC. 273. CERTIFICATION AND NOTIFICATION.**

“(a) **CERTIFICATION.**—Not later than 45 days after an event described in subsection (c)(1), the Secretary of Commerce shall determine if a community described in subsection (b)(1) is negatively impacted by trade, and if a positive determination is made, shall certify the community for assistance under this chapter.

“(b) **DETERMINATION THAT COMMUNITY IS ELIGIBLE.**—

“(1) **COMMUNITY DESCRIBED.**—A community described in this paragraph means a community with respect to which—

“(A) the Secretary of Labor certifies a group of workers (or their authorized representative) in the community as eligible for assistance pursuant to section 223;

“(B) the Secretary of Commerce certifies a firm located in the community as eligible for adjustment assistance under section 251;

“(C) the Secretary of Agriculture certifies a group of agricultural commodity producers (or their authorized representative) in the community as eligible for adjustment assistance under section 293;

“(D) an affected domestic producer is located in the community; or

“(E) the Secretary of Commerce determines that a significant number of fishermen in the community is negatively impacted by trade.

“(2) **NEGATIVELY IMPACTED BY TRADE.**—The Secretary of Commerce shall determine that a community is negatively impacted by trade, after taking into consideration—

“(A) the number of jobs affected compared to the size of workforce in the community;

“(B) the severity of the rates of unemployment in the community and the duration of the unemployment in the community;

“(C) the income levels and the extent of underemployment in the community;

“(D) the outmigration of population from the community and the extent to which the outmigration is causing economic injury in the community; and

“(E) the unique problems and needs of the community.

“(c) **DEFINITION AND SPECIAL RULES.**—

“(1) **EVENT DESCRIBED.**—An event described in this paragraph means one of the following:

“(A) A notification described in paragraph (2).

“(B) A certification of a firm under section 251.

“(C) A finding under the Antidumping Act, 1921, or an antidumping or countervailing duty order issued under title VII of the Tariff Act of 1930.

“(D) A determination by the Secretary that a significant number of fishermen in a community have been negatively impacted by trade.

“(2) **NOTIFICATION.**—The Secretary of Labor, immediately upon making a determination that a group of workers is eligible for trade adjustment assistance under section 223, (or the Secretary of Agriculture, immediately upon making a determination that a group of agricultural commodity producers is eligible for adjustment assistance under section 293, as the case may be) shall notify the Secretary of Commerce of the determination.

“(d) **NOTIFICATION TO ELIGIBLE COMMUNITIES.**—Immediately upon certification by the Secretary of Commerce that a community is eligible for assistance under subsection (b), the Secretary shall notify the community—

“(1) of the determination under subsection (b);

“(2) of the provisions of this chapter;

“(3) how to access the clearinghouse established by the Department of Commerce regarding available economic assistance;

“(4) how to obtain technical assistance provided under section 272(c)(3); and

“(5) how to obtain grants, tax credits, low income loans, and other appropriate economic assistance.

**“SEC. 274. STRATEGIC PLANS.**

“(a) **IN GENERAL.**—An eligible community may develop a strategic plan for community economic adjustment and diversification and shall be eligible for assistance as provided for under section 275.

“(b) **REQUIREMENTS FOR STRATEGIC PLAN.**—A strategic plan shall contain, at a minimum, the following:

“(1) A description and justification of the capacity for economic adjustment, including the method of financing to be used.

“(2) A description of the commitment of the community to the strategic plan over the long term and the participation and input of groups affected by economic dislocation.

“(3) A description of the projects to be undertaken by the eligible community.

“(4) A description of how the plan and the projects to be undertaken by the eligible community will lead to job creation and job retention in the community.

“(5) A description of how the plan will achieve economic adjustment and diversification.

“(6) A description of how the plan and the projects will contribute to establishing or maintaining a level of public services necessary to attract and retain economic investment.

“(7) A description and justification for the cost and timing of proposed basic and advanced infrastructure improvements in the eligible community.

“(8) A description of how the plan will address the occupational and workforce conditions in the eligible community.

“(9) A description of the educational programs available for workforce training and future employment needs.

“(10) A description of how the plan will adapt to changing markets and business cycles.

“(11) A description and justification for the cost and timing of the total funds required by the community for economic assistance.

“(12) A graduation strategy through which the eligible community demonstrates that the community will terminate the need for Federal assistance.

“(c) **GRANTS TO DEVELOP STRATEGIC PLANS.**—The Secretary, upon receipt of an application from an eligible community, may award a grant to that community to be used to develop and implement the strategic plan.

“(d) **SUBMISSION OF PLAN.**—A strategic plan developed under subsection (a) shall be submitted to the Secretary for evaluation and approval.

**“SEC. 275. GRANTS FOR ECONOMIC DEVELOPMENT.**

“(a) **IN GENERAL.**—The Secretary, upon approval of a strategic plan from an eligible community, may award a grant to that community to carry out any project or program that is certified by the Secretary to be included in the strategic plan approved under section 274(d), or consistent with that plan.

“(b) **ADDITIONAL GRANTS.**—Subject to paragraph (2), in order to assist eligible communities to obtain funds under Federal grant programs, other than the grants provided for in subsection (a) or section 274(c), the Secretary may, on the application of an eligible community, make a supplemental grant to the community if—

“(1) the purpose of the grant program from which the grant is to be made is to provide technical or other assistance for planning, constructing, or equipping public works facilities or to provide assistance for public service projects; and

“(2) the grant is one for which the community is eligible except for the community's inability to meet the non-Federal share requirements of the grant program.

“(c) **RURAL COMMUNITY PREFERENCE.**—The Secretary shall develop guidelines to ensure that rural communities receive preference in the allocation of resources.

**“SEC. 276. GENERAL PROVISIONS.**

“(a) **APPROPRIATIONS.**—In addition to any funds appropriated from the Community and Manufacturer Assistance Trust Fund (established by section 531 of the Enhanced Domestic Manufacturing and Worker Assistance Act of 2004), there are authorized to be appropriated \$10,000,000 for each of fiscal years 2005 through 2012 to carry out the provisions of this chapter. Such sums shall remain available until expended.

“(b) **SUPPLEMENT NOT SUPPLANT.**—Funds authorized under this chapter shall be used to supplement and not supplant other Federal, State, and local public funds expended to provide economic development assistance for communities.

“(c) **REGULATIONS.**—The Secretary shall prescribe such regulations as are necessary to carry out the provisions of this chapter. The Secretary may not implement any regulation or guideline proposed with respect to this chapter until the expiration of the date that is 60 days after the date the Secretary submits the regulation or guideline to the Committee on Finance of the Senate and the

Committee on Ways and Means of the House of Representatives.”.

(b) CONFORMING AMENDMENTS.—

(1) TERMINATION.—Section 285(b) of the Trade Act of 1974 (19 U.S.C. 2271 note prec.) is amended by adding at the end the following new paragraph:

“(3) ASSISTANCE FOR COMMUNITIES.—Technical assistance and other payments may not be provided under chapter 4 after September 30, 2015.”.

(2) TABLE OF CONTENTS.—The table of contents for title II of the Trade Act of 1974 is amended by striking the items relating to chapter 4 of title II and inserting after the items relating to chapter 3 the following new items:

“CHAPTER 4—TRADE ADJUSTMENT ASSISTANCE FOR COMMUNITIES

“Sec. 271. Definitions.

“Sec. 272. Community Trade Adjustment Assistance Program.

“Sec. 273. Certification and notification.

“Sec. 274. Strategic plans.

“Sec. 275. Grants for economic development.

“Sec. 276. General provisions.”.

(c) JUDICIAL REVIEW.—Section 284(a) of the Trade Act of 1974 (19 U.S.C. 2395(a)) is amended by striking “section 271” and inserting “section 273”.

#### Subtitle B—Reauthorization of Certain Department of Commerce Partnership Programs

##### SEC. 521. MANUFACTURING EXTENSION PARTNERSHIP PROGRAM.

(a) DEFINITION.—In this Act, the term “Manufacturing Extension Partnership Program” means the program of Manufacturing Extension Partnership carried out by the National Institute of Standards and Technology under section 26 of the National Institute of Standards and Technology Act (15 U.S.C. 2781), as provided in part 292 of title 15, Code of Federal Regulations.

(b) APPROPRIATIONS.—In addition to any funds made available to the Manufacturing Extension Partnership Program from the Community and Manufacturer Assistance Trust Fund, there are authorized to be appropriated, \$40,000,000 for each of fiscal years 2005 through 2012 to carry out the Manufacturing Extension Partnership Program. Such sums shall remain available until expended.

##### SEC. 522. ADVANCED TECHNOLOGY PROGRAM.

There are authorized to be appropriated for the National Institute of Standards and Technology for carrying out the Advanced Technology Program under section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n), \$200,000,000 for each of fiscal years 2005 through 2012.

#### Subtitle C—Creation of Community and Manufacturer Trust Fund

##### SEC. 531. REPEAL OF OFFSET PROGRAM AND ESTABLISHMENT OF COMMUNITY AND MANUFACTURER ASSISTANCE TRUST FUND.

(a) REPEAL OF OFFSET PROGRAM.—

(1) IN GENERAL.—Section 754 of the Tariff Act of 1930 (19 U.S.C. 1675c) is repealed.

