

center in U.S. counter-terrorism efforts"; and

Whereas the United States must remain vigilant in its War on Terror: Now, therefore, be it

*Resolved, That—*

(1) the Senate joins the President in condemning the damaging leaks and subsequent publication of vital national security information about the Terrorist Finance Tracking Program and the National Security Agency's Terrorist Surveillance Program; and

(2) it is the sense of the Senate that the Department of Justice should vigorously and tirelessly investigate and prosecute any and all persons responsible for the unauthorized disclosure to news organizations of the Terrorist Finance Tracking Program, the National Security Agency's Terrorist Surveillance Program, and other vital counter-terrorism programs.

# SENATE RESOLUTION 525—TO AMEND THE STANDING RULES OF THE SENATE TO PROVIDE GREATER TRANSPARENCY IN THE LEGISLATIVE PROCESS

Mr. FEINGOLD (for himself and Mr. OBAMA) submitted the following resolution; which was referred to the Committee on Rules and Administration.

S. RES. 525

*Resolved,*

## SECTION. 1. SHORT TITLE.

This resolution may be cited as the "Senate Legislative Transparency and Accountability Resolution of 2006".

## SEC. 2. ELIMINATION OF FLOOR PRIVILEGES FOR FORMER MEMBERS, SENATE OFFICERS, AND SPEAKERS OF THE HOUSE WHO ARE LOBBYISTS OR SEEK FINANCIAL GAIN.

Rule XXIII of the Standing Rules of the Senate is amended by—

(1) inserting "1." before "Other";

(2) inserting after "Ex-Senators and Senators elect" the following: ", except as provided in paragraph 2";

(3) inserting after "Ex-Secretaries and ex-Sergeants at Arms of the Senate" the following: ", except as provided in paragraph 2";

(4) inserting after "Ex-Speakers of the House of Representatives" the following: ", except as provided in paragraph 2"; and

(5) adding at the end the following:

"2. (a) The floor privilege provided in paragraph 1 shall not apply to an individual covered by this paragraph who is—

"(1) a registered lobbyist or agent of a foreign principal; or

"(2) is in the employ of or represents any party or organization for the purpose of influencing, directly, or indirectly, the passage, defeat, or amendment of any legislative proposal.

"(b) The Committee on Rules and Administration may promulgate regulations to allow individuals covered by this paragraph floor privileges for ceremonial functions and events designated by the Majority Leader and the Minority Leader."

## SEC. 3. BAN ON GIFTS FROM LOBBYISTS.

Paragraph 1(a)(2) of rule XXXV of the Standing Rules of the Senate is amended by—

(1) inserting "(A)" after "(2)"; and

(2) adding at the end the following:

"(B) This clause shall not apply to a gift from a registered lobbyist or an agent of a foreign principal."

## SEC. 4. TRAVEL RESTRICTIONS AND DISCLOSURE.

(a) IN GENERAL.—Paragraph 2 of rule XXXV of the Standing Rules of the Senate is amended by adding at the end the following:

"(f)(1) Before a Member, officer, or employee may accept transportation or lodging otherwise permissible under this paragraph from any person, other than a governmental entity, such Member, officer, or employee shall—

"(A) obtain a written certification from such person (and provide a copy of such certification to the Select Committee on Ethics) that—

"(i) the trip was not financed in whole, or in part, by a registered lobbyist or foreign agent;

"(ii) the person did not accept, directly or indirectly, funds from a registered lobbyist or foreign agent specifically earmarked for the purpose of financing the travel expenses;

"(iii) the trip was not planned, organized, or arranged by or at the request of a registered lobbyist or foreign agent; and

"(iv) registered lobbyists will not participate in or attend the trip;

"(B) provide the Select Committee on Ethics (in the case of an employee, from the supervising Member or officer), in writing—

"(i) a detailed itinerary of the trip; and

"(ii) a determination that the trip—

"(I) is primarily educational (either for the invited person or for the organization sponsoring the trip);

"(II) is consistent with the official duties of the Member, officer, or employee;

"(III) does not create an appearance of use of public office for private gain; and

"(iii) has a minimal or no recreational component; and

"(C) obtain written approval of the trip from the Select Committee on Ethics.

