

Whereas section 221 of the Immigration and Nationality Technical Corrections Act of 1994 (8 U.S.C. 1101 note) provides that the President or other high-level officials of Taiwan may visit the United States, including Washington, DC, at any time to discuss a variety of important issues: Now, therefore, be it

*Resolved by the Senate (the House of Representatives concurring),* That it is the sense of Congress that—

(1) restrictions on visits to the United States by high-level elected and appointed officials of Taiwan, including the democratically-elected President of Taiwan, should be lifted;

(2) the United States should allow direct high-level exchanges at the Cabinet level with the Government of Taiwan, in order to strengthen a policy dialogue with Taiwan; and

(3) it is in the interest of the United States to strengthen links between the United States and the democratically-elected officials of Taiwan and demonstrate stronger support for democracy in the Asia-Pacific region.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 3116. Mrs. McCASKILL submitted an amendment intended to be proposed by her to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table.

SA 3117. Mr. GRAHAM (for himself, Mr. GREGG, Mr. McCONNELL, Mr. VITTER, Mr. CORKER, Mr. KYL, Mr. DOMENICI, Mr. CHAMBLISS, Mr. CORNYN, Mr. SUNUNU, Mr. McCAIN, Mr. SPECTER, Mr. ISAKSON, and Mr. MARTINEZ) proposed an amendment to the bill H.R. 3222, supra.

SA 3118. Mr. SALAZAR submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3119. Mr. GREGG proposed an amendment to amendment SA 3117 proposed by Mr. GRAHAM (for himself, Mr. GREGG, Mr. McCONNELL, Mr. VITTER, Mr. CORKER, Mr. KYL, Mr. DOMENICI, Mr. CHAMBLISS, Mr. CORNYN, Mr. SUNUNU, Mr. McCAIN, Mr. SPECTER, Mr. ISAKSON, and Mr. MARTINEZ) to the bill H.R. 3222, supra.

SA 3120. Mr. BAUCUS (for himself, Mr. SMITH, Mr. WYDEN, Mr. KERRY, and Mr. TESTER) submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra.

SA 3121. Mr. KERRY (for himself and Mr. KENNEDY) submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3122. Mr. LEVIN submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3123. Mr. BYRD submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3124. Mr. LOTT submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra.

SA 3125. Mr. ROBERTS submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra.

SA 3126. Mrs. BOXER proposed an amendment to the bill H.R. 3222, supra.

SA 3127. Mr. BROWN submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3128. Mr. KOHL (for himself and Mr. KENNEDY) submitted an amendment intended

to be proposed by him to the bill H.R. 3222, supra.

SA 3129. Mr. DURBIN (for himself and Ms. MIKULSKI) submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3130. Mr. SANDERS proposed an amendment to the bill H.R. 3222, supra.

SA 3131. Ms. STABENOW submitted an amendment intended to be proposed by her to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3132. Mr. LEVIN submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3133. Mr. BYRD submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3134. Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3135. Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3136. Ms. LANDRIEU submitted an amendment intended to be proposed by her to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3137. Mr. REID (for Mr. OBAMA (for himself and Mr. COBURN)) submitted an amendment intended to be proposed by Mr. REID to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3138. Mr. BROWN (for Mr. DURBIN) proposed an amendment to the resolution S. Res. 319, expressing the sense of the Senate regarding the United States Transportation Command on its 20th anniversary.

SA 3139. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table.

SA 3140. Mr. VITTER submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3141. Mr. SESSIONS (for himself, Mr. NELSON, of Florida, Mr. KYL, Mr. LIEBERMAN, Mr. VITTER, Mr. INHOFE, Mr. NELSON, of Nebraska, Mr. PRYOR, and Mr. LAUTENBERG) submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3142. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3143. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3144. Mr. KYL (for himself, Mr. SESSIONS, and Mr. THUNE) submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3145. Mr. KYL submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

SA 3146. Mr. ALLARD submitted an amendment intended to be proposed by him to the bill H.R. 3222, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

SA 3116. Mrs. McCASKILL submitted an amendment intended to be proposed by

by her to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall establish and maintain on the homepage of the Internet website of the Department of Defense a direct link to the Internet website of the Office of Inspector General of the Department of Defense.

