

to make improvements to the Arctic Research and Policy Act of 1984; as follows:

On page 2, strike line 7 and all that follows through the end of the bill.

SA 4029. Mr. AKAKA (for himself and Mr. INOUYE) submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

On page 345, between lines 5 and 6, insert the following:

SEC. 509. CHILDREN OF FILIPINO WORLD WAR II VETERANS.

Section 201(b)(1) (8 U.S.C. 1151(b)(1)), as amended by sections 505 and 508, is further amended by adding at the end the following:

“(J) Aliens who are eligible for a visa under paragraph (1) or (3) of section 203(a) and are the children of a citizen of the United States who was naturalized pursuant to section 405 of the Immigration Act of 1990 (8 U.S.C. 1440 note).”

SA 4030. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 431, strike line 16 and all that follows through page 432, line 21, and insert the following:

“(D) TEMPORARY WORK OR SERVICES.—The employer is seeking to employ a specific number of agricultural workers on a temporary basis.

“(E) OFFERS TO UNITED STATES WORKERS.—The employer has offered or will offer the job to any eligible United States worker who applies and is equally or better qualified for the job for which the nonimmigrant is, or the nonimmigrants are, sought and who will be available at the time and place of need.

“(F) PROVISION OF INSURANCE.—If the job opportunity is not covered by the State workers’ compensation law, the employer will provide, at no cost to the worker, insurance covering injury and disease arising out of, and in the course of, the worker’s employment which will provide benefits at least equal to those provided under the State’s workers’ compensation law for comparable employment.

“(2) JOB OPPORTUNITIES NOT COVERED BY COLLECTIVE BARGAINING AGREEMENTS.—With respect to a job opportunity that is not covered under a collective bargaining agreement:

“(A) STRIKE OR LOCKOUT.—The specific job opportunity for which the employer is requesting an H-2A worker is not vacant because the former occupant is on strike or being locked out in the course of a labor dispute;

“(B) TEMPORARY WORK OR SERVICES.—The employer is seeking to employ a specific number of agricultural workers on a temporary basis.

SA 4031. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 485, strike line 4 and all that follows through page 491, line 25, and insert the following:

“(b) LEGAL ASSISTANCE TO H-2A WORKERS.—The Legal Services Corporation, or

any employee or agent of the Legal Services Corporation, may not provide legal assistance to, or on behalf of, any H-2A worker, unless the H-2A worker is present in the United States at the time the legal assistance is provided.

“(c) MEDIATION.—The Legal Services Corporation, or any employee or agent of the Legal Services Corporation may not bring a civil action for damages on behalf of a nonimmigrant described in section 101(a)(15)(H)(ii)(a) unless at least 90 days before the date on which the action is brought—

“(1) a request has been made to the Federal Mediation and Conciliation Service to assist the parties in reaching a satisfactory resolution of all issues involving all parties to the dispute; and

“(2) a mediation has been attempted.

“(d) CLARIFICATION OF PRIVATE PROPERTY RIGHTS.—The Legal Services Corporation, or any employee or agent of the Legal Services Corporation may not enter the property of an employer of aliens described in section 101(a)(15)(H)(ii)(a) without a prearranged appointment with a specific individual.

“(e) RECOVERING ATTORNEYS’ FEES.—In any action under this section, the prevailing party shall have all costs and expenses, including reasonable attorneys’ fees, paid for by the losing party, unless the ruling court finds that the payment of such costs and expenses would be manifestly unjust.

SA 4032. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

On page 401, line 18, strike “\$100” and insert “\$1,000”.

SA 4033. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 407, strike line 10 and all that follows through page 429, line 7, and insert the following:

(c) PERIOD OF AUTHORIZED ADMISSION.—

(1) IN GENERAL.—An alien may be granted blue card status for a period not to exceed 2 years.

(2) RETURN TO COUNTRY.—At the end of the period described in paragraph (1), the alien shall return to the country of nationality or last residence of the alien.

(3) ELIGIBILITY FOR NONIMMIGRANT VISA.—On return to the country of nationality or last residence of the alien under paragraph (2), the alien may apply for any nonimmigrant visa.

