

crime listed in this section without indicating a disposition, the Transportation Security Administration shall notify the applicant of such disclosure and provide the applicant with instructions on how the applicant can clear the disposition, in accordance with clause (ii).

“(ii) **BURDEN OF PROOF.**—In order to clear a disposition under this subparagraph, an applicant shall submit written proof to the Transportation Security Administration, not later than 60 days after receiving notification under clause (i), that the arrest did not result in conviction for the disqualifying criminal offense.

“(iii) **NOTIFICATION OF DISQUALIFICATION.**—If the Transportation Security Administration does not receive proof in accordance with the Transportation Security Administration's procedures for waiver of criminal offenses and appeals, the Transportation Security Administration shall notify—

“(I) the applicant that he or she is disqualified from being issued a biometric transportation security card under subsection (b);

“(II) the State that the applicant is disqualified, in the case of a hazardous materials endorsement; and

“(III) the Coast Guard that the applicant is disqualified, if the applicant is a mariner.

“(E) **OTHER POTENTIAL DISQUALIFICATIONS.**—Except as provided under subparagraphs (A) through (C), an individual may not be denied a transportation security card under subsection (b) unless the Secretary determines that individual—

“(i) has been convicted within the preceding 7-year period of a felony or found not guilty by reason of insanity of a felony—

“(I) that the Secretary believes could cause the individual to be a terrorism security risk to the United States; or

“(II) for causing a severe transportation security incident;

“(ii) has been released from incarceration within the preceding 5-year period for committing a felony described in clause (i);

“(iii) may be denied admission to the United States or removed from the United States under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.); or

“(iv) otherwise poses a terrorism security risk to the United States.”.

“(F) **MODIFICATION OF LISTED OFFENSES.**—The Secretary may by rulemaking, add or modify the offenses described in paragraph (1)(A) or (B).”.

(b) **CONFORMING AMENDMENT.**—Section 70101 of title 49, United States Code, is amended—

(1) by redesignating paragraphs (2) through (6) as paragraphs (3) through (7); and

(2) by inserting after paragraph (1) the following:

“(2) The term ‘economic disruption’ does not include a work stoppage or other employee-related action not related to terrorism and resulting from an employer-employee dispute.”.

**SA 286.** Mr. SPECTER (for himself, Mr. LEAHY, and Mr. DODD) submitted an amendment intended to be proposed by him to the bill S. 4, to make the United States more secure by implementing unfinished recommendations of the 9/11 Commission to fight the war on terror more effectively, to improve homeland security, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ RESTORATION OF HABEAS CORPUS FOR THOSE DETAINED BY THE UNITED STATES.**

(a) **IN GENERAL.**—Section 2241 of title 28, United States Code, is amended by striking subsection (e).

(b) **TITLE 10.**—Section 950j of title 10, United States Code, is amended by striking subsection (b) and inserting the following:

“(b) **LIMITED REVIEW OF MILITARY COMMISSION PROCEDURES AND ACTIONS.**—Except as otherwise provided in this chapter or in section 2241 of title 28 or any other habeas corpus provision, and notwithstanding any other provision of law, no court, justice, or judge shall have jurisdiction to hear or consider any claim or cause of action whatsoever, including any action pending on or filed after the date of the enactment of the Military Commissions Act of 2006, relating to the prosecution, trial, or judgment of a military commission under this chapter, including challenges to the lawfulness of procedures of military commissions under this chapter.”.

(c) **EFFECTIVE DATE AND APPLICABILITY.**—The amendments made by this section shall—

(1) take effect on the date of the enactment of this Act; and

(2) apply to any case that is pending on or after the date of enactment of this Act.

**SA 287.** Mr. ALLARD submitted an amendment intended to be proposed by him to the bill S. 4, to make the United States more secure by implementing unfinished recommendations of the 9/11 Commission to fight the war on terror more effectively, to improve homeland security, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ CABLE CARRIAGE OF TELEVISION BROADCAST SIGNALS.**

Part I of title III of the Communications Act of 1934 (47 U.S.C. 301 et seq.) is amended by adding at the end the following:

**“SEC. 342. CARRIAGE OF SIGNALS TO CERTAIN TELEVISION MARKET AREAS.**

“(a) **IN GENERAL.**—Notwithstanding any other provision of law, each cable operator providing service in an eligible area may elect to carry the primary signal of any network station located in the capital of the State in which such area is located.

