

of an agency under subchapter I of chapter 57 of title 5, United States Code, while away from the home or regular place of business of the member in the performance of the duties of the United States-Russia Polar Bear Commission.

“(e) AGENCY DESIGNATION.—The United States Section shall, for the purpose of title 28, United States Code, relating to claims against the United States and tort claims procedure, be considered to be a Federal agency.

“SEC. 505. VOTES TAKEN BY THE UNITED STATES SECTION ON MATTERS BEFORE THE COMMISSION.

In accordance with paragraph 3 of article 8 of the Agreement, the United States Section shall vote on any issue before the United States-Russia Polar Bear Commission only if there is no disagreement between the 2 United States commissioners regarding the vote.

“SEC. 506. IMPLEMENTATION OF ACTIONS TAKEN BY THE COMMISSION.

“(a) IN GENERAL.—The Secretary shall take all necessary and appropriate actions to implement the decisions and determinations of the United States-Russia Polar Bear Commission under paragraph 7 of article 8 of the Agreement.

“(b) TAKING LIMITATION.—Not later than 60 days after the date on which the Secretary receives notice of the determination of the United States-Russia Polar Bear Commission of an annual taking limit, or of the adoption by the United States-Russia Polar Bear Commission of other restriction on the taking of polar bears for subsistence purposes, the Secretary shall publish a notice in the Federal Register announcing the determination or restriction.

“SEC. 507. COOPERATIVE MANAGEMENT AGREEMENT; AUTHORITY TO DELEGATE ENFORCEMENT AUTHORITY.

“(a) IN GENERAL.—The Secretary, acting through the United States Fish and Wildlife Service, may share authority under this title for the management of the taking of polar bears for subsistence purposes with the Alaska Nanuuq Commission.

“(b) DELEGATION.—To be eligible for the cooperative management authority described in subsection (a), the Alaska Nanuuq Commission—

“(1) shall have an active cooperative agreement with the Secretary under section 119 of this title for the conservation of polar bears;

“(2) shall meaningfully monitor compliance with this title and the Agreement by Alaska Natives; and

“(3) shall administer its co-management program for polar bears in accordance with—

“(A) this title;

“(B) the Agreement; and

“(C) the Agreement on the Conservation of Polar Bears, done at Oslo, November 15, 1973 (27 UST 3918; TIAS 8409).

“SEC. 508. APPLICATION WITH OTHER TITLES OF ACT.

“(a) IN GENERAL.—The authority of the Secretary under this title is in addition to, and shall not affect the authority of the Secretary under, the other titles of this Act or the Lacey Act Amendments of 1981 (16 U.S.C. 3371 et seq.) or the exemption for Alaskan natives under section 101(b) of this Act.

“(b) CERTAIN PROVISIONS INAPPLICABLE.—The provisions of titles I through IV of this Act do not apply with respect to the implementation, enforcement, or administration of this title.”

“SEC. 509. AUTHORIZATION OF APPROPRIATIONS.

“(a) IN GENERAL.—There are authorized to be appropriated to the Secretary to carry out the functions and responsibilities of the Secretary under this title and the Agreement \$1,000,000 for each of fiscal years 2006 through 2010.

“(b) COMMISSION.—There are authorized to be appropriated to the Secretary to carry out functions and responsibilities of the United States Section \$150,000 for each of fiscal years 2006 through 2010.

“(c) ALASKAN COOPERATIVE MANAGEMENT PROGRAM.—There are authorized to be appropriated to the Secretary to carry out this title and the Agreement in Alaska \$150,000 for each of fiscal years 2006 through 2010.”

(b) CLERICAL AMENDMENT.—The table of contents in the first section of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.) is amended by adding at the end the following:

TITLE V—ALASKA-CHUKOTKA POLAR BEARS

“Sec. 501. Definitions.

“Sec. 502. Prohibitions.

“Sec. 503. Administration and enforcement.

“Sec. 504. Designation and appointment of members of the United States Section of the Commission; compensation, travel expenses, and claims.

“Sec. 505. Votes taken by the United States Section on matters before the Commission.

“Sec. 506. Implementation of actions taken by the Commission.

“Sec. 507. Cooperative management agreement; authority to delegate enforcement authority.

“Sec. 508. Application with other titles of Act.

“Sec. 509. Authorization of appropriations.”

**PURCHASE CARD WASTE
ELIMINATION ACT OF 2006**

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 438, S. 457.

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

The assistant legislative clerk read as follows:

A bill (S. 457) to require the director of the Office of Management and Budget to issue guidance for, and provide oversight of, the management of micropurchases made with Governmentwide commercial purchase cards, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with amendments, as follows:

(The parts of the bill intended to be stricken are shown in boldface brackets and the parts of the bill intended to be inserted are shown in italic.)

S. 457

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Purchase Card Waste Elimination Act of 2006”.

SEC. 2. REQUIREMENT FOR GUIDANCE.

(a) OFFICE OF MANAGEMENT AND BUDGET POLICY GUIDANCE.—Not later than 180 days after the date of the enactment of this Act, the Director of the Office of Management and Budget shall issue guidelines to assist the heads of executive agencies in improving the management of the use of the Governmentwide commercial purchase card for making micropurchases. The Director shall include guidelines on the following matters:

(1) Analysis of purchase card expenditures to identify opportunities for achieving sav-

ings through micropurchases made in economical volumes.

(2) Negotiation of discount agreements with major vendors accepting the purchase card.

(3) Establishment of communication programs to ensure that purchase card holders receive information pertaining to the availability of discounts, including programs for the training of purchase card holders on the availability of discounts.

(4) Assessment of cardholder purchasing practices, including use of discount agreements.

(5) Collection and dissemination of best practices and successful strategies for achieving savings in micropurchases.

(b) GENERAL SERVICES ADMINISTRATION.—The Administrator of General Services shall [direct the purchase card program manager of the General Services Administration]—

(1) [to continue] *continue* efforts to improve reporting by financial institutions that issue the Governmentwide commercial purchase card so that the General Services Administration has the data needed to identify opportunities for achieving savings; and

(2) [to ensure that the acquisition center contracting officers of the General Services Administration] actively pursue point-of-sale discounts with major vendors accepting the purchase card so that any Federal Government purchaser using the purchase card can benefit from such point-of-sale discounts.

(c) AGENCY REPORTING REQUIREMENT.—[The purchase card program manager] *The senior procurement executive* for each executive agency shall, as directed by the Director of the Office of Management and Budget, submit to the Director periodic reports on the actions taken in such executive agency pursuant to the guidelines issued under subsection (a).

(d) CONGRESSIONAL OVERSIGHT.—Not later than December 31 of the year following the year in which this Act is enacted, and December 31 of each of the ensuing three years, the Director of the Office of Management and Budget shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Government Reform of the House of Representatives a report summarizing the progress made during the fiscal year ending in the year in which such report is due—

(1) in improving the management of the use of the Governmentwide commercial purchase card for making micropurchases; and

(2) in achieving savings in micropurchases made with such card, expressed in terms of [savings achieved by each executive agency] *average savings achieved by each executive agency in the use of discount agreements identified in subsection (a) and the total savings achieved Governmentwide.*

(e) DEFINITIONS.—In this section:

(1) The term “executive agency” has the meaning given such term in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403).

(2) The term “micropurchase” means a purchase in an amount not in excess of the micropurchase threshold, as defined in section 32 of such Act (41 U.S.C. 428).

SEC. 3. PAYMENTS TO FEDERAL CONTRACTORS WITH FEDERAL TAX DEBT.

The General Services Administration, in conjunction with the Internal Revenue Service and the Financial Management Service, shall develop procedures to subject purchase card payments to Federal contractors to the Federal Payment Levy program.

SEC. 4. REPORTING OF AIR TRAVEL BY FEDERAL GOVERNMENT EMPLOYEES.

(a) ANNUAL REPORTS REQUIRED.—*The Administrator of the General Services shall submit annually to the Committee on Homeland Security*

and Governmental Affairs of the Senate and the Committee on Government Reform of the House of Representatives a report on all first class and business class travel by employees of each executive agency undertaken at the expense of the Federal Government.

(b) **CONTENT.**—The reports submitted pursuant to subsection (a) shall include, at a minimum, with respect to each travel by first class or business class—

- (1) the names of each traveler;
- (2) the date of travel;
- (3) the points of origination and destination;
- (4) the cost of the first class or business class travel; and
- (5) the cost difference between such travel and travel by coach class.

(c) **EXECUTIVE AGENCY DEFINED.**—In this section, the term “executive agency” has the meaning given such term in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403).

Mr. McCONNELL. I ask unanimous consent that the committee-reported amendments be agreed to, the amendment at the desk be agreed to, the bill, as amended, be read a third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD.

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

The committee amendments were agreed to.

The amendment (No. 4191) was agreed to, as follows:

(Purpose: To require the Director of the Office of Management and Budget to issue guidelines identifying opportunities for achieving and accurately measuring fair participation of small business concerns in micro-purchases)

On page 3, between lines 3 and 4, insert the following:

(6) Analysis of purchase card expenditures to identify opportunities for achieving and accurately measuring fair participation of small business concerns in micro-purchases consistent with the national policy on small business participation in Federal procurements set forth in sections 2(a) and 15(g) of the Small Business Act (15 U.S.C. 631(a) and 644(g)), and dissemination of best practices for participation of small business concerns in micro-purchases.

The bill (S. 457), as amended, was ordered to be engrossed for a third reading, read the third time and passed, as follows:

S. 457

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Purchase Card Waste Elimination Act of 2006”.

SEC. 2. REQUIREMENT FOR GUIDANCE.