(2) CONFORMING AMENDMENT.—The table of contents for title VII of the Tariff Act of 1930 is amended by striking the item relating to section 754.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on the date of enactment of this Act. Any funds remaining in the special accounts established pursuant section 754(e) of the Tariff Act of 1930 on the day before such date of enactment shall be transferred to the Community and Manufacturer Assistance Trust Fund for use in accordance with this section.

(b) ESTABLISHMENT OF TRUST FUND.—There is established in the Treasury of the United

States a Trust Fund to be known as the “Community and Manufacturer Assistance Trust Fund” (in this section referred to as the “Trust Fund”), consisting of such amounts as may be transferred or credited to the Trust Fund as provided in this section or otherwise appropriated to the Trust Fund.

(c) TRANSFER.—

(1) IN GENERAL.—The Secretary of the Treasury shall transfer to the Trust Fund any funds remaining in the special accounts established pursuant section 754(e) of the Tariff Act of 1930 on the day before the date of enactment of this Act, and shall transfer to the Trust Fund out of the general fund of the Treasury of the United States amounts determined by the Secretary of the Treasury to be equivalent to the amounts received into such general fund on or after such date, that are attributable to the duties imposed pursuant to antidumping duty orders and countervailing duty orders under title VII of the Tariff Act of 1930 (19 U.S.C. 1671 et seq.) or findings under the Antidumping Act, 1921.

(2) QUARTERLY TRANSFERS FROM THE TREASURY BASED ON ESTIMATES.—The amounts which are required to be transferred under paragraph (1) shall be transferred at least quarterly from the general fund of the Treasury of the United States to the Trust Fund on the basis of estimates made by the Secretary of the Treasury of the amounts referred to in paragraph (1) that are received into the Treasury. Proper adjustments shall be made in the amounts subsequently transferred to the extent prior estimates were in excess of, or less than, the amounts required to be transferred.

(c) MANAGEMENT OF, AND REPORT ON, TRUST FUND.—

(1) TRUSTEE AND REPORT.—The Secretary of the Treasury shall be the trustee of the Trust Fund, and shall submit an annual report to the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives—

(A) on the financial condition and the results of the operations of the Trust Fund during the fiscal year preceding the fiscal year in which such report is submitted, and

(B) on the expected condition and operations of the Trust Fund during the fiscal year in which such report is submitted and the 5 fiscal years succeeding such fiscal year.

(2) INVESTMENT.—

(A) IN GENERAL.—The Secretary of the Treasury shall invest such portion of the Trust Fund as is not, in the Secretary’s judgment, required to meet current withdrawals. Such investments may be made only in interest-bearing obligations of the United States. For such purpose, such obligations may be acquired—

(i) on original issue at the issue price, or

(ii) by purchase of outstanding obligations at the market price.

(B) MARKET PRICE.—Any obligation acquired by the Trust Fund may be sold by the Secretary of the Treasury at the market price.

(C) INTEREST.—The interest on, and the proceeds from the sale or redemption of, any obligations held in the Trust Fund shall be credited to and form a part of the Trust Fund.

(d) USE OF FUNDS.—

(1) COMMUNITY ASSISTANCE.—Beginning on the date of enactment of this Act, one-half of the amounts in the Trust Fund shall be made available to the Secretary of Commerce on a quarterly basis to carry out the provisions of chapter 4 of title II of the Trade Act of 1974 (19 U.S.C. 2371 et seq.) for each of fiscal years 2005 through 2012 and shall remain available until expended.

(2) MANUFACTURING EXTENSION PARTNERSHIP PROGRAM.—Beginning on the date of enactment of this Act, one-half of the amounts

in the Trust Fund shall be made available to the Secretary of Commerce on a quarterly basis to carry out the Manufacturing Extension Partnership Program for each of fiscal years 2005 through 2012 and shall remain available until expended. Such amounts shall supplement and not supplant other Federal, State, and local public funds appropriated to carry the Program.

#### Subtitle D—Small Business Office

##### SEC. 541. ESTABLISHMENT OF OFFICE.

(a) IN GENERAL.—Chapter 4 of title I of the Trade Act of 1974 (19 U.S.C. 2171) is amended by adding after section 141, the following new section:

##### “SEC. 142. SMALL BUSINESS OFFICE.

“(a) ESTABLISHMENT.—Not later than 90 days after the date of enactment of the Enhanced Domestic Manufacturing and Worker Assistance Act of 2004, there shall be established in the Office of the United States Trade Representative an Office of Small Business.

“(b) PERSONNEL.—The Office shall be headed by a Director, and shall have such staff as may be necessary to carry out the functions and responsibilities described in this section.

“(c) FUNCTIONS.—The Office shall—

“(1) assist the United States Trade Representative in carrying out the Trade Representative’s responsibilities under this chapter; and

“(2) ensure that small business manufacturing issues are taken into consideration in carrying out those responsibilities.”.

(b) CONFORMING AMENDMENT.—The table of contents for the Trade Act of 1974 is amended by inserting after the item relating to section 141, the following new item:

“Sec. 142. Office of Small Business.”.

**SA 2817.** Mr. LEVIN (for himself, Ms. COLLINS, and Mrs. Clinton) 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; as follows:

On page 4, line 4, decrease the amount by \$1,700,000,000.

On page 4, line 12, decrease the amount by \$1,700,000,000.

On page 4, line 20, increase the amount by \$1,700,000,000.

On page 5, line 3, decrease the amount by \$1,700,000,000.

On page 5, line 4, decrease the amount by \$1,700,000,000.

On page 5, line 5, decrease the amount by \$1,700,000,000.

On page 5, line 6, decrease the amount by \$1,700,000,000.

On page 5, line 7, decrease the amount by \$1,700,000,000.

On page 5, line 11, decrease the amount by \$1,700,000,000.

On page 5, line 12, decrease the amount by \$1,700,000,000.

On page 5, line 13, decrease the amount by \$1,700,000,000.

On page 5, line 14, decrease the amount by \$1,700,000,000.

On page 5, line 15, decrease the amount by \$1,700,000,000.

On page 10, line 13, decrease the amount by \$1,700,000,000.

On page 10, line 14, decrease the amount by \$1,700,000,000.

##### SEC. . RESERVE FUND FOR HOMELAND SECURITY GRANT PROGRAM, ASSISTANCE TO FIREFIGHTER GRANTS, AND PORT SECURITY GRANTS.

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 \$1,545,000,000 in budget authority for fiscal year 2005, and by the amount of outlays flowing therefrom in 2005 and subsequent years, for a bill, amendment, motion, or conference report that provides additional fiscal year 2005 discretionary appropriations, in excess of the levels provided in this resolution, for the programs at the Department of Homeland Security.

**SEC. . STATE HOMELAND SECURITY GRANT PROGRAM.**

It is the sense of the Senate that, of the funds for the Department of Homeland Security, \$800,000,000 shall be allocated for the State Homeland Security Grant program; \$250,000,000 for the Assistance to Firefighters Grant program; and \$275,000,000 for Port Security Grants. It is further the sense of the Senate that the State Homeland Security Grant Program shall be increased by \$220,000,000 in order to provide for a more equitable formula for distributing funds.

**SEC. . STRATEGIC PETROLEUM RESERVE.**

It is the sense of the Senate that the increased funding for the Homeland Security Department programs shall come from the cancellation of planned future deliveries of oil to the Strategic Petroleum Reserve.

**SA 2818.** Mr. BINGAMAN 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 subtitle A of title III, add the following:

**SEC. 3 . RESERVE FUND FOR EXPANSION OF PEDIATRIC VACCINE DISTRIBUTION PROGRAM.**

If the Committee on Finance of the Senate reports a bill or joint resolution, or an amendment thereto is offered or a conference report thereon is submitted, that expands the pediatric vaccine distribution program established under section 1928 of the Social Security Act (42 U.S.C. 1396s) to include coverage for children administered a vaccine at a public health clinic or Indian clinic and repeals the price cap for pre-1993 vaccines, the chairman of the Committee on the Budget may revise allocations of new budget authority and outlays, the revenue aggregates, and other appropriate aggregates to reflect such legislation, provided that such legislation would not increase the deficit for fiscal year 2005 and for the period of fiscal years 2005 through 2009.

**SA 2819.** Mr. BINGAMAN (for himself, Mr. KERRY, Mr. DASCHLE, Mr. CORZINE, Mr. LEVIN, and Mr. CARPER) 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 \$278,000,000.

On page 3, line 10, increase the amount by \$64,000,000.

On page 3, line 17, increase the amount by \$278,000,000.

On page 3, line 18, increase the amount by \$64,000,000.

On page 4, line 4, increase the amount by \$171,000,000.

On page 4, line 12, increase the amount by \$139,000,000.

On page 4, line 13, increase the amount by \$32,000,000.

On page 4, line 20, increase the amount by \$139,000,000.

On page 4, line 21, increase the amount by \$32,000,000.

On page 5, line 3, decrease the amount by \$139,000,000.

On page 5, line 4, decrease the amount by \$171,000,000.

On page 5, line 5, decrease the amount by \$171,000,000.

On page 5, line 6, decrease the amount by \$171,000,000.

On page 5, line 7, decrease the amount by \$171,000,000.

On page 5, line 11, decrease the amount by \$139,000,000.

On page 5, line 12, decrease the amount by \$171,000,000.

On page 5, line 13, decrease the amount by \$171,000,000.

On page 5, line 14, decrease the amount by \$171,000,000.

On page 5, line 15, decrease the amount by \$171,000,000.