SA 3117. Mr. GRAHAM (for himself, Mr. GREGG, Mr. McCONNELL, Mr. VITTER, Mr. CORKER, Mr. KYL, Mr. DOMENICI, Mr. CHAMBLISS, Mr. CORNYN, Mr. SUNUNU, Mr. McCAIN, Mr. SPECTER, Mr. ISAKSON, and Mr. MARTINEZ) proposed an amendment to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

At the appropriate place, insert the following:

#### SEC. \_\_\_\_\_. BORDER SECURITY REQUIREMENTS.

(a) SHORT TITLE.—This section may be cited as the “Border Security First Act of 2007”.

(b) APPROPRIATIONS FOR BORDER SECURITY.—There is appropriated, out of any money in the Treasury not otherwise appropriated, \$3,000,000,000 for fiscal year 2008—

(1) to achieve and maintain operational control over the entire international land and maritime border of the United States including the ability to monitor such border through available methods and technology, as authorized under the Secure Fence Act of 2006 (Public Law 109-367);

(2) to hire and train full-time border patrol agents, as authorized under section 5202 of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458);

(3) to install along the international land border between the United States and Mexico—

(A) fencing required under section 102(b) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1103 note); and

(B) vehicle barriers, unmanned aerial vehicles, ground-based sensors and cameras; and

(4) to remove and detain aliens for overstaying their visas, illegally reentering the United States, or committing other crimes for which they would be subject to removal; and

(5) to reimburse States and political subdivisions of a State, for expenses that are reimbursable under 287(g) of the Immigration and Nationality Act (8 U.S.C. 1357(g)).

(c) EMPLOYMENT ELIGIBILITY VERIFICATION.—Of the amounts appropriated for border security and employment verification improvements under subsection (b), \$60,000,000 shall be made available for employment eligibility verification, as authorized under subtitle A of title IV of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note).

(d) EMERGENCY REQUIREMENT.—Amounts appropriated under subsection (b) are designated as an emergency requirement pursuant to section 204 of S. Con. Res. 21 (110th Congress).

SA 3118. Mr. SALAZAR submitted an amendment intended to be proposed by

him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. No amounts appropriated or otherwise made available by this Act may be obligated or expended for any purpose relating to the transfer of hydrolysate from the Pueblo Chemical Depot, Colorado, to an off-site location for destruction, including for the conduct of a study of such transfer.

**SA 3119.** Mr. GREGG proposed an amendment to amendment SA 3117 proposed by Mr. GRAHAM (for himself, Mr. GREGG, Mr. McCONNELL, Mr. VITTER, Mr. CORKER, Mr. KYL, Mr. DOMENICI, Mr. CHAMBLISS, Mr. CORNYN, Mr. SUNUNU, Mr. McCAIN, Mr. SPECTER, Mr. ISAKSON, and Mr. MARTINEZ) to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

This section shall become effective 1 day after the date of enactment.

**SA 3120.** Mr. BAUCUS (for himself, Mr. SMITH, Mr. WYDEN, Mr. KERRY, and Mr. TESTER) submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

At the end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY”, up to \$1,000,000 may be available for the Smart Data Project: Real Time Geospatial Video Sensor Intelligence program.

**SA 3121.** Mr. KERRY (for himself and Mr. KENNEDY) submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title V under the heading “NATIONAL DEFENSE SEALIFT FUND”, up to \$1,000,000 may be available for the conversion of the T.S. Enterprise ship at Massachusetts Maritime Academy in Buzzards Bay, Massachusetts.

**SA 3122.** Mr. LEVIN submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. The amount appropriated by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY” is hereby increased by \$30,215,000, of which—

(1) up to \$6,000,000 may be for Advanced Automotive Technology (PE #0602601A); and

(2) up to \$20,215,000 may be for Combat Vehicle and Automotive Advanced Technology (PE #0603005A), of which—

(A) up to \$14,215,000 may be for the Future Combat Systems; and

(B) up to \$10,000,000 may be the Fuel Efficiency ground vehicle Demonstrator (FED).

**SA 3123.** Mr. BYRD submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

On page 207, between lines 8 and 9, insert the following:

SEC. 8107. (a) None of the amounts appropriated or otherwise made available by this Act may be obligated or expended for military operations or activities against any other country without the enactment of an Act or the passage of a resolution passed by the Senate and the House of Representatives specifically authorizing such obligation or expenditure.

(b) The prohibition in subsection (a) shall not apply with respect to the following military operations or activities:

(1) Military operations or activities to directly repel an attack against the territory or the Armed Forces of the United States.

(2) Military operations or activities in hot pursuit of hostile forces who are directly engaged in combat operations against the Armed Forces of the United States.

(3) Intelligence collection activities of which Congress has been appropriately notified under applicable law.

