

than the allotments determined for a State under section 2104.”.

(b) CONFORMING AMENDMENT.—Section 2105(a)(1) (42 U.S.C. 1397dd(a)(1)) is amended, in the matter preceding subparagraph (A), by inserting “or subsection (c)(8)” after “subparagraph (B)”.

(c) NONAPPLICATION OF CERTAIN REFERENCES.—Subsections (e), (i), (j), and (k) of section 2104 (42 U.S.C. 1397dd), as added by this Act, shall be applied without regard to any reference to section 2111.

SEC. 107. PROHIBITION ON NEW SECTION 1115 WAIVERS FOR COVERAGE OF ADULTS OTHER THAN PREGNANT WOMEN.

(a) IN GENERAL.—Section 2107(f) (42 U.S.C. 1397gg(f)) is amended—

(1) by striking “, the Secretary” and inserting “;

“(1) The Secretary”; and

(2) by adding at the end the following new paragraphs:

“(2) The Secretary may not approve, extend, renew, or amend a waiver, experimental, pilot, or demonstration project with respect to a State after the date of enactment of the Children’s Health Insurance Program Reauthorization Act of 2007 that would allow funds made available under this title to be used to provide child health assistance or other health benefits coverage for any other adult other than a pregnant woman whose family income does not exceed the income eligibility level specified for a targeted low-income child in that State under a waiver or project approved as of such date.

“(3) The Secretary may not approve, extend, renew, or amend a waiver, experimental, pilot, or demonstration project with respect to a State after the date of enactment of the Children’s Health Insurance Program Reauthorization Act of 2007 that would waive or modify the requirements of section 2105(c)(8).”.

(b) CLARIFICATION OF AUTHORITY FOR COVERAGE OF PREGNANT WOMEN.—Section 2106 (42 U.S.C. 1397ff) is amended by adding at the end the following new subsection:

“(f) NO AUTHORITY TO COVER PREGNANT WOMEN THROUGH STATE PLAN.—For purposes of this title, a State may provide assistance to a pregnant woman under the State child health plan only—

“(1) by virtue of a waiver under section 1115; or

“(2) through the application of sections 457.10, 457.350(b)(2), 457.622(c)(5), and 457.626(a)(3) of title 42, Code of Federal Regulations (as in effect on the date of enactment of the Children’s Health Insurance Program Reauthorization Act of 2007).”.

(c) ASSURANCE OF NOTICE TO AFFECTED ENROLLEES.—The Secretary of Health and Human Services shall establish procedures to ensure that States provide adequate public notice for parents, caretaker relatives, and nonpregnant childless adults whose eligibility for child health assistance or health benefits coverage under a waiver under section 1115 of the Social Security Act will be terminated as a result of the amendments made by subsection (a), and that States otherwise adhere to regulations of the Secretary relating to procedures for terminating waivers under section 1115 of the Social Security Act.

SA 2588. Mr. OBAMA (for himself, Mrs. McCASKILL, Mr. HARKIN, Mr. KERRY, and Ms. LANDRIEU) submitted an amendment intended to be proposed to amendment SA 2530 proposed by Mr. BAUCUS (for himself, Mr. GRASSLEY, Mr. ROCKEFELLER, and Mr. HATCH) to the bill H.R. 976, to amend the Internal Revenue Code of 1986 to provide tax re-

lief for small businesses, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VI, insert the following:

SEC. . . . MILITARY FAMILY JOB PROTECTION.

(a) SHORT TITLE.—This section may be cited as the “Military Family Job Protection Act”.

(b) PROHIBITION ON DISCRIMINATION IN EMPLOYMENT AGAINST CERTAIN FAMILY MEMBERS CARING FOR RECOVERING MEMBERS OF THE ARMED FORCES.—A family member of a recovering servicemember described in subsection (c) shall not be denied retention in employment, promotion, or any benefit of employment by an employer on the basis of the family member’s absence from employment as described in that subsection, for a period of not more than 52 workweeks.

(c) COVERED FAMILY MEMBERS.—A family member described in this subsection is a family member of a recovering servicemember who is—

(1) on invitational orders while caring for the recovering servicemember;

(2) a non-medical attendee caring for the recovering servicemember; or

(3) receiving per diem payments from the Department of Defense while caring for the recovering servicemember.

(d) TREATMENT OF ACTIONS.—An employer shall be considered to have engaged in an action prohibited by subsection (b) with respect to a person described in that subsection if the absence from employment of the person as described in that subsection is a motivating factor in the employer’s action, unless the employer can prove that the action would have been taken in the absence of the absence of employment of the person.

(e) DEFINITIONS.—In this section:

(1) BENEFIT OF EMPLOYMENT.—The term “benefit of employment” has the meaning given such term in section 4303 of title 38, United States Code.