On page 13, line 2, increase the amount by \$171,000,000.

On page 13, line 3, increase the amount by \$139,000,000.

On page 13, line 7, increase the amount by \$32,000,000.

On page 39, line 18, increase the amount by \$171,000,000.

On page 39, line 19, increase the amount by \$139,000,000.

On page 40, line 2, increase the amount by \$32,000,000.

**SA 2820.** Ms. MIKULSKI (for herself, Mr. LEVIN, Mrs. MURRAY, Mr. SCHUMER, Mr. REED, Mr. DODD, Mr. LAUTENBERG, Mr. DURBIN, and Mr. BIDEN) 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 28, between lines 7 and 8, insert the following:

**SEC. 304. RESERVE FOR FUNDING OF HOPE CREDIT.**

If the Committee on Finance of the Senate reports a bill or joint resolution, or an amendment thereto is offered or a conference report thereon is submitted, that increases the Hope credit to \$4,000, makes the credit available for 4 years, and makes the credit refundable, the chairman of the Committee on the Budget may revise committee allocations for the Committee on Finance and other appropriate budgetary aggregates and allocations of new budget authority and outlays by the amount provided by that measure for that purpose, if it would not increase the deficit for fiscal year 2005 or for the total of fiscal years 2005 through 2009.

**SA 2821.** Mr. COLEMAN (for himself and Ms. COLLINS) 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 15, line 16, increase the amount by \$1,884,000,000.

On page 15, line 17, increase the amount by \$452,000,000.

On page 15, line 21, increase the amount by \$1,394,000,000.

On page 15, line 25, increase the amount by \$38,000,000.

On page 23, line 5, decrease the amount by \$1,884,000,000.

On page 23, line 6, decrease the amount by \$452,000,000.

On page 23, line 10, decrease the amount by \$1,394,000,000.

On page 23, line 14, decrease the amount by \$38,000,000.

**SA 2822.** Ms. MURKOWSKI (for herself, Mrs. MURRAY, and Mr. CAMPBELL) 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 16, line 12, increase the amount by \$282,000,000.

On page 16, line 13, increase the amount by \$251,000,000.

On page 16, line 17, increase the amount by \$28,000,000.

On page 16, line 21, increase the amount by \$2,000,000.

On page 23, line 5, decrease the amount by \$282,000,000.

On page 23, line 6, decrease the amount by \$251,000,000.

On page 23, line 10, decrease the amount by \$28,000,000.

On page 23, line 14, decrease the amount by \$2,000,000.

**SA 2823.** Mr. INHOFE (for himself, Mr. BINGAMAN, Mr. COLEMAN, Mr. DORGAN, Ms. COLLINS, Mr. BAYH, Mr. ALEXANDER, Mr. AKAKA, Ms. CANTWELL, and Mr. JEFFORDS) 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 43, between lines 20 and 21, insert the following:

(C) ENERGY SAVINGS PERFORMANCE CONTRACT PROGRAM.—In recognition that the energy savings performance contract program recoups its costs through guaranteed savings without increasing budgetary outlays, the Congressional Budget Office shall score the energy savings performance contract program under title VIII of the National Energy Conservation Policy Act (42 U.S.C. 801 et seq.) as zero. For the purposes of any point of order under any concurrent resolution on the budget and the Congressional Budget Act of 1974, the cost of the energy savings performance contract program under title VIII of the National Energy Conservation Policy Act (42 U.S.C. 801 et seq.) shall be zero.

**SA 2824.** Mr. INHOFE (for himself and Mr. BINGAMAN) 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 43, between lines 20 and 21, insert the following:

(c) ENERGY SAVINGS PERFORMANCE CONTRACT PROGRAM.—In recognition that the energy savings performance contract program recoups its costs through guaranteed savings without increasing budgetary outlays, the Congressional Budget Office shall score the energy savings performance contract program under title VIII of the National Energy Conservation Policy Act (42 U.S.C. 801 et seq.) as zero. For the purposes of any point of order under any concurrent resolution on the budget and the Congressional Budget Act of 1974, the cost of the energy savings performance contract program under title VIII of the National Energy Conservation Policy Act (42 U.S.C. 801 et seq.) shall be zero.

**SA 2825.** Mr. ENSIGN 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 23, line 5, decrease the amount by \$8,196,000,000.

On page 23, line 6, decrease the amount by \$8,236,000,000.

On page 39, line 18, decrease the amount by \$8,196,000,000.

On page 39, line 19, decrease the amount by \$8,236,000,000.

On page 4, line 4, decrease the amount by \$8,343,000,000.

On page 4, line 5, decrease the amount by \$343,000,000.

On page 4, line 6, decrease the amount by \$408,000,000.

On page 4, line 7, decrease the amount by \$446,000,000.

On page 4, line 8, decrease the amount by \$470,000,000.

On page 4, line 12, decrease the amount by \$8,383,000,000.

On page 4, line 13, decrease the amount by \$343,000,000.

On page 4, line 14, decrease the amount by \$408,000,000.

On page 4, line 15, decrease the amount by \$446,000,000.

On page 4, line 16, decrease the amount by \$470,000,000.

On page 4, line 20, decrease the amount by \$8,383,000,000.

On page 4, line 21, decrease the amount by \$343,000,000.

On page 4, line 22, decrease the amount by \$408,000,000.

On page 4, line 23, decrease the amount by \$446,000,000.

On page 4, line 24, decrease the amount by \$470,000,000.

On page 5, line 3, decrease the amount by \$8,383,000,000.

On page 5, line 4, decrease the amount by \$8,727,000,000.

On page 5, line 5, decrease the amount by \$9,135,000,000.

On page 5, line 6, decrease the amount by \$9,581,000,000.

On page 5, line 7, decrease the amount by \$10,051,000,000.

On page 5, line 11, decrease the amount by \$8,383,000,000.

On page 5, line 12, decrease the amount by \$8,727,000,000.

On page 5, line 13, decrease the amount by \$9,135,000,000.

On page 5, line 14, decrease the amount by \$9,581,000,000.

On page 5, line 15, decrease the amount by \$10,051,000,000.

On page 22, line 9, decrease the amount by \$147,000,000.

On page 22, line 10, decrease the amount by \$147,000,000.

On page 22, line 10, decrease the amount by \$147,000,000.

On page 22, line 13, decrease the amount by \$343,000,000.

On page 22, line 14, decrease the amount by \$343,000,000.

On page 22, line 17, decrease the amount by \$408,000,000.

On page 22, line 18, decrease the amount by \$408,000,000.

On page 22, line 21, decrease the amount by \$446,000,000.

On page 22, line 22, decrease the amount by \$446,000,000.

On page 22, line 25, decrease the amount by \$470,000,000.

On page 23, line 1, decrease the amount by \$470,000,000.

**SA 2826.** Mr. GRASSLEY (for himself, Mr. LUGAR, Mr. FEINGOLD, 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:

At the end of title V, add the following:

**SEC. 5 . SENSE OF THE SENATE SUPPORTING FUNDING RESTORATION FOR AGRICULTURE RESEARCH AND EXTENSION.**

(a) FINDINGS.—Congress finds that—

(1) funding for 33 programs administered by the Cooperative State Research, Education, and Extension Service of the Department of Agriculture were each reduced by 10 percent in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2004 (118 Stat. 9);

(2) those cuts are already hurting a wide range of proven programs that help people, communities, and businesses;

(3) the cuts have put at risk important advances made in all 50 States and United States territories, including—

(A) combating obesity through programs such as the Expanded Food and Nutrition Education Program;

(B) expanding environmentally-minded pest management programs;

(C) ensuring food safety; and

(D) educating farmers and ranchers about new sustainable agricultural practices;

(4) the National Research Initiative is the flagship competitive grants program funded through the Cooperative State Research, Education, and Extension Service;

(5) because of limited funding the Service is able to fund only a small fraction of the meritorious research proposals that the Service receives under the National Research Initiative program; and

(6) base funding at the Service that supports the research infrastructure has fallen steadily over the past decade.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that levels in this concurrent resolution assume that in making appropriations and revenue decisions, the Senate supports—

(1) the restoration of the 33 accounts of the Cooperative State Research, Education, and Extension Service;

(2) the fiscal year 2005 funding of the National Research Initiative; and

(3) the fiscal year 2005 funding of competitive research programs of the Cooperative State Research, Education, and Extension Service in an amount that is adequate to—

(A) fight obesity and stave off chronic diseases;

(B) combat insects and animal and plant diseases;

(C) establish new crops, improved livestock, and economic opportunities for producers; and

(D) keep pathogens and other dangers out of the air, water, soil, plants, and animals.