(d) LOSS OF EMPLOYMENT.—

(1) IN GENERAL.—The blue card status of an alien shall terminate if the alien is not employed for at least 60 consecutive days.

(2) RETURN TO COUNTRY.—An alien whose period of authorized admission terminates under paragraph (1) shall return to the country of nationality or last residence of the alien.

(e) PROHIBITION OF CHANGE OR ADJUSTMENT OF STATUS.—

(1) IN GENERAL.—An alien with blue card status shall not be eligible to change or adjust status in the United States.

(2) LOSS OF ELIGIBILITY.—An alien with blue card status shall lose the blue card status if the alien—

(A) files a petition to adjust status to legal permanent residence in the United States; or

(B) requests a consular processing for an immigrant or nonimmigrant visa outside the United States.

SA 4034. Mr. CHAMBLISS submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

On page 409, line 19, strike “\$400” and insert “\$1,000”.

SA 4035. Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

Strike section 231.

SA 4036. Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill S. 2611, to provide for comprehensive immigration reform and for other purposes; which was ordered to lie on the table; as follows:

On page 129, beginning on line 15, strike all through page 130, line 16, and insert the following:

“(a) PROTECTION OF VULNERABLE PERSONS.—A person who is seeking protection, classification or status, as defined in subsection (b), shall not be prosecuted under section 1028, 1542, 1544, 1546 or 1548, of this title, or section 275 or 276 of the Immigration and Nationality Act (8 U.S.C. 1325 or 1326), in connection with the person’s entry or attempted entry into the United States until the person’s application for such protection, classification, or status has been adjudicated and denied in accordance with the Immigration and Nationality Act.

“(b) DEFINITION.—For purposes of this section, a person who is seeking protection, classification, or status is a person who—

“(1) has filed an application 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 of the Code of Federal Regulations, or after apprehension indicates without delay an intention to apply for such protection and promptly files the application;

“(2) has been referred for a credible fear interview, a reasonable fear interview, or an asylum-only hearing under section 235 of the Immigration and Nationality Act or title 8 of the Code of Federal Regulations; or

“(3) applies for 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) of the Immigration and Nationality Act (as in effect on March 31, 1997).

“(c) SAVINGS PROVISION.—Nothing in this section

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 16, 2006, at 10 a.m., to conduct a hearing on the nominations of Mr. James Lambright, of Missouri, to be President, Export-Import Bank of the United States; Mr. Armando J. Bucelo, Jr., of Florida, to be a member of the Board of Directors of the Securities Investor Protection Corporation; Mr.

Todd S. Farha, of Florida, to be a member of the Board of Directors of the Securities Investor Protection Corporation; Mr. Jon T. Rymer, of Tennessee, to be Inspector General, Federal Deposit Insurance Corporation; Mr. John Cox, of Texas, to be Chief Financial Officer, U.S. Department of Housing and Urban Development; and Mr. William Hardiman, of Michigan, to be a member of the Board of Directors of the National Institute of Building Sciences.

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

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 16, 2006, at 2 p.m., to conduct a hearing on the “Role of Hedge Funds in our Capital Markets.”

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

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. SMITH. Mr. President, I ask unanimous consent that the Senate Committee on Commerce, Science, and Transportation be authorized to meet on Tuesday, May 16, 2006, at 10 a.m., on the Transportation Security Administration’s Transportation Worker Identification Credential—TWIC—Program.

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

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, May 16 at 10 a.m. The purpose of this hearing is to receive testimony regarding the status of the Yucca Mountain Repository Project within the Office of Civilian Radioactive Waste Management at the Department of Energy.

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

COMMITTEE ON FINANCE

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session on Tuesday, May 16, 2006, at 10 a.m., in 215 Dirksen Senate Office Building, to consider the nomination of Susan C. Schwab to be United States Trade Representative, with the rank of Ambassador Extraordinary and Plenipotentiary, Executive Office of the President, vice Robert J. Portman.