"(2) Not later than 30 days after completion of travel, approved under this subparagraph, the Member, officer, or employee shall file with the Select Committee on Ethics and the Secretary of the Senate a description of meetings and events attended during such travel and the names of any registered lobbyist who accompanied the Member, officer, or employee during the travel, except when disclosure of such information is deemed by the Member or supervisor under whose direct supervision the employee is employed to jeopardize the safety of an individual or adversely affect national security. Such information shall also be posted on the Member's official website not later than 30 days after the completion of the travel, except when disclosure of such information is deemed by the Member to jeopardize the safety of an individual or adversely affect national security."

(b) DISCLOSURE OF NONCOMMERCIAL AIR TRAVEL.—Paragraph 2 of rule XXXV of the Standing Rules of the Senate, as amended by subsection (a), is amended by adding at the end the following:

"(g) A Member, officer, or employee of the Senate shall—

"(1) disclose a flight on an aircraft that is not licensed by the Federal Aviation Administration to operate for compensation or hire, excluding a flight on an aircraft owned, operated, or leased by a governmental entity, taken in connection with the duties of the Member, officer, or employee as an officeholder or Senate officer or employee; and

"(2) with respect to the flight, file a report with the Secretary of the Senate, including the date, destination, and owner or lessee of the aircraft, the purpose of the trip, and the persons on the trip, except for any person flying the aircraft."

(c) PUBLIC AVAILABILITY.—Paragraph 2(e) of rule XXXV of the Standing Rules of the Senate is amended to read as follows:

"(e) The Secretary of the Senate shall make available to the public all disclosures filed pursuant to subparagraphs (f) and (g) as soon as possible after they are received and such matters shall be posted on the Member's official website but no later than 30 days after the trip or flight."

## SEC. 5. POST EMPLOYMENT RESTRICTIONS.

(a) IN GENERAL.—Paragraph 9 of rule XXXVII of the Standing Rules of the Senate is amended by—

(1) designating the first sentence as subparagraph (a);

(2) designating the second sentence as subparagraph (b); and

(3) adding at the end the following:

"(c) If an employee on the staff of a Member or on the staff of a committee whose rate of pay is equal to or greater than 75 percent of the rate of pay of a Member and employed at such rate for more than 60 days in a calendar year, upon leaving that position, becomes a registered lobbyist under the Lobbying Disclosure Act of 1995, or is employed or retained by such a registered lobbyist for the purpose of influencing legislation, such employee may not lobby any Member, officer, or employee of the Senate for a period of 1 year after leaving that position."

(b) EFFECTIVE DATE.—This section shall take effect 60 days after the date of adoption of this resolution.

## SEC. 6. PUBLIC DISCLOSURE BY MEMBERS OF CONGRESS OF EMPLOYMENT NEGOTIATIONS.

Rule XXXVII of the Standing Rules of the Senate is amended by adding at the end the following:

"14. A Member shall not directly negotiate or have any arrangement concerning prospective private employment until after the election for his or her successor has been held, unless such Member files a statement with the Secretary of the Senate, for public disclosure, regarding such negotiations or arrangements within 3 business days after the commencement of such negotiation or arrangement, including the name of the private entity or entities involved in such negotiations or arrangements, the date such negotiations or arrangements commenced, and must be signed by the Member."

## SEC. 7. PROHIBIT OFFICIAL CONTACT WITH SPOUSE OR IMMEDIATE FAMILY MEMBER OF MEMBER WHO IS A REGISTERED LOBBYIST.

Rule XXXVII of the Standing Rules of the Senate is amended by—

(1) redesignating paragraphs 10 through 12 as paragraphs 11 through 13, respectively; and

(2) inserting after paragraph 9, the following:

"10. (a) If a Member's spouse or immediate family member is a registered lobbyist under the Lobbying Disclosure Act of 1995, or is employed or retained by such a registered lobbyist for the purpose of influencing legislation, the Member shall prohibit all staff employed by that Member (including staff in personal, committee and leadership offices) from having any official contact with the Member's spouse or immediate family member.

"(b) In this paragraph, the term 'immediate family member' means the son, daughter, stepson, stepdaughter, son-in-law, daughter-in-law, mother, father, stepmother, stepfather, mother-in-law, father-in-law, brother, sister, stepbrother, or stepsister of the Member."