**SA 2827.** Mr. GRASSLEY 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 REGARDING MEDICARE REWARDING EFFICIENCY AND QUALITY IN MEDICARE.**

(a) FINDINGS.—The Senate finds that—

(1) Regional differences in Medicare spending exist across the country, and that Medicare enrollees in higher-spending regions receive more health care than those in lower-spending regions but do not have better health outcomes or satisfaction with care;

(2) Although Medicare as a health care payment system is working to improve quality, current reimbursements are largely neutral or negative toward quality;

(3) Medicare as a payment system does not recognize health care professional who provide high-quality care at low costs through differential reimbursements;

(4) The Centers for Medicare and Medicaid Services, the Medicare Payment Advisory Commission, and Congress have affirmed recently their commitment to using financial incentives to improve quality in the Medicare program;

(5) The Centers for Medicare and Medicaid Services has demonstrations underway for dialysis patients, physician group practices, and hospitals to test pay-for-performance strategies;

(6) The Medicare Payment Advisory Commission, the independent federal body that advises Congress on issues affecting the Medicare program, recently concluded in its June 2003 report that Medicare should take a lead role in adopting pay-for-performance strategies;

(7) First the first time in the history, Congress passed legislation, now law, that provides financial incentive to Medicare participating hospitals that publicly report information on ten measures of high-quality health care;

(8) The Medicare Prescription Drug, Improvement, and Modernization Act of 2003 requires that for fiscal years 2005 through 2007 hospitals will receive a full market basket inflationary payment update only if they submit data reflecting ten hospital quality indicators the Secretary has established as of November 1, 2003. Hospitals that do not submit performance data on these ten hospital quality measures will receive 0.4 percent smaller Medicare payments in fiscal

year 2005 than hospitals that do report quality data;

(9) The Medicare Prescription Drug, Improvement, and Modernization Act of 2003 also provides for a five-year demonstration program that examines health delivery factors which encourage the delivery of improved patient care quality including incentives to improve safety, quality, and efficiency;

(b) SENSE OF THE SENATE.—It is the sense of the Senate that changes need to be made to the Medicare payment system that recognize clinically effective, patient-centered and efficient care.

**SA 2828.** Mr. GRASSLEY 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. . RESERVE FUND FOR REWARDING EFFICIENCY AND QUALITY IN MEDICARE.**

“A Deficit-neutral reserve fund for Medicare. The Chairman of the Senate Budget Committee may revise the aggregates, functional totals, allocations, and other appropriate levels and limits in this resolution by up to \$3,000,000,000 in budget authority and \$3,000,000,000 in outlays for fiscal years 2005–2009 for a bill, amendment, or conference report that would provide financial incentives within the Medicare program to improve quality and efficiency in delivering Medicare services so long as such legislation would not increase net Medicare spending in fiscal year 2005 or over the total of fiscal years 2005–2009. The adjustment may be made only if the Committee on Finance reports a bill that provides financial incentives for health care providers who improve efficiency and quality provided that any such measures do not result in cuts in benefits or services or reductions in provider payments.

**SA 2829.** Mr. HAGEL (for himself, Mr. CRAIG, Mr. CRAPO, Ms. STABENOW, Mr. TALENT, Mr. BINGAMAN, Mr. BOND, Mr. FITZGERALD, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. GRASSLEY, Mr. DURBIN, Mr. BURNS, Mr. SMITH, Mr. BAUCUS, Mr. CAMPBELL, and Ms. CANTWELL) 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 CONCERNING A NATIONAL ANIMAL IDENTIFICATION PROGRAM.**

(a) FINDINGS.—The Senate finds that—  
 (1) animal identification is important for operational management, herd health, and increased trade opportunities;  
 (2) animal identification is a critical component of the animal health infrastructure of the United States;  
 (3) it is vital to the well-being of all people in the United States to protect animal agriculture in the United States by safeguarding animal health;

(4) the ability to collect information in a timely manner is critical to an effective response to an imminent threat to animal health or food safety.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this concurrent resolution assume that in making appropriations and revenue decisions, the Senate supports—

(1) the development and implementation of a national animal identification program recognizing the need for resources to carry out the implementation of the plan;

(2) the provision by the Secretary of Agriculture of a time-line for the development and implementation of the program as soon as practicable after the date of approval of this concurrent resolution;

(3) the provision by the Secretary of Agriculture to ensure the Animal and Plant Health Inspection Service, State animal health agencies, and agricultural producers are provided funds necessary to implement a national animal identification program; and

(4) the establishment of a program that is not overly burdensome to agricultural producers and ensures the privacy of information of agricultural producers.

**SA 2830.** Mr. ENZI (for himself and Ms. CANTWELL) 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 15, line 16, increase the amount by \$250,000,000.

On page 15, line 17, increase the amount by \$32,000,000.

On page 15, line 21, increase the amount by \$166,000,000.

On page 15, line 25, increase the amount by \$44,000,000.

On page 16, line 4, increase the amount by \$5,000,000.

On page 23, line 5, decrease the amount by \$250,000,000.

On page 23, line 6, decrease the amount by \$32,000,000.

On page 23, line 10, decrease the amount by \$166,000,000.

On page 23, line 14, decrease the amount by \$44,000,000.

On page 23, line 18, decrease the amount by \$5,000,000.

**SA 2831.** 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 the resolution, insert the following:

**SEC. \_\_\_\_ . SENSE OF THE SENATE REGARDING TRIBAL COLLEGES AND UNIVERSITIES.**

(a) FINDINGS.—The Senate finds the following:

(1) American Indians from 250 federally recognized tribes nationwide attend tribal colleges and universities, a majority of whom are first-generation college students.

(2) Tribal colleges and universities are located in some of the most isolated and impoverished areas in the Nation, yet they are the Nation’s most poorly funded institutions of higher education. While the Tribally Con-

trolled College or University Assistance Act, or “Tribal College Act” provides funding based solely on Indian students, the colleges have open enrollment policies providing access to postsecondary education opportunities to all interested students, about 20 percent of whom are non-Indian. With rare exception, tribal colleges and universities do not receive operating funds from the States for these non-Indian State resident students. Yet, if these same students attended any other public institutions in their States, the State would provide basic operating funds to the institution.

(3) While Congress has been increasing annual appropriations for tribal colleges in recent years, the President’s fiscal year 2005 budget recommends a \$5,500,000 decrease in institutional operating funds. This represents the third consecutive year that the President’s budget proposed decreases that Congress must restore.

(4) Because of congressional budget restorations, the tribal colleges funded through titles I and II of the Tribally Controlled College or University Assistance Act are within \$19,000,000 of full funding at their authorized level.

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

(1) this resolution recognizes the funding challenges faced by tribal colleges and universities and assumes that priority consideration will be provided to them through funding of the Tribally Controlled College or University Assistance Act, the Equity in Educational Land Grant Status Act, title III of the Higher Education Act, and the National Science Foundation Tribal College Program; and

(2) such priority consideration reflects the intent of Congress to continue to work toward statutory Federal funding authorization goals for tribal colleges and universities.

**SA 2832.** Mr. ENZI (for himself and Ms. CANTWELL) 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 15, line 16, increase the amount by \$250,000,000.

On page 15, line 17, increase the amount by \$32,000,000.

On page 15, line 21, increase the amount by \$166,000,000.

On page 15, line 25, increase the amount by \$44,000,000.

On page 16, line 4, increase the amount by \$5,000,000.

On page 23, line 5, decrease the amount by \$250,000,000.

On page 23, line 6, decrease the amount by \$32,000,000.

On page 23, line 10, decrease the amount by \$166,000,000.

On page 23, line 14, decrease the amount by \$44,000,000.

On page 23, line 18, decrease the amount by \$5,000,000.

**SA 2833.** Mr. NICKLES (for Mr. BINGAMAN) 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 subtitle A of title III, add the following:

**SEC. 3. RESERVE FUND FOR EXPANSION OF PEDIATRIC VACCINE DISTRIBUTION PROGRAM.**

If the Committee on Finance of the Senate reports a bill or joint resolution, or an amendment thereto is offered or a conference report thereon is submitted, that expands the pediatric vaccine distribution program established under section 1928 of the Social Security Act (42 U.S.C. 1396s) to include coverage for children administered a vaccine at a public health clinic or Indian clinic and repeals the price cap for pre-1993 vaccines, the chairman of the Committee on the Budget may revise allocations of new budget authority and outlays, the revenue aggregates, and other appropriate aggregates to reflect such legislation, provided that such legislation would not increase the deficit for fiscal year 2005 and for the period of fiscal years 2005 through 2009.

**SA 2834.** Mr. ROCKEFELLER 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 \$179,000,000.  
 On page 3, line 10, increase the amount by \$45,000,000.  
 On page 3, line 17, increase the amount by \$179,000,000.  
 On page 3, line 18, increase the amount by \$45,000,000.  
 On page 4, line 4, increase the amount by \$112,000,000.  
 On page 4, line 12, increase the amount by \$90,000,000.  
 On page 4, line 13, increase the amount by \$22,000,000.  
 On page 4, line 20, increase the amount by \$90,000,000.  
 On page 4, line 21, increase the amount by \$22,000,000.  
 On page 5, line 3, decrease the amount by \$90,000,000.  
 On page 5, line 4, decrease the amount by \$112,000,000.  
 On page 5, line 11, decrease the amount by \$90,000,000.  
 On page 5, line 12, decrease the amount by \$112,000,000.  
 On page 13, line 23, increase the amount by \$112,000,000.  
 On page 13, line 24, increase the amount by \$90,000,000.  
 On page 14, line 3, increase the amount by \$22,000,000.  
 On page 39, line 18, increase the amount by \$112,000,000.  
 On page 39, line 19, increase the amount by \$90,000,000.  
 On page 40, line 2, increase the amount by \$22,000,000.

**SA 2835.** Mr. ROCKEFELLER 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 \$407,000,000.

On page 3, line 10, increase the amount by \$378,000,000.

On page 3, line 11, increase the amount by \$95,000,000.

On page 3, line 12, increase the amount by \$47,000,000.

On page 3, line 13, increase the amount by \$9,000,000.

On page 3, line 17, increase the amount by \$407,000,000.