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

COMMITTEE ON FINANCE

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet in Open Executive Session on Tuesday, May 16, 2006, in 215 Dirksen Senate Office Building, to consider favorably reporting the nomination of W. Ralph Basham, of Virginia, to be Com-

missioner of Customs, Department of Homeland Security, vice Robert C. Bonner, resigned.

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

COMMITTEE ON FOREIGN RELATIONS

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, May 16, 2006, at 9:30 a.m. to hold a hearing on Energy Security and Oil Dependence.

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

COMMITTEE ON FINANCE

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet in Open Executive Session on Tuesday, May 16, 2006, to review and make recommendations on proposed legislation implementing the U.S.-Oman Free Trade Agreement.

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

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. SMITH. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions, Subcommittee on Retirement Security and Aging, be authorized to hold a hearing during the session of the Senate on Tuesday, May 16, 2006 at 10 a.m. in SD-430.

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

COMMITTEE ON THE JUDICIARY

Mr. SMITH. Mr. President, I ask unanimous consent that the Senate Committee on the Judiciary be authorized to meet Tuesday, May 16, 2006, at 9:30 a.m. in Room 226 of the Dirksen Senate Office Building.

Witness List

Panel I: Anita S. Earls, Director of Advocacy, University of North Carolina Center for Civil Rights, Chapel Hill, North Carolina; Pamela S. Karlan, Kenneth and Harle Montgomery Professor of Public Interest Law, and Associate Dean for Research and Academics, Stanford University School of Law, Stanford, California; Keith Gaddie, Professor, Department of Political Science, University of Oklahoma, Norman, Oklahoma; Theodore S. Arrington, Chair, Department of Political Science, University of North Carolina, Charlotte, Charlotte, North Carolina; and Richard H. Pildes, Sudler Family Professor of Law, New York University School of Law, New York, New York.

SELECT COMMITTEE ON INTELLIGENCE

Mr. SMITH. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on May 16, 2006 at 10:30 a.m. to hold a confirmation hearing on Kenneth Wainstein to be Assistant Attorney General for National Security.

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

SUBCOMMITTEE ON NATIONAL PARKS

Mr. SMITH. Mr. President, I ask unanimous consent that the Subcommittee on National Parks of the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, May 16, at 2:30 p.m.

The purpose of the hearings is to receive testimony on the following bills: S. 1686, a bill to amend the Constitution Heritage Act of 1988 to provide for the operation of the National Constitution Center; S. 2417 and H.R. 4192, bills to authorize the secretary of the Interior to designate the President William Jefferson Clinton birthplace home in Hope, Arkansas, as a national historic site and unit of the National Park System, and for other purposes; S. 2419 and H.R. 4882, bills to ensure the proper remembrance of Vietnam Veterans and the Vietnam War by providing a deadline for the designation of a visitor center for the Vietnam Veterans Memorial; S. 2568, a bill to amend the National Trails System Act to designate the Captain John Smith Chesapeake National Historic Trail; S. 2627, a bill to amend the Act of August 21, 1935, to extend the authorization for the National Park System Advisory Board, and for other purposes; and S. Res. 468, a resolution supporting the continued administration of Channel Islands National Park, including Santa Rosa Island, in accordance with the laws (including regulations) and policies of the National Park Service.

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

PRIVILEGES OF THE FLOOR

Mr. REID. Mr. President, on behalf of Senator BAUCUS, I ask unanimous consent that the following fellows and interns of the Finance Committee be permitted floor privileges during the Senate’s consideration of S. 2611, the immigration bill:

Lauren Shields, Caroline Ulbrich, Laura Kellams, Tiffany Smith, and Tara Rose.

MEASURE PLACED ON THE CALENDAR—H.R. 4954

Mr. FRIST. Mr. President, I understand there is a bill at the desk that is due for a second reading.

The PRESIDING OFFICER. The clerk will read the title of the bill for the second time.

The assistant legislative clerk read as follows:

A bill (H.R. 4954) to improve maritime and cargo security through enhanced layered defenses, and for other purposes.

Mr. FRIST. In order to place the bill on the calendar, under the provisions of rule XIV, I object to further proceeding.

The PRESIDING OFFICER. Objection is heard. The bill will be placed on the calendar.