(2) CARING FOR.—The term “caring for”, used with respect to a recovering servicemember, means providing personal, medical, or convalescent care to the recovering servicemember, under circumstances that substantially interfere with an employee’s ability to work.

(3) EMPLOYER.—The term “employer” has the meaning given such term in section 4303 of title 38, United States Code, except that the term does not include any person who is not considered to be an employer under title I of the Family and Medical Leave Act of 1993 (29 U.S.C. 2611 et seq.) because the person does not meet the requirements of section 101(4)(A)(i) of such Act (29 U.S.C. 2611(4)(A)(i)).

(4) FAMILY MEMBER.—The term “family member”, with respect to a recovering servicemember, has the meaning given that term in section 411h(b) of title 37, United States Code.

(5) RECOVERING SERVICEMEMBER.—The term “recovering servicemember” means a member of the Armed Forces, including a member of the National Guard or a Reserve, who is undergoing medical treatment, recuperation, or therapy, or is otherwise in medical hold or medical holdover status, for an injury, illness, or disease incurred or aggravated while on active duty in the Armed Forces.

SA 2589. Mr. REID proposed an amendment to the bill S. 1, to provide greater transparency in the legislative process; as follows:

At the end of the amendment add the following:

This section shall take effect 3 days after date of enactment.

SA 2590. Mr. REID proposed an amendment to amendment SA 2589 pro-

posed by Mr. REID to the bill S. 1, to provide greater transparency in the legislative process; as follows:

In the amendment strike 3 and insert 1.

SA 2591. Mr. TESTER (for Mr. BIDEN) proposed an amendment to the resolution S. Res. 276, calling for the urgent deployment of a robust and effective multinational peacekeeping mission with sufficient size, resources, leadership, and mandate to protect civilians in Darfur, Sudan, and for efforts to strengthen the renewal of a just and inclusive peace process; as follows:

On page 8, line 9, strike “and”.

On page 8, between lines 9 and 10, insert the following:

(5) urges all participants in the conflict in Darfur, including the leaders of rebel movements that were not signatories to the Darfur Peace Agreement, to participate fully in all meetings, conferences, and discussions within a political process led by the United Nations and African Union in order to return peace and security to the people of Darfur;

(6) regards failure to participate in such meetings, conferences, and discussions, as requested by the African Union and United Nations, as an obstruction of the political process and its goals that may be worthy of international sanctions; and

On page 8, line 10, strike “(5)” and insert “(7)”.

SA 2592. Mr. TESTER (for Mr. BIDEN) proposed an amendment to the resolution S. Res. 276, calling for the urgent deployment of a robust and effective multinational peacekeeping mission with sufficient size, resources, leadership, and mandate to protect civilians in Darfur, Sudan, and for efforts to strengthen the renewal of a just and inclusive peace process; as follows:

In the twelfth whereas clause, insert “and members of his administration” after “al-Bashir”.

Strike the seventeenth whereas clause and insert the following:

Whereas the United Nations and African Union have invited leaders of the rebel movements in Darfur to participate in a political process led by the United Nations and African Union to return peace and stability to the people of Darfur;

Whereas deliberately targeting civilians and people providing humanitarian assistance during an armed conflict is a flagrant violation of international humanitarian law, and those who commit such violations must be held accountable; and

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ARMED SERVICES

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on July 31, 2007, at 9:30 a.m., in open session (and possibly closed session) to consider the following nominations:

Admiral Michael G. Mullen, USN for reappointment to the grade of Admiral and to be Chairman of the Joint Chiefs of Staff; and General James E. Cartwright, USMC for reappointment to the grade of General and to be Vice Chairman of the Joint Chiefs of Staff.

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

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. WYDEN. 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 July 31, 2007, at 9:30 a.m., to conduct a hearing entitled "The State of the Securities Markets."

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

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to hold a hearing during the session of the Senate on Tuesday, July 31, 2007, at 10 a.m., in room 253 of the Russell Senate Office Building.

The hearing is on the nominations of Vice Admiral Thomas J. Barrett, USCG (Ret.), to be Deputy Secretary, U.S. Department of Transportation, Mr. Ronald Spoehel, to be Chief Financial Officer, National Aeronautics and Space Administration, Rear Admiral William G. Sutton, Jr., USN (Ret.), to be Assistant Secretary of Commerce, U.S. Department of Commerce, and Mr. Paul R. Brubaker, to be Administrator of the Research and Innovative Technology Administration, U.S. Department of Transportation.

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

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to hold a hearing during the session of the Senate on Tuesday, July 31, 2007, at 2:30 p.m., in room 253 of the Russell Senate Office Building.