(c) Not later than 48 hours after determining to obligate or expend amounts otherwise prohibited from obligation or expenditure under subsection (a) for purposes of a military operation or activity described in subsection (b), the President shall submit to the Committee on Armed Forces and the Committee on Appropriations of the Senate and the Committee on Armed Forces and the Committee on Appropriations of the House of Representatives a report on such determination, including a justification for the determination.

(d) Nothing in this section shall be construed as limiting the authority of the President under Article II, Section 2, of the Constitution of the United States.

**SA 3124.** Mr. LOTT submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

At the end of title VIII, add the following:

SEC. 8107. (a) FINDINGS ON ASSOCIATE INTERMODAL PLATFORM PALLET SYSTEM.—Congress makes the following findings:

(1) Use of the Associate Intermodal Platform (AIP) pallet system, developed two years ago by the United States Transportation Command, could save the United States as much as \$1,300,000 for every 1,000 pallets deployed.

(2) Specific benefits of usage of the Associate Intermodal Platform pallet system include the following:

(A) The Associate Intermodal Platform pallet system can be used to transport cargo alone within current International Standard of Organization containers, providing savings in costs of transportation of cargo.

(B) The Associate Intermodal Platform pallet system has successfully passed rigorous testing by the United States Transportation Command at various military installations in the United States, at a Navy testing lab, and in the field in Iraq, Kuwait, and Antarctica.

(C) The Associate Intermodal Platform pallet system has performed well beyond expectations and is ready for immediate production and deployment.

(b) AVAILABILITY OF FUNDS.—Of the amount appropriated or otherwise made available by title III under the heading “OTHER PROCUREMENT, AIR FORCE”, up to \$4,000,000 may be available for purposes of accelerating the deployment of the Associate Intermodal Platform pallet system.

**SA 3125.** Mr. ROBERTS submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE” and available for Program Element 0603112F, up to \$1,000,000 may be available for Materials Integrity Management Research for Air Force Systems.

**SA 3126.** Mrs. BOXER proposed an amendment to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

At the end of title VIII, add the following:

SEC. 8107. No amounts appropriated or otherwise made available by this Act may be used to provide a waiver for enlistment in the Armed Forces of an individual convicted under Federal or State law of any felony offense, during the five-year period ending on the date of the proposed enlistment of such individual in the Armed Forces, as follows:

(1) Aggravated assault with a deadly weapon.

(2) Arson.

(3) Hate Crime.

(4) Sexual misconduct.

(5) Terrorist threatening.

**SA 3127.** Mr. BROWN submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add following:

SEC. 8107. Of the amount appropriated by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY”, up to \$1,000,000 may be available for Army Missile Defense Systems Integration (PE #0603308A) for the High Altitude Airship Program.

**SA 3128.** Mr. KOHL (for himself and Mr. KENNEDY) submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

At end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY” and available for the Permanent Magnet Motor, up to \$2,000,000 may be used for the DDG-51 Class Modernization-Hybrid Propulsion Permanent Magnet Drive System.

**SA 3129.** Mr. DURBIN (for himself and Ms. MIKULSKI) submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. (a) AMOUNT FOR TROOPS TO NURSE TEACHERS PROGRAM FROM MILITARY PERSONNEL, ARMY.—Of the amount appropriated or otherwise made available by title I under the heading “MILITARY PERSONNEL, ARMY”, up to \$1,000,000 may be available for a pilot program on troops to nurse teachers.

(b) AMOUNT FOR TROOPS TO NURSE TEACHERS PROGRAM FROM MILITARY PERSONNEL, NAVY.—Of the amount appropriated or otherwise made available by title I under the heading “MILITARY PERSONNEL, NAVY”, up to \$1,000,000 may be available for a pilot program on troops to nurse teachers.

(c) AMOUNT FOR TROOPS TO NURSE TEACHERS PROGRAM FROM MILITARY PERSONNEL, AIR FORCE.—Of the amount appropriated or otherwise made available by title I under the heading “MILITARY PERSONNEL, AIR FORCE”, up to \$1,000,000 may be available for a pilot program on troops to nurse teachers.

**SA 3130.** Mr. SANDERS proposed an amendment to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; as follows:

At the end of title VIII, add the following:

SEC. 8107. (a) ADDITIONAL AMOUNT FOR OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD.—The amount appropriated by title II under the heading “OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD” is hereby increased by \$10,000,000.

(b) OFFSET.—The aggregate amount appropriated by title II, other than under the headings “OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD” and “OPERATION AND MAINTENANCE, AIR NATIONAL GUARD”, is hereby reduced by \$10,000,000.