On page 3, line 18, increase the amount by \$378,000,000.

On page 3, line 19, increase the amount by \$95,000,000.

On page 3, line 20, increase the amount by \$47,000,000.

On page 3, line 21, increase the amount by \$9,000,000.

On page 4, line 4, increase the amount by \$473,000,000.

On page 4, line 12, increase the amount by \$203,000,000.

On page 4, line 13, increase the amount by \$189,000,000.

On page 4, line 14, increase the amount by \$47,000,000.

On page 4, line 15, increase the amount by \$24,000,000.

On page 4, line 16, increase the amount by \$5,000,000.

On page 4, line 20, increase the amount by \$203,000,000.

On page 4, line 21, increase the amount by \$189,000,000.

On page 4, line 22, increase the amount by \$47,000,000.

On page 4, line 23, increase the amount by \$24,000,000.

On page 4, line 24, increase the amount by \$5,000,000.

On page 5, line 3, decrease the amount by \$203,000,000.

On page 5, line 4, decrease the amount by \$393,000,000.

On page 5, line 5, decrease the amount by \$440,000,000.

On page 5, line 6, decrease the amount by \$464,000,000.

On page 5, line 7, decrease the amount by \$468,000,000.

On page 5, line 11, decrease the amount by \$203,000,000.

On page 5, line 12, decrease the amount by \$393,000,000.

On page 5, line 13, decrease the amount by \$440,000,000.

On page 5, line 14, decrease the amount by \$464,000,000.

On page 5, line 15, decrease the amount by \$468,000,000.

On page 13, line 23, increase the amount by \$473,000,000.

On page 13, line 24, increase the amount by \$203,000,000.

On page 14, line 3, increase the amount by \$189,000,000.

On page 14, line 7, increase the amount by \$47,000,000.

On page 14, line 11, increase the amount by \$24,000,000.

On page 14, line 15, increase the amount by \$5,000,000.

On page 39, line 18, increase the amount by \$473,000,000.

On page 39, line 19, increase the amount by \$203,000,000.

On page 40, line 2, increase the amount by \$189,000,000.

**SA 2836.** Mrs. LINCOLN 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:

At the end of title V, insert the following:  
**SEC. . SENSE OF THE SENATE ON IRAQ FOOD PURCHASES.**

(a) FINDINGS.—The Senate makes the following findings:

(1) The United States and its coalition partners liberated the people of Iraq from the oppressive regime of Saddam Hussein.

(2) The United States and its coalition partners continue to provide the resources for the reconstruction and development of Iraq.

(3) The people of Iraq have long relied on the United Nations Oil for Food Programme for their annual food supplies.

(4) The United Nations Oil for Food Programme is now terminated, and the Iraq Coalition Provisional Authority is purchasing buffer stocks to help transition Iraq to a commercial market.

(5) We welcome additional U.N. and international support for the Iraq reconstruction effort, however, until countries provide physical or financial resources we feel that food and rebuilding contract should be consistent and limited to coalition member.

(6) Additional tenders for rice and other commodities are imminent as buffer stocks are being created.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the budgetary totals in this resolution assume that only countries that have contributed resources to liberate the people of Iraq and assisted in Iraq reconstruction efforts should be eligible to compete for food tenders for the people of Iraq.

**SA 2837.** Mr. NICKLES (for Mrs. LINCOLN (for herself, Mr. BAUCUS, Ms. SNOWE, Mr. BREAUX, Mr. ROCKEFELLER, and Ms. COLLINS)) submitted an amendment intended to be proposed by Mr. NICKLES 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 25, line 3, after "2009", insert " , and to increase outlays by not more than \$2,000,000,000 for the period of fiscal years 2005 through 2009'".

**SA 2838.** Mr. NICKLES (for Mr. GRASSLEY (for himself, Mr. LUGAR, Mr. FEINGOLD, and Mr. SCHUMER)) 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 V, add the following:  
**SEC. 5. SENSE OF THE SENATE SUPPORTING FUNDING RESTORATION FOR AGRICULTURE RESEARCH AND EXTENSION.**

(a) FINDINGS.—Congress finds that—  
 (1) funding for 33 programs administered by the Cooperative State Research, Education, and Extension Service of the Department of Agriculture were each reduced by 10 percent in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2004 (118 Stat. 9);

(2) those cuts are already hurting a wide range of proven programs that help people, communities, and businesses;

(3) the cuts have put at risk important advances made in all 50 States and United States territories, including—

(A) combating obesity through programs such as the Expanded Food and Nutrition Education Program;

(B) expanding environmentally-minded pest management programs;

(C) ensuring food safety; and

(D) educating farmers and ranchers about new sustainable agricultural practices;

(4) the National Research Initiative is the flagship competitive grants program funded through the Cooperative State Research, Education, and Extension Service;

(5) because of limited funding the Service is able to fund only a small fraction of the meritorious research proposals that the Service receives under the National Research Initiative program; and

(6) base funding at the Service that supports the research infrastructure has fallen steadily over the past decade.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that levels in this concurrent resolution assume that in making appropriations and revenue decisions, the Senate supports—

(1) the restoration of the 33 accounts of the Cooperative State Research, Education, and Extension Service;

(2) the fiscal year 2005 funding of the National Research Initiative; and

(3) the fiscal year 2005 funding of competitive research programs of the Cooperative State Research, Education, and Extension Service in an amount that is adequate to—

(A) fight obesity and stave off chronic diseases;

(B) combat insects and animal and plant diseases;

(C) establish new crops, improved livestock, and economic opportunities for producers; and

(D) keep pathogens and other dangers out of the air, water, soil, plants, and animals.

**SA 2839.** Mr. NICKLES (for Ms. SNOWE) 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 13, line 2, increase the amount by \$121,000,000.

On page 13, line 3, increase the amount by \$68,000,000.

On page 13, line 7, increase the amount by \$40,000,000.

On page 13, line 11, increase the amount by \$7,000,000.

On page 23, line 5, decrease the amount by \$121,000,000.

On page 23, line 6, decrease the amount by \$68,000,000.

On page 23, line 10, decrease the amount by \$40,000,000.

On page 23, line 14, decrease the amount by \$7,000,000.

**SA 2840.** Mr. McCONNELL 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; as follows:

At the appropriate place, insert the following:

**SEC. . PROTECTION OF SMALL BUSINESSES FROM TAX HIKES ON "THE RICH" POINT OF ORDER.**

(a) IN GENERAL.—It shall not be in order in the Senate to consider any bill, amendment,

resolution or conference reports that would—

(1) raise federal income taxes on upper incomes households, and

(2) fail to exempt small businesses that bear most of the burden of the top marginal tax rates.

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

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

(d) DEFINITION.—For purposes of this section, a small business shall be any individual or enterprise that files federal individual income tax returns as a partnership, sole proprietor or subchapter S corporation.

(5) DETERMINATION OF IMPACT ON SMALL BUSINESSES.—For purposes of this section, the impact of any income tax legislation on small businesses shall be determined on the basis of estimates made by the Committee on the Budget of the Senate.

**SA 2841.** Mr. NICKLES (for Mr. HAGEL (for himself, Mr. CRAIG, Mr. CRAPO, Ms. STABENOW Mr. TALENT, Mr. BINGAMAN, Mr. BOND, Mr. FITZGERALD, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. GRASSLEY, Mr. DURBIN, Mr. BURNS, Mr. SMITH, Mr. BAUCUS, Mr. CAMPBELL, and Ms. CANTWELL) 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 appropriate place, insert the following:

**SEC. . SENSE OF THE SENATE CONCERNING A NATIONAL ANIMAL IDENTIFICATION PROGRAM.**

(a) FINDINGS.—The Senate finds that—

(1) animal identification is important for operational management, herd health, and increased trade opportunities;

(2) animal identification is a critical component of the animal health infrastructure of the United States;

(3) it is vital to the well-being of all people in the United States to protect animal agriculture in the United States by safeguarding animal health;

(4) the ability to collect information in a timely manner is critical to an effective response to an imminent threat to animal health or food safety.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this concurrent resolution assume that in making appropriations and revenue decisions, the Senate supports—

(1) the development and implementation of a national animal identification program recognizing the need for resources to carry out the implementation of the plan;

(2) the provision by the Secretary of Agriculture of a time-line for the development and implementation of the program as soon as practicable after the date of approval of this concurrent resolution;

(3) the provision by the Secretary of Agriculture to ensure the Animal and Plant Health Inspection Service, State animal

health agencies, and agricultural producers are provided funds necessary to implement a national animal identification program; and

(4) the establishment of a program that is not overly burdensome to agricultural producers and ensures the privacy of information of agricultural producers.

**SA 2805.** Mr. NICKLES (for Mr. SANTORUM) 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 54, after line 22, insert the following:

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

(a) FINDINGS.—The Senate finds that—

(1) the United States—

(A) helped establish The Global Fund to Fight AIDS, Tuberculosis, and Malaria (referred to in this section as the "Fund");

(B) provided its first donation; and

(C) provides leadership to the Fund under Fund Board Chairman Tommy Thompson, Secretary of the Department of Health and Human Services;

(2) as a complement to the President's historic 15-country AIDS initiative, the Fund provides resources to fight AIDS, tuberculosis, malaria, and related diseases around the world;

(3) section 202 of the United States Leadership Against HIV/AIDS, Tuberculosis, and Malaria Act of 2004 (22 U.S.C. 7622) authorizes contributions to the Fund to the extent that United States contributions do not exceed 33 percent of all contributions to the Fund, allowing the United States to contribute \$1 for every \$2 contributed by other sources.