“(b) **DEFINITIONS.**—As used in this section:

“(1) **ELIGIBLE AREA.**—The term ‘eligible area’ means 1 of 2 counties that—

“(A) are all in a single State;

“(B) on the date of enactment of this section, were each located in—

“(i) the 46th largest designated market area for the year 2005 according to Nielsen Media Research; and

“(ii) a designated market area comprised principally of counties located in another State; and

“(C) as a group had a total number of television households that when combined did not exceed 30,000 for the year 2005 according to Nielsen Media Research.

“(2) **NETWORK STATION.**—The term ‘network station’ has the same meaning as in section 119(d) of title 17, United States Code.”.

**SEC. \_\_\_\_ SATELLITE CARRIAGE OF TELEVISION BROADCAST SIGNALS.**

Section 119(a)(2)(C) of title 17, United States Code, is amended—

(1) by redesignating clause (v) as clause (vi);

(2) by inserting after clause (v) the following:

“(v) **FURTHER ADDITIONAL STATIONS.**—If 2 adjacent counties in a single State are in a

local market comprised principally of counties located in another State, the statutory license provided for in subparagraph (A) shall apply to the secondary transmission by a satellite carrier to subscribers in those 2 counties of the primary transmissions of any network station located in the capital of the State in which such 2 counties are located, if—

“(I) the 2 counties are located in the 46th largest designated market area for the year 2005 according to Nielsen Media Research; and

“(II) the total number of television households in the 2 counties combined did not exceed 30,000 for the year 2005 according to Nielsen Media Research.”; and

(3) in clause (vi) as redesignated, by striking “and (iv)” and inserting “(iv), and (v)”.

**NOTICES OF HEARINGS/MEETINGS**

**COMMITTEE ON ENERGY AND NATURAL RESOURCES**

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that an oversight hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will be held on Wednesday, March 7, 2007, at 9:30 a.m., in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to investigate market constraints on large investments in advanced energy technologies and investigate ways to stimulate additional private-sector investment in the deployment of these technologies.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150.

For further information, please contact Michael Carr at 202-224-8164 or Rachel Pasternack at 202-224-0883.

**AUTHORITY FOR COMMITTEES TO MEET**

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

Mr. LIEBERMAN. 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 Wednesday, February 28, 2007, at 10:30 a.m. to conduct a hearing on “Examining the Terrorism Risk Insurance Program.”

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

**COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION**

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to hold a hearing during the sessions of the Senate on Wednesday, February 28, 2007, at 10 a.m., in room 253 of the Russell Senate Office Building. The purpose of the

hearing is to evaluate vehicle safety for children.

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

COMMITTEE ON COMMERCE, SCIENCE, AND  
TRANSPORTATION

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Commerce, Science and Transportation be authorized to hold a hearing during the sessions of the Senate on Wednesday, February 28, 2007, at 2:30 p.m., in room 253 of the Russell Senate Office Building. The purpose of the hearing is to discuss and evaluate the Fiscal Year 2008 budget for the National Aeronautics and Space Administration.

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

COMMITTEE ON ENERGY AND NATURAL  
RESOURCES

Mr. LIEBERMAN. 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 Wednesday, February 28, 2007, at 9:45 a.m. in room SD-366 of the Dirksen Senate Office Building. The purpose of the hearing is to consider the President's fiscal year 2008 budget request for the USDA Forest Service.

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

COMMITTEE ON THE JUDICIARY

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to conduct a hearing on "Comprehensive Immigration Reform" on Wednesday, February 28, 2007 at 10 a.m. in Hart Senate Office Building Room 216.