**SA 3131.** Ms. STABENOW submitted an amendment intended to be proposed by her to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY”, up to \$4,000,000 may be available for the Virtual Systems Integrated Laboratory—Armored Vehicle Components and Systems Simulated In Cost-Effective Virtual Design and Test Environment.

**SA 3132.** Mr. LEVIN submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. The amount appropriated by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY” is hereby increased by \$30,215,000, of which—

(1) up to \$6,000,000 may be for Advanced Automotive Technology (PE #0602601A); and  
 (2) up to \$20,215,000 may be for Combat Vehicle and Automotive Advanced Technology (PE #0603005A), of which—  
 (A) up to \$14,215,000 may be for the Future Combat Systems; and  
 (B) up to \$10,000,000 may be the Fuel Efficiency ground vehicle Demonstrator (FED).

**SA 3133.** Mr. BYRD submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

On page 207, between lines 8 and 9, insert the following:

SEC. 8107. (a) None of the amounts appropriated or otherwise made available by this Act may be obligated or expended for military operations or activities against any other country without the enactment of an Act or the passage of a resolution passed by the Senate and the House of Representatives specifically authorizing such obligation or expenditure.

(b) The prohibition in subsection (a) shall not apply with respect to the following military operations or activities:

(1) Military operations or activities to directly repel an attack against the territory or the Armed Forces of the United States.

(2) Military operations or activities in hot pursuit of hostile forces who are directly engaged in combat operations against the Armed Forces of the United States.

(3) Intelligence collection activities of which Congress has been appropriately notified under applicable law.

(c) Not later than 48 hours after determining to obligate or expend amounts otherwise prohibited from obligation or expenditure under subsection (a) for purposes of a military operation or activity described in subsection (b), the President shall submit to the Committee on Armed Services and the Committee on Appropriations of the Senate and the Committee on Armed Services and the Committee on Appropriations of the House of Representatives a report on such determination, including a justification for the determination.

(d) Nothing in this section shall be construed as limiting the authority of the President under Article II, Section 2, of the Constitution of the United States.

**SA 3134.** Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

On page 207, between lines 8 and 9, insert the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY”, \$3,000,000 may be made available for the MK 50 (NULKA) Decoy System.

**SA 3135.** Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

On page 207, between lines 8 and 9, insert the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY”, \$5,000,000 may be made available for the High Temperature Superconductor AC Synchronous Propulsion Motor.

**SA 3136.** Ms. LANDRIEU submitted an amendment intended to be proposed by her to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title II under the heading “OPERATION AND MAINTENANCE, AIR FORCE”, up to \$4,000,000 may be available for the 8th Air Force Cyberspace Innovation Center for Cyber Combat Development at Barksdale Air Force Base, Louisiana.

**SA 3137.** Mr. REID (for Mr. OBAMA and Mr. COBURN) submitted an amendment intended to be proposed by Mr. REID to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

On page 207, between lines 8 and 9, insert the following:

SEC. 8107. None of the funds appropriated or otherwise made available by this Act may be used to enter into a contract in an amount greater than \$5,000,000 or to award a grant in excess of such amount unless the prospective contractor or grantee certifies in writing to the agency awarding the contract or grant that, to the best of its knowledge and belief, the contractor or grantee has filed all Federal tax returns required during the three years preceding the certification, has not been convicted of a criminal offense under the Internal Revenue Code of 1986, and has not, more than 90 days prior to certification, been notified of any unpaid Federal tax assessment for which the liability remains unsatisfied, unless the assessment is the subject of an installment agreement or offer in compromise that has been approved by the Internal Revenue Service and is not in default, or the assessment is the subject of a non-frivolous administrative or judicial proceeding.

**SA 3138.** Mr. BROWN (for Mr. DURBIN) proposed an amendment to the resolution S. Res. 319, expressing the sense of the Senate regarding the United States Transportation Command on its 20th anniversary; as follows:

In the eighth clause of the preamble, strike “4,000,000,000 gallons” and insert “4,000,000,000 gallons.”

**SA 3139.** Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title IV under

the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE”, up to \$1,500,000 may be available for Commercialization and Industrialization of Adaptive Optics (PE #0602890F).

**SA 3140.** Mr. VITTER submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following: SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, ARMY” and available for Program Element 0602787A, up to \$1,000,000 may be available for the Maternal Fetal Health Informatics and Outreach Program.