(4) during fiscal years 2001 through 2003, the United States provided \$623,000,000 of the total contributions of \$1,900,000,000 to the Fund, which represents approximately 1/3 of total contributions to the Fund;

(5) Congress has appropriated \$547,000,000 to the Fund for fiscal year 2004, which has been matched by confirmed pledges of \$994,000,000, and is slightly more than 1/2 of total pledges, with additional pledges expected; and

(6) over the life of the Fund, Congress has appropriated sufficient amounts to match contributions from other sources to The Global Fund to Fight AIDS, Tuberculosis, and Malaria on a 1-to-2 basis; and

(7) transparency and accountability are critical to Fund grant-making and the U.S. should work with foreign government and international organizations to support the Fund efforts to use its contributions most effectively.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that this concurrent resolution and subsequent appropriations acts should provide sufficient funds to continue matching contributions from other sources to The Global Fund to Fight AIDS, Tuberculosis, and Malaria on a 1-to-2 basis.

**SA 2843.** Mr. NICKLES (for Mr. HATCH (for himself, Mr. BIDEN, and Mr. KOHL)) 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 20, line 17, increase the amount by \$600,000,000.

On page 20, line 18, increase the amount by \$132,000,000.

On page 20, line 22, increase the amount by \$180,000,000.

On page 21, line 1, increase the amount by \$120,000,000.

On page 21, line 5, increase the amount by \$90,000,000.

On page 21, line 9, increase the amount by \$78,000,000.

On page 21, line 13, decrease the amount by \$600,000,000.

On page 21, line 14, decrease the amount by \$132,000,000.

On page 21, line 18, decrease the amount by \$180,000,000.

On page 21, line 22, decrease the amount by \$120,000,000.

On page 22, line 1, increase the amount by \$90,000,000.

On page 22, line 5, decrease the amount by \$78,000,000.

**SA 2844.** Mr. NICKLES (for Mrs. DOLE (for herself and Mr. LEAHY)) 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 18, line 4, increase the amount by \$156,000,000.

On page 18, line 5, increase the amount by \$135,000,000.

On page 18, line 8, increase the amount by \$162,000,000.

On page 18, line 9, increase the amount by \$160,000,000.

On page 18, line 12, increase the amount by \$169,000,000.

On page 18, line 13, increase the amount by \$170,000,000.

On page 18, line 16, increase the amount by \$175,000,000.

On page 18, line 17, increase the amount by \$175,000,000.

On page 18, line 20, increase the amount by \$180,000,000.

On page 18, line 21, increase the amount by \$180,000,000.

On page 23, line 5, decrease the amount by \$156,000,000.

On page 23, line 6, decrease the amount by \$135,000,000.

On page 23, line 9, decrease the amount by \$162,000,000.

On page 23, line 10, decrease the amount by \$160,000,000.

On page 23, line 13, decrease the amount by \$169,000,000.

On page 23, line 14, decrease the amount by \$170,000,000.

On page 23, line 17, decrease the amount by \$175,000,000.

On page 23, line 18, decrease the amount by \$175,000,000.

On page 23, line 21, decrease the amount by \$180,000,000.

On page 23, line 22, decrease the amount by \$180,000,000.

**SEC. . SENSE OF THE SENATE CONCERNING CHILD NUTRITION FUNDING.**

(a) FINDINGS.—The Senate finds that

(1) Federal child nutrition programs have long played a critical role in providing children in the United States with quality nutrition from birth through secondary school;

(2) recognizing the value—of these benefits to children in the United States, Congress has an enduring tradition of bipartisan support for these programs;

(3) children in the United States are increasingly at nutritional risk due to poor dietary habits, lack of access to nutritious

foods, and obesity and diet-related diseases associated with poor dietary intake;

(4) many children in the United States who would benefit from Federal child nutrition programs do not receive benefits due to financial or administrative barriers; and

(5) Federal child nutrition programs are expected to be reauthorized in the 108th Congress.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the levels in this concurrent resolution assume that in making appropriations and revenue decisions, the Senate supports the retention in the conference report for this concurrent resolution of the additional funds provided in this concurrent resolution for the reauthorization of Federal child nutrition programs.

**SA 2845.** Mr. NICKLES (for Mr. LUGAR (for himself, Mr. CORZINE, Mr. BINGAMAN, Mr. LAUTENBERG, Mr. SCHUMER, Ms. STABENOW, Mrs. CLINTON, Mrs. FEINSTEIN, Mr. KERRY, Mr. KOHL, Mr. LEVIN, Mrs. MURRAY, Mr. DURBIN, Mr. DEWINE, Mr. HAGEL, Mr. CHAFEE, Mr. JEFFORDS, Ms. CANTWELL, Mr. SMITH, Mr. SANTORUM, Mr. MCCAIN, Mr. BIDEN, and Mr. SUNUNU)) 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 8, line 21, increase the amount by \$1,400,000,000.

On page 8, line 22, increase the amount by \$153,000,000.

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

On page 9, line 1, increase the amount by \$621,000,000.

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

On page 9, line 5, increase the amount by \$359,000,000.

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

On page 9, line 9, increase the amount by \$237,000,000.

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

On page 9, line 13, increase the amount by \$154,000,000.

On page 23, line 5, decrease the amount by \$1,400,000,000.

On page 23, line 6, decrease the amount by \$153,000,000.

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

On page 23, line 10, decrease the amount by \$621,000,000.

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

On page 23, line 14, decrease the amount by \$359,000,000.

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

On page 23, line 18, decrease the amount by \$237,000,000.

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

On page 23, line 22, decrease the amount by \$154,000,000.

**SA 2846.** Ms. MURKOWSKI (for herself, Mr. SPECTER, Mr. BOND, Mr. ENSIGN, Mr. DEWINE, Mr. CORNYN, Mr. CAMPBELL, Mr. GRAHAM of South Carolina, Mr. ALLEN, Mr. STEVENS, and Ms. MIKULSKI) 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 19, line 21, increase the amount by \$1,200,000,000.

On page 19, line 22, increase the amount by \$1,080,000,000.

On page 20, line 1, increase the amount by \$108,000,000.

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

On page 20, line 9, increase the amount by \$1,000,000.

On page 23, line 5, decrease the amount by \$1,200,000,000.

On page 23, line 6, decrease the amount by \$1,080,000,000.

On page 23, line 10, decrease the amount by \$108,000,000.

On page 23, line 14, decrease the amount by \$5,000,000.

On page 23, line 18, decrease the amount by \$1,000,000.

**SA 2847.** Mr. NICKLES (for Mr. GRASSLEY (for himself, Mr. BUNNING, Mr. DOMENICI, Mr. BINGAMAN, Ms. CANTWELL, Mrs. MURRAY, Mr. VOINOVICH, Mrs. CLINTON, Mr. DEWINE, Ms. MURKOWSKI, Mr. REID, Mr. BOND, Mr. KENNEDY, Mr. TALENT, and Mr. HARKIN)) 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 54, after line 22, insert the following:

**SEC. . SENSE OF THE SENATE REGARDING COMPENSATION FOR EXPOSURE TO TOXIC SUBSTANCES AT THE DEPARTMENT OF ENERGY.**

(a) FINDINGS.—The Senate finds the following:

(1) The Energy Employees Occupational Illness Compensation Program Act of 2000 (42 U.S.C. 7384 et seq.) (referred to in this section as the “EEOICPA”) is intended to ensure the timely payment of uniform and adequate compensation to covered employees suffering from occupational illnesses incurred during their work for the Department of Energy.

(2) The Department of Labor is responsible for implementing the provisions under subtitle B of the EEOICPA, relating to claims for radiation related cancers, beryllium disease, and silicosis. The Department of Labor has, within its area of responsibility, processed over 95 percent of the 52,000 claims it has received, and is processing these claims in an average of 73 days.

(3) As of the date of enactment of this resolution, the Department of Health and Human Services has not promulgated the regulations required under section 3626 of the EEOICPA for allowing claimants to petition to be members of the Special Exposure Cohort. Special Exposure Cohorts provide a presumption in favor of the claimant for radiation related cancers if—

(A) it is not feasible to estimate radiation dose with sufficient accuracy; and

(B) there is a reasonable likelihood that the health of the class of workers may have been endangered.

(4) The Department of Energy, which is responsible for implementing subtitle D of the EEOICPA, relating to occupational illness caused by exposure to toxic substances at

Department of Energy facilities, finalized its regulations on August 14, 2002. The Department of Energy has processed 1 percent of the 22,000 claims received through the Department of Energy physicians panels since its regulations were made final.

(5) The Department of Energy has no willing payor for up to 50 percent of the claims that its physicians panels determine to be related to exposure to a toxic substance at the Department of Energy. As a consequence, many claimants with a positive determination from the physicians panel will be denied benefits. Many States, including Alaska, Colorado, Iowa, Kentucky, Missouri, Ohio, New Mexico, Idaho, and Nevada, may not have a willing payor.

