

Act" on Tuesday, May 10, 2005 at 9:30 a.m. in Dirksen Senate Office Building Room 226.

Panel I: The Honorable Larry E. Craig, United States Senator, R-ID, The Honorable Richard J. Durbin, United States Senator, D-IL.

Panel II: The Honorable Bob Barr, Former Member of Congress, Chairman, Patriots to Restore Checks and Balances, Atlanta, GA; David Cole, Professor of Law, Georgetown University Law Center, Washington, DC; Daniel P. Collins, Partner, Munger, Tolles & Olsen LLP, Los Angeles, CA; James X. Dempsey, Executive Director, Center for Democracy & Technology, Washington, DC; Andrew C. McCarthy, Attorney and Senior Fellow, The Foundation for the Defense of Democracies, Washington, DC; Suzanne E. Spaulding, Managing Director, The Harbour Group, LLC, Washington, DC.

The PRESIDING OFFICER. Without objections it is so ordered.

#### SELECT COMMITTEE ON INTELLIGENCE

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on May 10, 2005, at 2:30 p.m. to hold a hearing.

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

#### SUBCOMMITTEE ON AIRLAND

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on Airland be authorized to meet during the session of the Senate on Tuesday, May 10, 2005, at 3:30 p.m. in closed session to mark up the Airland Programs and provisions contained in the National Defense Authorization Act for fiscal year 2006.

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

#### SUBCOMMITTEE ON EMPLOYMENT AND WORKPLACE SAFETY

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on Employment and Workplace Safety be authorized to hold a hearing during the session of the Senate on Tuesday, May 10, 2005, at 2 p.m. in SD-430.

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

#### SUBCOMMITTEE ON NATIONAL PARKS

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on National Parks be authorized to meet during the session of the Senate on Tuesday, May 10, 2005, at 2:30 p.m.

The purpose of the hearing is to review the National Park Service's funding needs for administration and management of the National Park System.

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

#### SUBCOMMITTEE ON SEAPOWER

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on Seapower be authorized to meet during the session of the Senate on Tuesday, May 10, 2005 at 2:30 p.m. in closed session to mark up the

Seapower programs and provisions contained in the National Defense Authorization Act for fiscal year 2006.

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

#### SUBCOMMITTEE ON THREATS AND CAPABILITIES

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on Emerging Threats and Capabilities be authorized to meet during the session of the Senate on Tuesday, May 10, 2005 at 5 p.m. in closed session to mark up the emerging threats and capabilities programs and provisions contained in the National Defense Authorization Act for fiscal year 2006.

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

#### PRIVILEGE OF THE FLOOR

Mr. BAUCUS. I ask unanimous consent the following fellows of the Finance Committee be granted the privilege of the floor for the duration of the debate on the Transportation reauthorization bill: Mary Baker and Stuart Sirkin.

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

#### RECOGNIZING THE 13TH ANNUAL NATIONAL ASSOCIATION OF LETTER CARRIERS FOOD DRIVE

Mr. SESSIONS. Mr. President, on behalf of the leader, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of S. Res. 133, and that the Senate then proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 133) recognizing the 13th Annual National Association of Letter Carriers Food Drive.

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

Mr. SESSIONS. Mr. President, I ask unanimous consent that the resolution and preamble be agreed to en bloc that the motions to reconsider be laid upon the table en bloc and that any statements relating to the resolution be printed in the RECORD, with no intervening action or debate.

