

Schools Act," answers this call for partnership.

Our bill provides initial funding for the creation of State and regional infrastructure banks. These banks will make loans to districts for school construction or modernization needs.

This mechanism helps to alleviate the financial burden for States and localities but provides sufficient flexibility to meet local needs.

The structure of the bill ensures that states and localities have the requisite flexibility to tailor programs to meet their unique needs.

The bill requires a 25 percent State match, which ensures the commitment of State government to the program while allowing States to leverage their dollars four-to-one.

It is a voluntary program—only for those states who choose to participate.

To those who have argued that the Federal Government should have no role in school facilities, and likewise to those who call for overly intrusive Federal programs, this bill offers a common-sense compromise.

I remember visiting a school in Nixa, MO, where every fourth-grader in the district attends class in trailers behind the school.

I have subsequently learned from teachers and administrators in other districts that the kids in trailers often have the best deal because conditions in the actual school buildings are often far worse than they are in the trailers.

Every State in this country has districts in need, in both urban and rural and suburban communities. The needs span the social economic strata of our Nation.

Disadvantaged and minority students are most likely to attend school in decrepit and obsolete buildings.

I would imagine that we have all seen schools that are either freezing cold or unbearably hot, that have poor lighting or inadequate bathroom facilities.

But students in more affluent suburbs—where there is often explosive growth in the community—also suffer from overcrowding.

Most parents would agree that they would like their children to attend schools where the student to teacher ratio is low, where class size is small.

Yet, without enough space, small class size is an impossibility.

And despite these conditions, we are asking our children for more than ever before.

A fellow Missourian, Mark Twain, once told the following story:

When I was a boy on the Mississippi River there was a proposition in a township there to discontinue public schools because they were too expensive. An old farmer spoke up and said, "If they stopped building the schools they would not save anything, because every time a school was closed a jail had to be built."

I have great faith in America's children. The time to invest in them is now. The investments we make in them will be returned to us many times over.

#### ORDER OF BUSINESS

Mr. DASCHLE. Mr. President, for the interest of Senators, I have been in consultation with the distinguished Republican leader throughout the day. We are momentarily going to propound a unanimous consent request which would do several things.

First of all, it would accommodate Senator MURKOWSKI and his desire to bring up an amendment on the energy bill relating to Iraq.

We would then move to complete our work on the border security bill. There would be a number of amendments offered by Senator BYRD. Once those amendments have been disposed of, it would be our intention to then go to final passage. Then, prior to the end of the day, we would also take up a judicial nomination that has been on the calendar.

We would, throughout this period, have further discussions about our schedule for the remainder of the week—tomorrow—and early next week, as we attempt to bring some final closure to the energy bill.

So that is the current schedule. It is my expectation we will get this request which would allow us to complete our work on border security today. Senators should be forewarned there will be additional votes, probably several additional votes, yet today on the border security bill, I assume on the Murkowski amendment, as well as on the judicial nomination.

So that is the current plan. Just as soon as we have cleared it a final time with our Republican colleagues, I will propound this unanimous consent request. Until that time, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. DASCHLE. Mr. President, I ask unanimous consent the order for the quorum call be rescinded.

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

#### UNANIMOUS CONSENT AGREEMENT—H.R. 3525

Mr. DASCHLE. Mr. President, I ask unanimous consent that upon disposition of the Murkowski amendment relating to Iraqi oil, the Senate resume consideration of H.R. 3525, the border security bill, and that it be considered under the following limitations: that there be 30 minutes of debate on the bill, with the time equally divided and controlled between Senators KENNEDY, BROWNBACK, FEINSTEIN, and KYL, or their designees; that the amendments listed in this agreement be the only amendments in order; that any debate time be equally divided and controlled in the usual form; that upon disposition of all amendments, the bill be read a third time and the Senate proceed to vote on final passage of the bill, without further intervening action or de-

bate: Kennedy-Brownback-Feinstein-Kyl managers' amendment, 20 minutes for debate; that debate on the following Byrd relevant amendments be limited to 20 minutes each: Byrd amendment regarding review of educational institutions' compliance provisions, Byrd amendment regarding penalty increase for manifest noncompliance, Byrd amendment with regard to change of deadlines for implementation of biometrics, and Byrd amendment regarding tightening requirements for participation in the visa waiver program.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. DASCHLE. Mr. President, I thank my colleagues for their cooperation.

Under this order, the Murkowski amendment relating to Iraqi oil is now the pending order of business. I encourage Senators, if they want to be heard on the amendment, to come to the Chamber.

I yield the floor and suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. MURKOWSKI. Mr. President, I ask unanimous consent the order for the quorum call be rescinded.

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

#### NATIONAL LABORATORIES PARTNERSHIP IMPROVEMENT ACT OF 2001—Continued

AMENDMENT NO. 3159 TO AMENDMENT NO. 2917

Mr. MURKOWSKI. Mr. President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Alaska [Mr. MURKOWSKI] proposes an amendment numbered 3159 to amendment No. 2917.

Mr. MURKOWSKI. Mr. President, I ask unanimous consent reading of the amendment be dispensed with.

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

The amendment is as follows:

(Purpose: To make the United States' energy policy toward Iraq consistent with the national security policies of the United States)

At the appropriate place, insert the following:

#### TITLE—IRAQ OIL IMPORT RESTRICTION SECTION 1. SHORT TITLE AND FINDINGS.

(a) This Title can be cited as the 'Iraq Petroleum Import Restriction Act of 2001.'

(b) FINDINGS.—Congress finds that—

(1) the government of the Republic of Iraq: (A) has failed to comply with the terms of United Nations Security Council Resolution 686 regarding unconditional Iraqi acceptance of the destruction, removal, or rendering harmless, under international supervision, of all nuclear, chemical and biological weapons and all stocks of agents and all related subsystems and components and all research,