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

(1) claims for occupational illness, which are determined to be caused by exposure to toxic substances at Department of Energy facilities under subtitle D of the EEOICPA, should be promptly, equitably, and efficiently compensated;

(2) administrative and technical changes should be made to the EEOICPA to—

(A) improve claims processing and review by physicians panels to ensure cost-effective and efficient consideration and determination of workers' claims;

(B) provide for membership in additional special exposure cohorts; and

(C) address eligibility issues at facilities with residual radiation; and

(3) the President and Congress should work together at the earliest opportunity to develop a plan that effectively resolves the issue of a lack of a willing payor for many claims that are determined under subtitle D of the EEOICPA to be related to exposure to a toxic substance at Department of Energy facilities.

**SA 2848.** Mr. NICKLES (for Mr. BYRD (for himself and Mr. COCHRAN)) 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 43, strike lines 11 through 20, and insert the following:

(b) FUNDING FOR BIOSHIELD.—The chairman of the Committee on Budget of the Senate shall revise the aggregates, functional totals, and allocations to the Committee on Appropriations of the Senate, discretionary spending limits, and other appropriate levels and limits in this resolution by \$2,528,000,000 in budget authority for fiscal year 2005, and by the amount of outlays flowing therefrom in fiscal year 2005 and subsequent years for Project Bioshield, for a bill, joint resolution, amendment, or conference report that makes appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2005.

**SA 2849.** Mr. KYL 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 appropriate place, insert the following:

**SEC. . RESERVE FUND FOR VETERANS' MEDICAL CARE.**

If the Committee on Finance or the Committee on Veterans' Affairs of the Senate re-

ports a bill or joint resolution, or an amendment thereto is offered or a conference report thereon is submitted, that (1) provides an increase in veterans' medical program funding and (2) is fully offset by an assessment on lawyer fees paid under the tobacco settlement, the Chairman of the Committee on the Budget of the Senate may revise the allocations of new budget authority, outlays, the revenue aggregates and other appropriate aggregates by not more than \$1.7 billion for the period fiscal year 2005 to 2009 to reflect such legislation, provided that such legislation would not increase the deficit for fiscal year 2005 and for the period of fiscal years 2005 through 2009.

**SA 2850.** Mr. NICKLES (for Mr. DORGAN) 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 14, line 19, increase the amount by \$260,000,000.

On page 14, line 20, increase the amount by \$18,000,000.

On page 14, line 23, increase the amount by \$260,000,000.

On page 14, line 24, increase the amount by \$226,000,000.

On page 15, line 2, increase the amount by \$260,000,000.

On page 15, line 3, increase the amount by \$260,000,000.

On page 15, line 6, increase the amount by \$260,000,000.

On page 15, line 7, increase the amount by \$260,000,000.

On page 15, line 10, increase the amount by \$260,000,000.

On page 15, line 11, increase the amount by \$260,000,000.

On page 15, line 16, increase the amount by \$660,000,000.

On page 15, line 17, increase the amount by \$561,000,000.

On page 15, line 20, increase the amount by \$60,000,000.

On page 15, line 21, increase the amount by \$150,000,000.

On page 15, line 24, increase the amount by \$60,000,000.

On page 15, line 25, increase the amount by \$60,000,000.

On page 16, line 3, increase the amount by \$60,000,000.

On page 16, line 4, increase the amount by \$60,000,000.

On page 16, line 7, increase the amount by \$60,000,000.

On page 16, line 8, increase the amount by \$60,000,000.

On page 23, line 5, decrease the amount by \$920,000,000.

On page 23, line 6, decrease the amount by \$579,000,000.

On page 23, line 9, decrease the amount by \$320,000,000.

On page 23, line 10, decrease the amount by \$376,000,000.

On page 23, line 13, decrease the amount by \$320,000,000.

On page 23, line 14, decrease the amount by \$320,000,000.

On page 23, line 17, decrease the amount by \$320,000,000.

On page 23, line 18, decrease the amount by \$320,000,000.

On page 23, line 21, decrease the amount by \$320,000,000.

On page 23, line 22, decrease the amount by \$320,000,000.

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

**SEC. . SENSE OF THE SENATE REGARDING TAX INCENTIVES FOR CERTAIN RURAL COMMUNITIES.**

It is the sense of the Senate that if tax relief measures are passed in accordance with the assumptions in this resolution in this session of Congress, such legislation should include—

(1) tax and other financial incentives, similar to those included in the New Homestead Act (S. 602), to help rural communities fight the economic decimation caused by chronic out-migration by giving such communities the tools they need to attract individuals to live and work, or to start and grow a business, in such rural areas, and

(2) revenue provisions which fully offset the cost of such tax and other financial incentives.

**SA 2851.** Mr. NICKLES (for Mr. SPEC-TER) 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:

Strike section 404(a).

**SA 2852.** Mr. NICKLES (for Ms. COLLINS (for herself and Mr. CARPER)) 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 28, between lines 7 and 8, insert the following:

**SEC. 304. RESERVE FOR POSTAL SERVICE REFORM.**

If the Committee on Governmental Affairs of the Senate reports a bill or joint resolution, or an amendment thereto is offered or a conference report thereon is submitted, that reforms the United States Postal Service to improve its economic viability, the Chairman of the Committee on the Budget may revise committee allocations for the Committee on Governmental Affairs and other appropriate budgetary aggregates and allocations of new budget authority and outlays by the amount provided by that measure for that purpose, if that measure would not increase the deficit for fiscal year 2005 and for the period of fiscal years 2005 through 2009.

**SA 2853.** Mr. SANTORUM 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 \$38,296,000,000.

On page 3, line 10, increase the amount by \$79,080,000,000.

On page 3, line 11, increase the amount by \$69,123,000,000.

On page 3, line 12, increase the amount by \$76,240,000,000.

On page 3, line 13, increase the amount by \$88,626,000,000.

On page 3, line 17, increase the amount by \$38,296,000,000.

On page 3, line 18, increase the amount by \$79,080,000,000.

On page 3, line 19, increase the amount by \$69,123,000,000.

On page 3, line 20, increase the amount by \$76,240,000,000.

On page 3, line 21, increase the amount by \$88,626,000,000.

On page 4, line 4, increase the amount by \$151,052,136,000.

On page 4, line 5, increase the amount by \$221,280,576,000.

On page 4, line 6, increase the amount by \$223,955,256,000.

On page 4, line 7, increase the amount by \$252,798,059,000.

On page 4, line 8, increase the amount by \$276,318,737,000.

On page 4, line 12, increase the amount by \$145,439,136,000.

On page 4, line 13, increase the amount by \$215,107,576,000.

On page 4, line 14, increase the amount by \$216,217,256,000.

On page 4, line 15, increase the amount by \$244,706,059,000.

On page 4, line 16, increase the amount by \$267,907,737,000.

On page 4, line 20, decrease the amount by \$407,143,136,000.

On page 4, line 21, decrease the amount by \$136,027,576,000.

On page 4, line 22, decrease the amount by \$147,094,256,000.

On page 4, line 23, decrease the amount by \$168,466,059,000.

On page 4, line 24, decrease the amount by \$179,281,737,000.

On page 5, line 3, increase the amount by \$107,143,136,000.

On page 5, line 4, increase the amount by \$243,170,712,000.

On page 5, line 5, increase the amount by \$390,264,968,000.

On page 5, line 6, increase the amount by \$558,731,027,000.

On page 5, line 7, increase the amount by \$738,012,764,000.

On page 5, line 11, increase the amount by \$107,143,136,000.

On page 5, line 12, increase the amount by \$243,170,712,000.

On page 5, line 13, increase the amount by \$390,264,968,000.

On page 5, line 14, increase the amount by \$558,731,027,000.

On page 5, line 15, increase the amount by \$738,012,764,000.

On page 8, line 21, increase the amount by \$7,500,000,000.

On page 8, line 22, increase the amount by \$7,500,000,000.

On page 8, line 25, increase the amount by \$7,500,000,000.

On page 9, line 1, increase the amount by \$7,500,000,000.

On page 9, line 4, increase the amount by \$7,500,000,000.

On page 9, line 5, increase the amount by \$7,500,000,000.

On page 9, line 8, increase the amount by \$7,500,000,000.

On page 9, line 9, increase the amount by \$7,500,000,000.

On page 11, line 13, increase the amount by \$3,500,000,000.

On page 11, line 14, increase the amount by \$3,500,000,000.

On page 11, line 17, increase the amount by \$3,500,000,000.

On page 11, line 18, increase the amount by \$3,500,000,000.

On page 11, line 21, increase the amount by \$3,500,000,000.

On page 11, line 22, increase the amount by \$3,500,000,000.

On page 11, line 25, increase the amount by \$3,500,000,000.

On page 12, line 1, increase the amount by \$3,500,000,000.

On page 14, line 2, increase the amount by \$7,000,000,000.

On page 14, line 3, increase the amount by \$7,000,000,000.

On page 14, line 6, increase the amount by \$8,000,000,000.

On page 14, line 7, increase the amount by \$8,000,000,000.

On page 14, line 10, increase the amount by \$8,000,000,000.

On page 14, line 11, increase the amount by \$8,000,000,000.

On page 14, line 14, increase the amount by \$8,000,000,000.

On page 14, line 15, increase the amount by \$8,000,000,000.

On page 14, line 23, increase the amount by \$5,000,000,000.

On page 14, line 24, increase the amount by \$5,000,000,000.

On page 15, line 2, increase the amount by \$5,000,000,000.

On page 15, line 3, increase the amount by \$5,000,000,000.

On page 15, line 6, increase the amount by \$5,000,000,000.

On page 15, line 7, increase the amount by \$5,000,000,000.