**SA 3141.** Mr. SESSIONS (for himself, Mr. NELSON of Florida, Mr. KYL, Mr. LIEBERMAN, Mr. VITTER, Mr. INHOFE, Mr. NELSON of Nebraska, Mr. PRYOR, and Mr. LAUTENBERG) submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following: SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE”, up to \$75,000,000 may be available for Program Element 063892C for the Aegis Ballistic Missile Defense System, of which—

(1) \$20,000,000 may be for an increase in the production rate of the SM-3 interceptor to four interceptors per month;

(2) \$45,000,000 may be for long-lead production of an additional 15 SM-3 interceptors; and

(3) \$10,000,000 may be for an acceleration in the development of the Aegis Ballistic Missile Defense Signal Processor and Open Architecture software for the Aegis Ballistic Missile Defense system.

**SA 3142.** Mr. BIDEN submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following: SEC. 8107. The amount appropriated by title III under the heading “OTHER PROCUREMENT, ARMY” is hereby increased by \$23,600,000,000, with the amount of the increase to be available for the procurement of Mine Resistant Ambush Protected (MRAP) vehicles: *Provided*, That the amount of the increase is hereby designated as an emergency requirement pursuant to section 204 of S. Con. Res. 21 (110th Congress).

**SA 3143.** Mr. BIDEN submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following: SEC. 8107. (a) ADDITIONAL AMOUNT FOR RDTE, DEFENSE-WIDE, FOR MARK V REPLACEMENT RESEARCH.—The amount appropriated by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE” is hereby increased by up to \$8,000,000, with the amount of the increase to be available for Program Element 1160402BB for MARK V replacement research for the pursuit by the Special Operations Command of manufacturing research needed to develop all-composite hulls for ships larger than 100 feet.

(b) OFFSET.—The amount appropriated by title III under the heading “OTHER PROCUREMENT, ARMY” is hereby decreased by \$8,000,000.

**SA 3144.** Mr. KYL (for himself, Mr. SESSIONS, and Mr. THUNE) submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following: SEC. 8107. Of the amounts appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE”, up to \$10,000,000 may be available for Program Element 0603895C for the Space Test Bed.

**SA 3145.** Mr. KYL submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title III under the heading “PROCUREMENT, DEFENSE-WIDE”, up to \$7,000,000 may be available for DISA Information Systems Security for the Insider Threat program.

**SA 3146.** Mr. ALLARD submitted an amendment intended to be proposed by him to the bill H.R. 3222, making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 8107. Of the amount appropriated or otherwise made available by title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE”, up to \$5,000,000 may be available for the Missile Defense Space Experimentation Center (MDSEC) (PE #0603895C).

#### NOTICE OF INTENT TO OBJECT TO PROCEEDING

Mrs. FEINSTEIN, pursuant to the provisions of section 512 of Public Law 110-181, submitted her notice of intent to proceed to consider the bill (S. 223) to require the Senate candidates to file designations, statements, and reports in electronic form, dated Oct. 2, 2007, for the following reasons:

Mr. President, I objected to Senator ENSIGN’s proposed unanimous consent

of September 27, 2007, to take up and vote on an amendment to S. 223, the Senate Campaign Disclosure Parity Act, which is not germane to the underlying bill and has not been reviewed by the Rules and Administration Committee.

The proposed Ensign amendment would require outside groups, such as advocacy and charitable organizations, that file ethics complaints to disclose their donors.

His proposal to require limited debate and then a vote on the amendment before voting on S. 223 could be prevent the timely passage of the underlying bill before the 2008 election.

Next year’s presidential and congressional elections are expected to have record contributions to and expenditures by candidates for federal offices. Electronic filing by Senate candidates will provide timely reports of these activities.

I believe the subject matter of the Ensign amendment would be best addressed first in the Rules Committee, where a hearing will provide an opportunity for all interested parties to express their views on this matter.

#### NOTICE OF HEARING

##### COMMITTEE ON INDIAN AFFAIRS

Mr. DORGAN. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, October 4, 2007, at 9:30 a.m. in room 628 of the Dirksen Senate Office Building to conduct an oversight hearing on backlogs at the Department of the Interior: Land into Trust Applications; Environmental Impact Statements; Probate; and Appraisals and Lease Approvals.

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. INOUYE. 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 October 2, 2007, at 10:30 a.m., in order to conduct a hearing entitled “An Examination of the National Flood Insurance Program.”

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

##### COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. INOUYE. 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, October 2, 2007 at 10 a.m. in room 406 of the Dirksen Senate Office Building in order for a hearing to consider pending nominations.