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

The resolution (S. Res. 133) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 133

Whereas in 2003, 3,900,000 men, women, and children went hungry every day, a troubling statistic that has steadily increased in recent years;

Whereas 23,000,000 men and women and more than 9,000,000 children rely on food banks to survive every year;

Whereas in 1992, the National Association of Letter Carriers recognized this crisis and began the "Stamping Out Hunger" national food drive;

Whereas 1,400 National Association of Letter Carriers branches in more than 10,000 cities in all 50 States have collected millions of pounds of food every year since 1992;

Whereas in 2004, the National Association of Letter Carriers collected a record-breaking 70,900,000 pounds of food;

Whereas the National Association of Letter Carriers provides desperately needed resources to food banks in the spring and summer months, the time when donations levels are at their lowest;

Whereas the National Association of Letter Carriers has created much needed bridges between its hard working members, residents in their communities, and those in need;

Whereas the National Association of Letter Carriers Food Drive will take place on May 14, 2005;

Whereas the National Association of Letter Carriers will send nearly 150,000,000 postcards to postal customers to urge donations for the Food Drive; and

Whereas letter carriers will be collecting food, as well as mail, at mailboxes across the country, performing their daily job, and collecting food for the hungry, come rain or shine: Now, therefore, be it

*Resolved*, That the Senate—

(1) congratulates the members of the National Association of Letter Carriers for their hard work on behalf of the millions of people who go hungry each day; and

(2) encourages the people of the United States to follow the example of the members of the National Association of Letter Carriers by donating food to local food banks and participating in the National Association of Letter Carriers Food Drive on May 14, 2005, by placing nonperishable food by their mailboxes.

#### 50TH ANNIVERSARY OF THE NATIONAL ASPHALT PAVEMENT ASSOCIATION

Mr. SESSIONS. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of S. Res. 135, which was submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 135) congratulating the National Asphalt Pavement Association on its 50th anniversary and recognizing the contributions of members of the Association to the United States.

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

Mr. INHOFE. Mr. President, I wish to speak about S. Res. 135 which recognizes the outstanding accomplishments of the National Asphalt Pavement Association, NAPA, as it celebrates its 50th Anniversary on May 17, 2005. I am joined by my colleagues, Senators BOND, JEFFORDS and BAUCUS. NAPA is the only national association that exclusively represents an industry comprised of 1,500 asphalt companies nationwide, employing over 300,000 men and women.

Today when we think of highways and roads, we think of the cars and trucks that use these facilities. We think of the agricultural products being shipped from farm to market, or packages being shipped from factories right to our homes. We think of mothers picking up their children after

school, and families taking trips to the beach during the summer. Of course, we also think of commutes to and from work.

What I have just described is our American economy in motion, and none of it would be possible without quality highway pavements of which asphalt is one. Just 50 years ago, the country faced a transportation crisis. In 1955, it was not easy to travel from city to city because the Interstate Highway System did not exist. The roads were unsafe, slow, and difficult to use. Traveling from city to city, which today could be done in hours took days.

In the early 20th century, asphalt pavements helped get America out of the mud. In the latter half of that century, the new Interstate Highway System improved our mobility and helped sustain our country's economic growth. The Interstate Highway System's pavements literally were the foundation upon which the United States and her people were able to emerge as the leaders of the world.

It was no accident that NAPA was formed just as the Federal-Aid Highway Act of 1956 was winding its way through Congress. The industry was challenged by the need to construct long lasting pavements that could meet the tougher standards of the Interstate Highway System. In rising to that challenge, the first ambitious program announced by the association was the Quality Improvement Program. Ever since then, dedication to helping its members deliver the best quality asphalt pavement has been a top priority.

I am very proud of the fact that the late John W. Kelly, of the firm Amis & Kelly Construction Company in Oklahoma City, was one of the founding fathers of NAPA. From 1958 to 1960, John W. Kelly served as the second president of the Association. NAPA has also enjoyed 50 years of strong partnership with the Oklahoma Asphalt Pavement Association which was formed in 1952.

I congratulate NAPA and its members for 50 years of leadership and involvement in constructing a world-class road system.

Mr. SESSIONS. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

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

The resolution (S. Res. 135) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 135

Whereas in 2005, the National Asphalt Pavement Association (incorporated on May 17, 1955, as the National Bituminous Concrete Association) celebrates its 50th anniversary;

Whereas the members of the National Asphalt Pavement Association play a key role in strengthening the economy of the United States and promoting the mobility of citi-

zens of the United States by providing hot-mix asphalt used in the construction of the 41,000-mile Interstate Highway System and other highways, streets, roads, parking lots, and airports;

Whereas the National Asphalt Pavement Association has focused on continually improving the quality of asphalt pavement by establishing a quality improvement program;

Whereas the National Asphalt Pavement Association has facilitated technology transfer and advanced new asphalt pavement technologies through partnerships, scanning tours, publications, and presentations;

Whereas the National Asphalt Pavement Association, through members of the Association, has fostered and encouraged young people to pursue careers in civil engineering by establishing the National Asphalt Pavement Association Research and Education Foundation to provide scholarships, sponsor educational exhibitions, and fund research of national significance relating to hot-mix asphalt;

Whereas the National Asphalt Pavement Association, through members of the Association, endowed the National Center for Asphalt Technology, the world's premier institution for asphalt research, and continues to fund the activities of the Center; and

Whereas the National Asphalt Pavement Association will continue to contribute to research to ensure that the Interstate Highway System will be designed and constructed for perpetual use in order to meet the growing economic and national security needs of the United States: Now, therefore, be it

Resolved, That the Senate—

(1) congratulates the National Asphalt Pavement Association on its 50th anniversary; and

(2) recognizes and celebrates the achievements of the members of the National Asphalt Pavement Association for their contributions to the economic well-being of the citizens of the United States.

#### HONORING TUSKEGEE AIRMEN FOR THEIR BRAVERY IN FIGHTING FOR OUR FREEDOM IN WORLD WAR II

Mr. SESSIONS. I ask unanimous consent that the Armed Services Committee be discharged from further consideration of H. Con. Res. 26, and the Senate now proceed to its consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the concurrent resolution by title.

The legislative clerk read as follows:

A concurrent resolution (H. Con. Res. 26) honoring the Tuskegee Airmen for their bravery in fighting for our freedom in World War II, and for their contribution in creating an integrated United States Air Force.

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

Mr. SESSIONS. I ask unanimous consent that the concurrent resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

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

The concurrent resolution (H. Con. Res. 26) was agreed to.

The preamble was agreed to.

Mr. SESSIONS. Mr. President, I note that I am extremely proud, as all of

our Nation is, of the Tuskegee Airmen. Recently, I had the privilege to be in Iraq and visit the airbase where the unit, still known as the Tuskegee Airmen, was deployed. They had their banners up and it was an honor to be with them. Their heritage of excellence lives on.

#### CALLING ON GOVERNMENT OF FEDERAL REPUBLIC OF NIGERIA TO TRANSFER CHARLES GHANKAY TAYLOR, FORMER PRESIDENT OF REPUBLIC OF LIBERIA, TO SPECIAL COURT FOR SIERRA LEONE

Mr. SESSIONS. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of H. Con. Res. 127, which we received from the House.

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

The legislative clerk read as follows:

A concurrent resolution (H. Con. Res. 127) calling on the Government of the Federal Republic of Nigeria to transfer Charles Ghankay Taylor, former President of the Republic of Liberia, to the Special Court for Sierra Leone to be tried for war crimes against humanity, and other serious violations of international humanitarian law.

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

Mr. SESSIONS. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and that any statements relating to the resolution be printed in the RECORD.

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

The concurrent resolution (H. Con. Res. 127) was agreed to.

The preamble was agreed to.

#### MEASURE READ THE FIRST TIME—S. 989

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

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

The legislative clerk read as follows:

A bill (S. 989) to ensure that a Federal employee who takes leave without pay in order to perform service as a member of the uniformed services or member of the National Guard shall continue to receive pay in an amount which, when taken together with the pay and allowances such individual is receiving for such service, will be no less than the basic pay such individual would then be receiving if no interruption in employment had occurred.

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

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