On page 15, line 10, increase the amount by \$5,000,000,000.

On page 15, line 11, increase the amount by \$5,000,000,000.

On page 15, line 20, increase the amount by \$33,500,000,000.

On page 15, line 21, increase the amount by \$33,500,000,000.

On page 15, line 24, increase the amount by \$33,500,000,000.

On page 15, line 25, increase the amount by \$33,500,000,000.

On page 16, line 3, increase the amount by \$33,500,000,000.

On page 16, line 4, increase the amount by \$33,500,000,000.

On page 16, line 7, increase the amount by \$33,500,000,000.

On page 16, line 8, increase the amount by \$33,500,000,000.

On page 16, line 12, increase the amount by \$89,500,000,000.

On page 16, line 13, increase the amount by \$89,500,000,000.

On page 16, line 16, increase the amount by \$89,500,000,000.

On page 16, line 17, increase the amount by \$89,500,000,000.

On page 16, line 20, increase the amount by \$89,500,000,000.

On page 16, line 21, increase the amount by \$89,500,000,000.

On page 16, line 24, increase the amount by \$89,500,000,000.

On page 16, line 25, increase the amount by \$89,500,000,000.

On page 17, line 3, increase the amount by \$89,500,000,000.

On page 17, line 4, increase the amount by \$89,500,000,000.

On page 18, line 8, increase the amount by \$1,000,000,000.

On page 18, line 9, increase the amount by \$1,000,000,000.

On page 18, line 12, increase the amount by \$1,000,000,000.

On page 18, line 13, increase the amount by \$1,000,000,000.

On page 18, line 16, increase the amount by \$1,000,000,000.

On page 18, line 17, increase the amount by \$1,000,000,000.

On page 18, line 20, increase the amount by \$1,000,000,000.

On page 18, line 21, increase the amount by \$1,000,000,000.

On page 19, line 21, increase the amount by \$8,200,000,000.

On page 19, line 22, increase the amount by \$8,200,000,000.

On page 19, line 25, increase the amount by \$8,200,000,000.

On page 20, line 1, increase the amount by \$8,200,000,000.

On page 20, line 4, increase the amount by \$8,200,000,000.

On page 20, line 5, increase the amount by \$8,200,000,000.

On page 8, line 8, increase the amount by \$8,200,000,000.

On page 8, line 9, increase the amount by \$8,200,000,000.

On page 8, line 12, increase the amount by \$8,200,000,000.

On page 8, line 13, increase the amount by \$8,200,000,000.

On page 22, line 9, increase the amount by \$1,884,136,000.

On page 22, line 10, increase the amount by \$1,884,136,000.

On page 22, line 13, increase the amount by \$7,298,576,000.

On page 22, line 14, increase the amount by \$7,298,576,000.

On page 22, line 17, increase the amount by \$14,926,256,000.

On page 22, line 18, increase the amount by \$14,926,256,000.

On page 22, line 21, increase the amount by \$23,145,059,000.

On page 22, line 22, increase the amount by \$23,145,059,000.

On page 22, line 25, increase the amount by \$31,897,737,000.

On page 23, line 1, increase the amount by \$31,897,737,000.

On page 23, line 5, increase the amount by \$43,968,737,000.

On page 23, line 6, increase the amount by \$38,355,000,000.

On page 23, line 9, increase the amount by \$58,782,000,000.

On page 23, line 10, increase the amount by \$52,609,000,000.

On page 23, line 13, increase the amount by \$52,829,000,000.

On page 23, line 14, increase the amount by \$45,091,000,000.

On page 23, line 17, increase the amount by \$73,453,000,000.

On page 23, line 18, increase the amount by \$65,361,000,000.

On page 23, line 21, increase the amount by \$95,721,000,000.

On page 23, line 22, increase the amount by \$87,310,000,000.

On page 39, line 18, increase the amount by \$26,468,000,000.

On page 39, line 19, increase the amount by \$20,855,000,000.

On page 40, line 1, increase the amount by \$91,282,000,000.

On page 40, line 2, increase the amount by \$117,109,000,000.

**SA 2854.** Ms. SNOWE 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 13, line 2, increase the amount by \$121,000,000.

On page 13, line 3, increase the amount by \$68,000,000.

On page 13, line 7, increase the amount by \$40,000,000.

On page 13, line 11, increase the amount by \$7,000,000.

On page 23, line 5, decrease the amount by \$121,000,000.

On page 23, line 6, decrease the amount by \$68,000,000.

On page 23, line 10, decrease the amount by \$40,000,000.

On page 23, line 14, decrease the amount by \$7,000,000.

**SA 2855.** Mr. LUGAR 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; as follows:

On page 146, strike lines 1 through 23.

#### NOTICES OF HEARINGS/MEETINGS

##### PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Mr. COLEMAN. Mr. President, I would like to announce for the information of the Senate and the public that the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs will hold a hearing entitled "Profiteering In a Non-Profit Industry: Abusive Practices in Credit Counseling." The subcommittee intends to hold this hearing to address the problems facing the credit counseling industry. Once community-based and consumer-friendly, the credit counseling industry has undergone significant transformation during the past several years. New and aggressive profit-driven participants have entered the market, causing a rash of consumer complaints about high fees, misleading advertising, and poor service. The proliferation of for-profit, "back-office" servicing companies is threatening to change the industry into a debt collection mill instead of an industry whose focus should be on consumer counseling and education. The subcommittee's March 24 hearing will review the most egregious cases for misconduct among credit counseling agencies and their for-profit service providers and examine what solutions may be available to repair the industry.

The hearings will take place on Wednesday, March 24, 2004, at 9 a.m., in room 342 of the Dirksen Senate Office Building. For further information, please contact Raymond V. Shepherd III, Staff Director and Chief Counsel to the Permanent Subcommittee on Investigations, at 224-3721.

##### SUBCOMMITTEE ON PUBLIC LANDS AND FORESTS

Mr. CRAIG. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Subcommittee on Public Lands and Forests of the Committee on Energy and Natural Resources.

The hearing will be held on Wednesday, March 24, at 2:30 p.m., in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony on the following bills: S. 433, a bill to provide for enhanced collaborative forest stewardship management within the Clearwater and Nez Perce National Forests in Idaho, and

for other purposes; S. 2180, a bill to direct the Secretary of Agriculture to exchange certain lands in the Arapaho and Roosevelt National Forests in the State of Colorado; and H.R. 1964, a bill to assist the States of Connecticut, New Jersey, New York, and Pennsylvania in conserving priority lands and natural resources in the Highlands region, and for other purposes.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, U.S. Senate, Washington, DC 20510-6150.

For further information, please contact Frank Gladics at 202-224-2878.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON ARMED SERVICES

Mr. NICKLES. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on March 11, 2004, at 9:30 a.m., in open session to receive testimony on missile defense, in review of the Defense Authorization Request for Fiscal Year 2005.

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

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

Mr. NICKLES. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Thursday, March 11, 2004, at 10 a.m., on prescription drug importation.

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

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. NICKLES. 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 Thursday, March 11, at 10 a.m.

The purpose of the hearing is to receive testimony on the following bills: S. 2086, a bill to amend the Surface Mining Control and Reclamation Act of 1977 to improve the reclamation of abandoned mines; S. 2049, a bill to amend the Surface Mining Control and Reclamation Act of 1977 to reauthorize collection of reclamation fees, revise the abandoned mine reclamation program, promote re-mining, authorize the Office of Surface Mining to collect the black lung excise tax, and make sundry other changes.

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

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. NICKLES. 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 Thursday, March 11, at 2:30 p.m. to consider the nomination of Sue Ellen Woolridge to be Solicitor of the Department of the Interior.

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

##### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. NICKLES. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Thursday, March 11, 2004, at 9:30 a.m., for a hearing titled "Postal Reform: Sustaining the 9 Million Jobs in the \$900 Billion Mailing Industry (Day Two)."

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

##### COMMITTEE ON THE JUDICIARY

Mr. NICKLES. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Thursday, March 11, 2004, at 9:30 a.m., in Dirksen Senate Building Room 226.

#### Agenda

##### I. Nominations

Henry W. Saad to be U.S. Circuit Judge for the Sixth Circuit; William James Haynes II to be U.S. Circuit Judge for the Fourth Circuit; Diane S. Sykes to be U.S. Circuit Judge for the Seventh Circuit; William Gerry Myers III to be U.S. Circuit Judge for the Ninth Circuit; James L. Robart to be U.S. District Judge for the Western District of Washington; Juan R. Sanchez to be U.S. District Judge for the Eastern District of Pennsylvania; and Lawrence F. Stengel to be U.S. District Judge for the Eastern District of Pennsylvania.

##### II. Executive Session

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

##### SELECT COMMITTEE ON INTELLIGENCE

Mr. NICKLES. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on March 11, 2004, at 2:30 p.m., to hold a closed hearing on intelligence matters.

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

##### SUBCOMMITTEE ON AIRLAND

Mr. NICKLES. Mr. President, I ask unanimous consent that the Subcommittee on Airland of the Committee on Armed Services be authorized to meet during the session of the Senate on March 11, 2004, at 2 p.m., in open session to receive testimony on Army transformation in review of the Defense Authorization Request for Fiscal Year 2005 and the future years Defense Program.

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

#### PRIVILEGE OF THE FLOOR

Mr. PRYOR. Mr. President, I ask unanimous consent to allow my staff member, Derrick Freeman, the privilege of the floor.