The purpose of this hearing is to examine three major consumer protection and fraud prevention issues under the jurisdiction of the Federal Trade Commission: 1. The effectiveness of the national Do-Not-Call registry and current legislative proposals to improve the Do-Not-Call Implementation Act of 2003; 2. The effectiveness of CROA and possible legislative initiatives to clarify the language of the act; and 3. Telemarketing fraud, particularly against older Americans.

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

COMMITTEE ON ENERGY AND NATIONAL RESOURCES

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to hold a hearing during the session of the Senate on Tuesday, July 31, 2007, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building. The purpose of this hearing is to receive testimony on renewable fuels infrastructure.

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on Tuesday, July 31, 2007, at 9:30 a.m. in room 406 of the Dirksen Senate Office Building, in order to conduct a business meeting.

The meeting will consider the following agenda:

Bill to reauthorize the provision of technical assistance to small public water systems, S. 1429; Ban Asbestos in America Act, S. 742; Toxic Right to Know Protection Act, S. 595; California waiver decision deadline bill, S. 1785; National Infrastructure Improvement Act, S. 775; The Multinational Species Conservation Funds reauthorizations, HR 50 and HR 465; The Captive Primate Safety Act, S. 1498; U.S. Army Corps of Engineers Resolutions; Nomination of Robert Lyle Lavery to be Assistant Secretary for Fish, Wildlife, and Parks, U.S. Department of the Interior; Nomination of Robert Lance Boldrey nominee for reappointment to the Board of Trustees for the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation.

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

COMMITTEE ON FINANCE

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Tuesday, July 31, 2007, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to hear testimony on "Carried Interest, Part II."

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

COMMITTEE ON FOREIGN RELATIONS

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, July 31, 2007, at 9:30 a.m. in order to hold a hearing on nuclear energy and nonproliferation challenges.

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

COMMITTEE ON THE JUDICIARY

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet in order to conduct a hearing entitled "Evaluating the Propriety and Adequacy of the Oxycontin Criminal Settlement" on Tuesday, July 31, 2007, at 2:30 p.m. in the Dirksen Senate Office Building room 226.

Witness list:

Panel I: John L. Brownlee, United States Attorney, Western District of Virginia, Roanoke, VA;

Panel II: Marianne Skolek, LPN, Myrtle Beach, SC; Vikramaditya Khanna, Professor of Law, University of Michigan Law School, Ann Arbor, MI; Sidney M. Wolfe, M.D., Director, Public Citizen's Health Research

Group, Washington, DC; Virginia Pagano, Police Officer, Philadelphia Police Department, Narcotics Bureau, Philadelphia, PA; Jay P. McCloskey, Former U.S. Attorney, Maine, McCloskey, Mina, Cunniff & Dilworth, LLC, Portland, ME; James Campbell, M.D., Professor of Neurosurgery, Johns Hopkins Hospital, Baltimore, MD.

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

COMMITTEE ON VETERANS' AFFAIRS

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on Tuesday, July 31, to conduct a hearing on DoD/VA collaboration and cooperation and the education needs of returning service members. The committee will meet in Dirksen 562, at 9:30 a.m.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. WYDEN. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on July 31, 2007 at 2:30 p.m. to hold a closed hearing.

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

SUBCOMMITTEE ON ANTITRUST, COMPETITION POLICY, AND CONSUMER RIGHTS

Mr. WYDEN. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Antitrust, Competition Policy and Consumer Rights be authorized to meet on Tuesday, July 31, 2007 at 10 a.m. in order to conduct a hearing entitled "The Leegin Decision: the end of the consumer discounts or good antitrust policy" in room 226 of the Dirksen Senate Office Building.

Witness list: Pamela Jones Harbour, Commissioner, Federal Trade Commission Washington, DC; Robert Pitofsky, Sheehy Professor of Antitrust Law and Regulation, Georgetown University Law School, Washington, DC; Marcy Syms, Chief Executive Officer, SYMS, Secaucus, NJ; Stephan Bolerjack, Attorney at Law, Dykema Gossett PLLC, Representing the National Association of Manufacturers, Detroit, MI; and Janet L. McDavid, Attorney at Law, Hogan & Hartson, Washington, DC.

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

PRIVILEGES OF THE FLOOR

Mr. GRASSLEY. Mr. President, I ask unanimous consent that Emily Wieneke and Molly Gallentine be granted floor privileges during the debate on H.R. 976.

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

TEMPORARY EXTENSION OF PROGRAMS UNDER THE SMALL BUSINESS ACT AND THE SMALL BUSINESS INVESTMENT ACT

Mr. TESTER. Mr. President, I ask unanimous consent that the Senate