Witness List: The Honorable Carlos M. Gutierrez, Secretary, U.S. Department of Commerce, Washington, DC; The Honorable Michael Chertoff, Secretary, U.S. Department of Homeland Security, Washington, DC.

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

COMMITTEE ON RULES AND ADMINISTRATION

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Rules and Administration be authorized to meet during the session of the Senate on Wednesday, February 28, 2007, at 9:30 a.m., to conduct a markup on the Omnibus Budget for Senate Committees.

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

COMMITTEE ON SMALL BUSINESS AND  
ENTREPRENEURSHIP

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate for a hearing entitled "The President's Fiscal Year 2008 Budget Request for the Small Business Administration," on Wednesday, February 28, 2007, beginning at 10 a.m. in Room 428A of the Russell Senate Office Building.

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

JOINT ECONOMIC COMMITTEE

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Joint Economic Committee be authorized to conduct a hearing in Room 562 of the Dirksen Senate Office Building, Wednesday, February 28, 2007, from 9:30 a.m. to 12:30 p.m.

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

SPECIAL COMMITTEE ON AGING

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Special Committee on Aging be authorized to meet Wednesday, February 28, 2007, from 10:30 a.m.–12:30 p.m. in Dirksen 628 for the purpose of conducting a hearing. Re: The Aging Workforce: What Does It Mean for Businesses and the Economy.

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

PRIVILEGES OF THE FLOOR

Mr. ALEXANDER. Madam President, I ask unanimous consent that Stanford Swinton of Senator GRASSLEY's Finance Committee staff be given floor privileges for the remainder of the day.

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

Mr. INOUE. Madam President, I ask unanimous consent that the privilege of the floor be provided to Melissa Porter and Rich Swazey, two detailees assigned to the Commerce Committee, during consideration of S. 184 and S. 4.

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

Ms. COLLINS. Mr. President, on behalf of Senator STEVENS, I ask unanimous consent that Pamela Friedmann and John Hennigan, both detailees to the Commerce Committee, be granted floor privileges for the duration of the 110th Congress.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider Executive Calendar Nos. 30 and 31; that the nominations be confirmed; that the motions to reconsider be laid upon the table; that any statements relating to the nominations be printed in the Record; that the President be immediately notified of the Senate's action; and that the Senate then return to legislative session.

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

The nominations considered and confirmed are as follows:

UNITED STATE SENTENCING COMMISSION

Dabney Langhorne Friedrich, of Virginia, to be a member of the United States Sentencing Commission for the remainder of the term expiring October 31, 2009.

Beryl A. Howell, of the District of Columbia, to be a member of the United States

Sentencing Commission for a term expiring October 31, 2011 (Reappointment), to which position she was appointed during the last recess of the Senate.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d–276g, as amended, appoints the following Senator as Vice Chairman of the Senate Delegation to the Canada-U.S. Interparliamentary Group conference during the 110th Congress: the Honorable MICHAEL D. CRAPO of Idaho.

The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appoints the following Senator as Vice Chairman of the Senate Delegation to the Mexico-U.S. Interparliamentary Group conference during the 110th Congress: the Honorable JOHN CORNYN of Texas.

The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appoints the following Senator as Vice Chairman of the Senate Delegation to the NATO Parliamentary Assembly during the 110th Congress: the Honorable GORDON H. SMITH of Oregon.

The Chair, on behalf of the President pro tempore, pursuant to 22 U.S.C. 276l, as amended, appoints the following Senator as Vice Chairman of the Senate Delegation to the British-American Interparliamentary Group conference during the 110th Congress: the Honorable THAD COCHRAN of Mississippi.

SIBLINGS CONNECTION DAY

Mr. REID. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of S. Res. 86, and that the Senate proceed to its consideration.

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

The clerk will report the resolution by title.

The legislative clerk read as follows:

The resolution (S. Res. 86) designating March 1, 2007, as "Siblings Connection Day."

There being no objection, the Senate proceeded to consider the resolution.

Mr. REID. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and that any statements relating to the resolution be printed in the RECORD, with no intervening action or debate.

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

The resolution (S. Res. 86) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows: