

Whereas the recovery and reconstruction of the devastated areas will require the concerted leadership of the United States working with the governments of the affected countries and with the international community: Now, therefore, be it

*Resolved*, That the Senate—

(1) expresses its sympathy and support for the people of South Asia following the devastating earthquake that struck Pakistan, India, and Afghanistan on October 8, 2005, during the Islamic holy month of Ramadan;

(2) conveys its most sincere condolences to the families, communities, and governments of the more than 39,000 people that lost their lives in this terrible natural disaster;

(3) expresses its admiration and full support for the courageous rescue and relief workers, including personnel of the United States Agency for International Development and the United States military, who are saving lives and providing relief and assistance to those affected by the earthquake;

(4) supports the initial pledge by President George W. Bush of \$50,000,000 in humanitarian assistance, the deployment of United States military assets to the region to assist in relief and recovery efforts, and provision of additional United States assistance necessary to save lives and help the region recover from this monumental disaster;

(5) commends the ongoing international relief effort that includes the work of individual countries, numerous international organizations, and various relief and non-governmental entities;

(6) commends the Governments of Pakistan and India for their cooperation in the common cause of saving lives and providing humanitarian relief to people on both sides of the Line of Control; and

(7) encourages further cooperation between India and Pakistan on relief operations and efforts to fortify and expand peace and stability in the region as they cope with the impact of the earthquake over the next several months and seek to rehabilitate the lives of those affected.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 2060. Mr. BOND (for himself and Mrs. MURRAY) proposed an amendment to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes.

SA 2061. Mr. BOND (for himself and Mrs. MURRAY) proposed an amendment to the bill H.R. 3058, supra.

SA 2062. Mr. KYL (for himself, Mr. SANTORUM, Mr. CORNYN, Mrs. HUTCHISON, and Mr. FEINGOLD) proposed an amendment to the bill H.R. 3058, supra.

SA 2063. Mr. KENNEDY (for himself, Mr. HARKIN, Mrs. BOXER, Mr. FEINGOLD, Ms. STABENOW, and Mr. DAYTON) proposed an amendment to the bill H.R. 3058, supra.

SA 2064. Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill H.R. 3058, supra; which was ordered to lie on the table.

SA 2065. Mr. BINGAMAN (for himself, Mr. NELSON, of Nebraska, Mr. LEVIN, and Ms. STABENOW) submitted an amendment intended to be proposed by him to the bill H.R. 3058, supra; which was ordered to lie on the table.

SA 2066. Mr. ENSIGN (for himself and Mr. ALLEN) submitted an amendment intended to be proposed by him to the bill H.R. 3058, supra; which was ordered to lie on the table.

SA 2067. Mr. BROWNBACK submitted an amendment intended to be proposed by him

to the bill H.R. 3058, supra; which was ordered to lie on the table.

SA 2068. Mr. BROWNBACK submitted an amendment intended to be proposed by him to the bill H.R. 3058, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

SA 2060. Mr. BOND (for himself and Mrs. MURRAY) proposed an amendment to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; as follows:

Strike section 719.

SA 2061. Mr. BOND (for himself and Mrs. MURRAY) proposed an amendment to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; as follows:

Insert the following on page 348, after line 5, and renumber sections accordingly:

SEC. 321. Section 421 of the Housing and Community Development Act of 1978 (12 U.S.C. §1715z-4a) is amended—

(1) in subsection (a)(1)(A), by inserting after “is” the following: “or, at the time of the violations, was”; and

(2) in subsection (a)(1)(C), by inserting after “held” the following: “or, at the time of the violations, was insured or held”.

SA 2062. Mr. KYL (for himself, Mr. SANTORUM, Mr. CORNYN, Mrs. HUTCHISON, and Mr. FEINGOLD) proposed an amendment to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; as follows:

At the appropriate place, insert the following:

SEC. . . . NO COST OF LIVING ADJUSTMENT FOR MEMBERS OF CONGRESS.

