

(D) detainees have ready access to meaningful programmatic and recreational activities;

(E) detainees are permitted contact visits with legal representatives, family members, and others;

(F) detainees have access to private toilet and shower facilities;

(G) prison-style uniforms or jumpsuits are not required; and

(H) special facilities are provided to families with children.

(C) **FACILITIES FOR FAMILIES WITH CHILDREN.**—For situations where release or secure alternatives programs are not an option, the Secretary shall ensure that special detention facilities are specifically designed to house parents with their minor children, including ensuring that—

(1) procedures and conditions of detention are appropriate for families with minor children; and

(2) living and sleeping quarters for parents and minor children are not physically separated.

(D) **PLACEMENT IN NONPUNITIVE FACILITIES.**—Priority for placement in less restrictive facilities shall be given to asylum seekers, families with minor children, vulnerable populations, and nonviolent criminal detainees.

(E) **PROCEDURES AND STANDARDS.**—Where necessary, the Secretary shall promulgate new standards, or modify existing detention standards, to promote the development of less restrictive detention facilities.

#### SEC. 11. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated such sums as are necessary to carry out this title.

#### SEC. 12. EFFECTIVE DATE.

Except as otherwise provided, this title shall take effect 6 months after the date of the enactment of this Act.

**SA 3254.** Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill S. 2454, to amend the Immigration and Nationality Act to provide for comprehensive reform and for other purposes; which was ordered to lie on the table; as follows:

Strike section 231.

**SA 3255.** Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill S. 2454, to amend the Immigration and Nationality Act to provide for comprehensive reform and for other purposes; which was ordered to lie on the table; as follows:

On page 122, between lines 7 and 8, insert the following:

“(b) **CERTAIN ACTIONS NOT TREATED AS VIOLATIONS.**—A person who, before being apprehended or placed in a removal proceeding, applies for asylum under section 208 of the Immigration and Nationality Act, withholding of removal under section 241(b)(3) of such Act, or relief under the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment under title 8, Code of Federal Regulations, or classification or status under section 101(a)(15)(T), 101(a)(15)(U), 101(a)(27)(J), 101(a)(51), 216(c)(4)(C), 240A(b)(2), or 244(a)(3) (as in effect prior to March 31, 1997) of such Act, shall not be prosecuted for violating section 1542, 1544, 1546 or 1548, before the application is adjudicated in accordance with

the Immigration and Nationality Act. A person who is granted asylum under section 208 of the Immigration and Nationality Act, withholding of removal under section 241(b)(3) of such Act, or relief under the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment under title 8, Code of Federal Regulations, or classification or status under section 101(a)(15)(T), 101(a)(15)(U), 101(a)(27)(J), 101(a)(51), 216(c)(4)(C), 240A(b)(2), or 244(a)(3) (as in effect prior to March 31, 1997) of such Act, shall not be considered to have violated section 1542, 1544, 1546 or 1548.

### NOTICES OF HEARINGS/MEETINGS

#### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. DOMENICI. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will be held on Wednesday, April 12, 2006 at 1:30 p.m. in the hearing room of the Wyoming Oil & Gas Conservation Commission building located at 2211 King Boulevard in Casper, WY.

The purpose of the hearing is to receive testimony regarding the legislative, economic, and environmental issues associated with the growth and development of the Wyoming coal industry.

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, United States Senate, Washington, DC 20510-6150.

For further information, please contact John Peschke or Shannon Ewan.

### AUTHORITIES FOR COMMITTEES TO MEET

#### COMMITTEE ON THE JUDICIARY

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Senate Committee on the Judiciary be authorized to meet to conduct a hearing on “Immigration Litigation Reduction” on Monday, April 3, 2006, at 10 a.m. in room 226 of the Dirksen Senate Office Building.

Panel I: The Honorable Paul R. Michel, Chief Judge United States Court of Appeals for the Federal Circuit, Washington, DC; The Honorable John M. Walker, Jr., Chief Judge, United States Court of Appeals for the Second Circuit New Haven, CT; The Honorable Carlos T. Bea, Circuit Judge, United States Court of Appeals for the Ninth Circuit, San Francisco, CA; The Honorable Jon O. Newman, Senior Judge, United States Court of Appeals for the Second Circuit, Hartford, CT; The Honorable John McCar-

thy Roll, District Judge, United States District Court for the District of Arizona, Tucson, AZ.

Panel II: Jonathan Cohn, Deputy Assistant Attorney General, Civil Division, Department of Justice, Washington, DC, and David Martin, Professor of Law, University of Virginia Charlottesville, VA.

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

### UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. FRIST. Mr. President, I ask unanimous consent at 10 a.m. on Tuesday, the Senate proceed to executive session and an immediate vote on the confirmation of calendar No. 600, Michael Chagares, to be a United States circuit judge for the Third Circuit; provided further that following that vote, the President be immediately notified of the Senate's action and the Senate resume legislative session.

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

Mr. FRIST. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. FRIST. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

### ORDERS FOR TUESDAY, APRIL 4, 2006

Mr. FRIST. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:45 a.m., Tuesday, April 4. I further ask consent that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved, and the Senate proceed to executive session as under the previous order, with the debate divided equally until 10 a.m. I further ask unanimous consent that the Senate stand in recess from 12:30 until 2:15 to accommodate the weekly policy luncheons.

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

### PROGRAM

Mr. FRIST. Mr. President, this evening we have continued to work on agreements for the border control bill. We need to make significant progress tomorrow, and Senators should be prepared for late nights throughout the week. At 10 a.m. tomorrow morning we

will vote on a circuit judge who was reported by the Judiciary Committee last week. I hope we can follow up that vote with agreements to vote on other amendments to the border security measure. Therefore, votes will occur

throughout Tuesday's session of the Senate.

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ADJOURNMENT UNTIL 9:45 A.M.  
TOMORROW

Mr. FRIST. Mr. President, if there is no further business to come before the

Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 7:40 p.m., adjourned until Tuesday, April 4, 2006, at 9:45 a.m.