(a) **OFFICE OF MANAGEMENT AND BUDGET POLICY GUIDANCE.**—Not later than 180 days after the date of the enactment of this Act, the Director of the Office of Management and Budget shall issue guidelines to assist the heads of executive agencies in improving the management of the use of the Governmentwide commercial purchase card for making micropurchases. The Director shall include guidelines on the following matters:

- (1) Analysis of purchase card expenditures to identify opportunities for achieving savings through micropurchases made in economical volumes.
- (2) Negotiation of discount agreements with major vendors accepting the purchase card.

(3) Establishment of communication programs to ensure that purchase card holders receive information pertaining to the availability of discounts, including programs for the training of purchase card holders on the availability of discounts.

(4) Assessment of cardholder purchasing practices, including use of discount agreements.

(5) Collection and dissemination of best practices and successful strategies for achieving savings in micropurchases.

(6) Analysis of purchase card expenditures to identify opportunities for achieving and accurately measuring fair participation of small business concerns in micro-purchases consistent with the national policy on small business participation in Federal procurements set forth in sections 2(a) and 15(g) of the Small Business Act (15 U.S.C. 631(a) and 644(g)), and dissemination of best practices for participation of small business concerns in micro-purchases.

(b) **GENERAL SERVICES ADMINISTRATION.**—The Administrator of General Services shall—

(1) continue efforts to improve reporting by financial institutions that issue the Governmentwide commercial purchase card so that the General Services Administration has the data needed to identify opportunities for achieving savings; and

(2) actively pursue point-of-sale discounts with major vendors accepting the purchase card so that any Federal Government purchaser using the purchase card can benefit from such point-of-sale discounts.

(c) **AGENCY REPORTING REQUIREMENT.**—The senior procurement executive for each executive agency shall, as directed by the Director of the Office of Management and Budget, submit to the Director periodic reports on the actions taken in such executive agency pursuant to the guidelines issued under subsection (a).

(d) **CONGRESSIONAL OVERSIGHT.**—Not later than December 31 of the year following the year in which this Act is enacted, and December 31 of each of the ensuing three years, the Director of the Office of Management and Budget shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Government Reform of the House of Representatives a report summarizing the progress made during the fiscal year ending in the year in which such report is due—

(1) in improving the management of the use of the Governmentwide commercial purchase card for making micropurchases; and

(2) in achieving savings in micropurchases made with such card, expressed in terms of average savings achieved by each executive agency in the use of discount agreements identified in subsection (a) and the total savings achieved Governmentwide.

(e) **DEFINITIONS.**—In this section:

(1) The term “executive agency” has the meaning given such term in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403).

(2) The term “micropurchase” means a purchase in an amount not in excess of the micropurchase threshold, as defined in section 32 of such Act (41 U.S.C. 428).

SEC. 3. PAYMENTS TO FEDERAL CONTRACTORS WITH FEDERAL TAX DEBT.

The General Services Administration, in conjunction with the Internal Revenue Service and the Financial Management Service, shall develop procedures to subject purchase card payments to Federal contractors to the Federal Payment Levy program.

SEC. 4. REPORTING OF AIR TRAVEL BY FEDERAL GOVERNMENT EMPLOYEES.

(a) **ANNUAL REPORTS REQUIRED.**—The Administrator of the General Services shall

submit annually to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Government Reform of the House of Representatives a report on all first class and business class travel by employees of each executive agency undertaken at the expense of the Federal Government.

(b) **CONTENT.**—The reports submitted pursuant to subsection (a) shall include, at a minimum, with respect to each travel by first class or business class—

- (1) the names of each traveler;
- (2) the date of travel;
- (3) the points of origination and destination;
- (4) the cost of the first class or business class travel; and
- (5) the cost difference between such travel and travel by coach class.

(c) **EXECUTIVE AGENCY DEFINED.**—In this section, the term “executive agency” has the meaning given such term in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403).

APPOINTMENT OF COMMITTEE TO ESCORT HER EXCELLENCY, DR. VAIRA VIKE-FREIBERGA, PRESIDENT OF THE REPUBLIC OF LATVIA

Mr. McCONNELL. Mr. President, I ask unanimous consent that the President of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort Her Excellency Dr. Vaira Vike-Freiberga, President of the Republic of Latvia, to the House Chamber for a joint meeting on Wednesday, June 7, 2006.

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

ORDERS FOR WEDNESDAY, JUNE 7, 2006

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9 a.m. on Wednesday, June 7; I further ask 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 resume consideration of the motion to proceed to S.J. Res. 1 and the time until 9:40 be equally divided between the two leaders or their designees; provided further that the time from 9:40 to 9:50 be allocated to the Democratic leader or his designee, and the final 10 minutes be allocated to the majority leader or his designee; further, that the vote on the motion to invoke cloture on the motion to proceed occur at 10 o'clock in the morning. I further ask that following the vote, the Senate stand in recess until 12 noon to accommodate the joint meeting I was referring to earlier.

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

Mr. McCONNELL. I further ask consent that the time from noon until 3 o'clock be allocated for debate on the motion to proceed to H.R. 8, the death