Notwithstanding any other provision of law, no adjustment shall be made under section 601(a) of the Legislative Reorganization Act of 1946 (2 U.S.C. 31) (relating to cost of living adjustments for Members of Congress) during fiscal year 2006.

SA 2063. Mr. KENNEDY (for himself, Mr. HARKIN, Mrs. BOXER, Mr. FEINGOLD, Ms. STABENOW, and Mr. DAYTON) proposed an amendment to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; as follows:

At the appropriate place, insert the following:

SEC. . . . MINIMUM WAGE.

(a) INCREASE IN THE MINIMUM WAGE.—

(1) IN GENERAL.—Section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) is amended to read as follows:

“(1) except as otherwise provided in this section, not less than—

“(A) \$5.85 an hour, beginning on the 60th day after the date of enactment of the Fair Minimum Wage Act of 2005;

“(B) \$6.55 an hour, beginning 12 months after that 60th day; and

“(C) \$7.25 an hour, beginning 24 months after that 60th day;”.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall take effect 60 days after the date of enactment of this Act.

(b) APPLICABILITY OF MINIMUM WAGE TO THE COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS.—

(1) IN GENERAL.—Section 6 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206) shall apply to the Commonwealth of the Northern Mariana Islands.

(2) TRANSITION.—Notwithstanding paragraph (1), the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) shall be—

(A) \$3.55 an hour, beginning on the 60th day after the date of enactment of this Act; and

(B) increased by \$0.50 an hour (or such lesser amount as may be necessary to equal the minimum wage under section 6(a)(1) of such Act), beginning 6 months after the date of enactment of this Act and every 6 months thereafter until the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under this subsection is equal to the minimum wage set forth in such section.

SA 2064. Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; which was order to lie on the table; as follows:

On page 251, strike line 23 and all that follows through page 252, line 11, and insert the following: “of the Corporation: *Provided further*, That the Corporation, during the 1-year period beginning on the date of enactment of this Act, may not assess or collect maintenance or access fees from any commuter rail authority operating along the Northeast Corridor”.

SA 2065. Mr. BINGAMAN (for himself, Mr. NELSON of Nebraska, Mr. LEVIN, and Ms. STABENOW) submitted an amendment intended to be proposed by him to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; as follows:

On page 229, between lines 12 and 13, insert the following:

(c) Section 47114(c)(1)(F) of title 49, United States Code, is amended by striking “and 2005” each place it appears in the text and in the heading and inserting “, 2005, and 2006”.

SA 2066. Mr. ENSIGN (for himself and Mr. ALLEN) submitted an amendment intended to be proposed by him to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and

Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 293, after line 25, add the following:

SEC. 221. None of the funds appropriated or otherwise made available by this Act or source to the Secretary of the Treasury may be expended for the provision of individual income tax electronic filing or preparation products or services other than through the Free File program. Nothing in the preceding sentence shall be construed to preclude the Secretary of the Treasury from making expenditures for the operation of walk-in tax service centers or the volunteer income tax assistance program.

**SA 2067.** Mr. BROWNBACK submitted an amendment intended to be proposed by him to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 243, strike line 20 and all that follows through page 244, line 8, and insert the following:

SEC. 121. None of the funds appropriated or otherwise made available by this Act may be used to implement or enforce any provisions of the Final Rule, issued on April 28, 2003 (Docket No. FMCSA-97-2350), with respect to—

(1) the operators of utility service vehicles (as defined in section 395.2 of title 49, Code of Federal Regulations);

(2) maximum daily hours of service for drivers engaged in the transportation of property or passengers to or from a motion picture or television production site located within a 100-air mile radius of the work reporting location of such drivers; or

(3) maximum daily hours of service for any driving activities reasonably related to derailment services if such rail restoration is initiated in response to a request for derailment vehicles to move wrecked or disabled train cars or locomotives, or make emergency repairs to track, locomotives or other rolling stock made by a railroad, Federal, State or local police official, or an elected official of the State or locality, in which the rail emergency has occurred.