## SEC. 8. INFLUENCING HIRING DECISIONS.

Rule XLIII of the Standing Rules of the Senate is amended by adding at the end the following:

"6. No Member shall, with the intent to influence on the basis of partisan political affiliation an employment decision or employment practice of any private entity—

“(1) take or withhold, or offer or threaten to take or withhold, an official act; or

“(2) influence, or offer or threaten to influence the official act of another.”.

**SENATE RESOLUTION 526—CON-DEMNING THE MURDER OF UNITED STATES JOURNALIST PAUL KLEBNIKOV ON JULY 9, 2004, IN MOSCOW, AND THE MURDERS OF OTHER MEMBERS OF THE MEDIA IN THE RUSSIAN FEDERATION**

Mrs. CLINTON (for herself and Mr. BROWNBACK) submitted the following resolution; which was referred to the Committee on the Foreign Relations:

S. RES. 526

Whereas, on July 9, 2004, United States journalist Paul Klebnikov was murdered by gunmen as he exited the Moscow offices of Forbes Magazine;

Whereas no person has been convicted of any offense in connection with the murder of Mr. Klebnikov;

Whereas Mr. Klebnikov is survived by his wife Helen and his 3 young children;

Whereas 12 journalists have been murdered in the Russian Federation since 2000 and Mr. Klebnikov was the first and only citizen of the United States among those journalists;

Whereas the Office of the Russian Prosecutor General arrested and tried Musa Vahaev and Kazbek Duzkov for the murder of Mr. Klebnikov;

Whereas Musa Vahaev and Kazbek Duzkov were acquitted on May 5, 2006, of the charges of murdering Mr. Klebnikov;

Whereas the Government of Russia has stated that the murder of Mr. Klebnikov was ordered by Khodz-Akhmed Nukhaye, a fugitive Chechen criminal gang leader, but has not publicly released any evidence of the complicity of Mr. Nukhaye;

Whereas it remains unclear who ordered the murder of Mr. Klebnikov or if any party will be convicted of that crime;

Whereas the attorneys that represented the Klebnikov family have alleged that numerous procedural violations occurred during the trial;

Whereas a group of investigative journalists from the United States has launched an independent inquiry into the death of Mr. Klebnikov;

Whereas the 2005 Country Reports on Human Rights Practices published by the Department of State indicated that the Government of Russia had continued to weaken the independence and freedom of expression of the media industry of Russia, particularly among the major national television networks and regional media outlets of that country; and

Whereas, on June 4, 2006, President Putin told a conference of the World Association of Newspapers that “A progressive state requires a free press.”; Now, therefore, be it

*Resolved*, That the Senate—

(1) condemns—

(A) the murder of United States journalist Paul Klebnikov on July 9, 2004, in Moscow; and

(B) the murders of other members of the media in the Russian Federation;

(2) commends the Office of the Russian Prosecutor General for its continuing investigation of the murder of Mr. Klebnikov;

(3) urges the Government of Russia—

(A) to continue its inquiries to determine all parties involved in the murder of Mr. Klebnikov; and

(B) to bring those parties responsible for the murder of Mr. Klebnikov to justice;

(4) urges the Government of Russia to accept offers of assistance with the investigation of the murder of Mr. Klebnikov from—

(A) the United States; and

(B) other concerned governments;

(5) urges the Government of Russia, upon request, to extend appropriate assistance to investigative journalists who have started to conduct independent inquiries relating to the death of Mr. Klebnikov, to the extent that such assistance conforms with the privacy safeguards and the laws of Russia; and

(6) urges the Government of Russia to take appropriate action to protect the independence and freedom of—

(A) the media of Russia; and

(B) all visiting members of the media.

**AMENDMENTS SUBMITTED AND PROPOSED**

SA 4545. Mr. MCCONNELL (for Mr. OBAMA) proposed an amendment to the bill S. 2125, to promote relief, security, and democracy in the Democratic Republic of the Congo.

SA 4546. Mr. MCCONNELL (for Mr. ENSIGN) proposed an amendment to the bill S. 1021, to reauthorize the Workforce Investment Act of 1998, and for other purposes.

**TEXT OF AMENDMENTS**

**SA 4545.** Mr. MCCONNELL (for Mr. OBAMA) proposed an amendment to the bill S. 2125, to promote relief, security, and democracy in the Democratic Republic of the Congo; as follows:

On page 1, line 6, strike “2005” and insert “2006”.