**SA 2067.** Mr. BROWNBACK submitted an amendment intended to be proposed by him to the bill H.R. 3058, making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 312, between lines 17 and 18, insert the following:

The referenced statement of the managers under the heading "Community Development Fund" in title II of division I of Public Law 108-447 is deemed to be amended with respect to item number 83 with respect to amounts made available for Haskell Indian Nations University in Kansas by striking "construction" and inserting "planning, design, engineering, and construction".

## NOTICES OF HEARINGS/MEETINGS

## COMMITTEE ON ENERGY AND NATURAL RESOURCES

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

The hearing will be held on Tuesday, October 18, 2005 at 10 a.m. in Room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to discuss the winter fuels outlook and the effect of high prices this coming winter.

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 Lisa Epifani 202-224-5269 or Shannon Ewan at 202-224-7555.

## SUBCOMMITTEE ON PUBLIC LANDS AND FORESTS

Mr. CRAIG. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Subcommittee on Public Lands and Forests of the Committee on Energy and Natural Resources.

The hearing will be held on Wednesday, November 2, 2005, at 2 p.m. in Room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony on S. 1541, to protect, conserve, and restore public lands administered by the Department of the Interior or the Forest Service and adjacent land through cooperative cost-share grants to control and mitigate the spread of invasive species, and for other purposes; S. 1548, to provide for the conveyance of certain Forest Service land to the city of Coffman Cove, Alaska; S. 1552, to amend Public Law 97-435 to extend the authorization for the Secretary of the Interior to release certain conditions contained in a patent concerning certain lands conveyed by the United States to Eastern Washington University until December 31, 2009; and H.R. 482, to provide for a land exchange involving Federal lands in the Lincoln National Forest in the State of New Mexico, and for other purposes.

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 Frank Gladics (202-224-2878), Dick Bouts (202-224-7545), or Kristina Rolph (202-224-8276) of the Committee staff.

## PRIVILEGE OF THE FLOOR

Mr. VOINOVICH. I ask unanimous consent Jeff Muhs of my staff be granted the privilege of the floor during my remarks.

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

Mr. BAUCUS. Mr. President, I ask unanimous consent that the following detailees and interns with the Senate Finance Committee be granted the privileges of the floor during the Senate's consideration of the Transportation, Treasury, and HUD appropriations bill: Mary Baker, Jorlie Cruz, Brian Townsend, and Will Larson.

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

Mr. FRIST. Mr. President, I ask unanimous consent Senate floor privileges be extended to Harry Wingo through this session of Congress. Mr. Wingo is on loan to the Senate Commerce Committee from the Federal Communications Commission.

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

## SYMPATHY FOR SOUTH ASIA EARTHQUAKE VICTIMS

Mr. FRIST. I ask unanimous consent the Senate now proceed to consideration of S. Res. 274 which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 274) expressing sympathy and pledging the support of the Senate and the American people to the victims of the devastating earthquake that struck South Asia and caused severe loss of life and destruction on October 8, 2005, and pledging immediate United States assistance to save lives and help the region recover from this monumental tragedy.

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

Mr. FRIST. Mr. President, I ask unanimous consent the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

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

The resolution (S. Res. 274) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

## S. RES. 274

Whereas on October 8, 2005, at 8:50 am local time, a devastating earthquake, measuring 7.6 on the Richter scale, struck parts of Pakistan, India, and Afghanistan, causing massive loss of life and destruction;

Whereas it is estimated that more than 39,000 people residing in Pakistan-administered Kashmir and the Northwest Frontier Province of Pakistan and between 1,000 to 2,000 people located in Indian-administered Kashmir have perished as a result of the earthquake and that tens of thousands of others have been injured;

Whereas the capital city of Pakistan-administered Kashmir, Muzaffarabad, located