On page 3, beginning on line 7, strike “promoting security, peace, and prosperity in the” and insert “a secure, peaceful, and prosperous”.

Beginning on page 4, strike line 19 and all that follows through page 5, line 18, and insert the following:

(9) According to the 2005 Department of State report on human rights practices in the Democratic Republic of the Congo, “In all areas of the country, the human rights record remained poor, and numerous serious abuses were committed; however, there were some improvements during the year.”.

On page 6, beginning on line 4, strike “fair and democratic elections within the timeframe provided by the Sun City Peace Accords” and insert “that the elections scheduled to be held on July 30, 2006, and future elections in the Democratic Republic of the Congo are carried out in a fair and democratic manner”.

On page 6, line 23, insert “through the provision of necessary equipment and training” after “establish”.

On page 7, line 15, insert “and other illegally armed groups” before the semicolon at the end.

On page 12, beginning on line 7, strike “2005 (division D of the Consolidated Appropriations Act, 2005; Public Law 108-447; 118 Stat. 3015)” and insert “2006 (Public Law 109-102; 119 Stat. 2218)”.

On page 14, line 20, strike “60” and insert “180”.

On page 15, after section (b) insert:

(c) **ELIGIBILITY OF DEPARTMENT OF STATE EMPLOYEES.**—The individual designated to serve as the Special Envoy may be an employee of the Department of State with the rank of Deputy Assistant Secretary or higher.

On page 16, line 9, strike “IN GENERAL.—”.

On page 19, strike lines 3 through 11.

On page 20, strike lines 3 through 15 and insert the following:

(b) **SUPPORT CONTINGENT ON PROGRESS.**—If the Secretary of State determines that the Government of the Democratic Republic of the Congo is not making sufficient progress towards accomplishing the policy objectives in section 102, the President shall consider withdrawing United States support for the assistance described in subsection (a) when future funding decisions are considered.

**SA 4546.** Mr. MCCONNELL (for Mr. ENSIGN) proposed an amendment to the bill S. 1021, to reauthorize the Workforce Investment Act of 1998, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Workforce Investment Act Amendments of 2005”.

**SEC. 2. TABLE OF CONTENTS.**

The table of contents of this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

Sec. 3. References.

**TITLE I—AMENDMENTS TO TITLE I OF THE WORKFORCE INVESTMENT ACT OF 1998**

**Subtitle A—Definitions**

Sec. 101. Definitions.

**Subtitle B—Statewide and Local Workforce Investment Systems**

Sec. 111. Purpose.

Sec. 112. State workforce investment boards.

Sec. 113. State plan.

Sec. 114. Local workforce investment areas.

Sec. 115. Local workforce investment boards.

Sec. 116. Local plan.

Sec. 117. Establishment of one-stop delivery systems.

Sec. 118. Eligible providers of training services.

Sec. 119. Eligible providers of youth activities.

Sec. 120. Youth activities.

Sec. 121. Adult and dislocated worker employment and training activities.

Sec. 122. Performance accountability system.

Sec. 123. Authorization of appropriations.

**Subtitle C—Job Corps**

Sec. 131. Job Corps.

**Subtitle D—National Programs**

Sec. 141. Native American programs.

Sec. 142. Migrant and seasonal farmworker programs.

Sec. 143. Veterans’ workforce investment programs.

Sec. 144. Youth challenge grants.

Sec. 145. Technical assistance.

Sec. 146. Demonstration, pilot, multiservice, research, and multistate projects.

Sec. 147. National dislocated worker grants.

Sec. 148. Authorization of appropriations for national activities.

**Subtitle E—Administration**

Sec. 151. Requirements and restrictions.

Sec. 152. Reports.

Sec. 153. Administrative provisions.

Sec. 154. Use of certain real property.

Sec. 155. General program requirements.

**Subtitle F—Incentive Grants**

Sec. 161. Incentive grants.

**Subtitle G—Conforming Amendments**

Sec. 171. Table of contents.

Sec. 172. Conforming amendments.

**TITLE II—AMENDMENTS TO THE ADULT EDUCATION AND FAMILY LITERACY ACT**

Sec. 201. Short title; purpose.