

(7) for payment of franked and mass mail costs by the Sergeant at Arms and Doorkeeper, United States Senate.

SEC. 4. There are authorized such sums as may be necessary for agency contributions related to the compensation of employees of the Committee on Armed Services from March 1, 2007, through September 30, 2007; October 1, 2007, through September 30, 2008; and October 1, 2008, through February 28, 2009, to be paid from the Appropriations account for "EXPENSES OF INQUIRIES AND INVESTIGATIONS".

#### SENATE RESOLUTION 49—RECOGNIZING AND CELEBRATING THE 50TH ANNIVERSARY OF THE ENTRY OF ALASKA INTO THE UNION AS THE 49TH STATE

Mr. STEVENS (for himself and Ms. MURKOWSKI) submitted the following resolution; which was referred to the Committee on the Judiciary:

Whereas July 7, 2008 marks the 50th anniversary of the enactment of the Alaska Statehood Act as approved by the United States Congress and signed by President Dwight D. Eisenhower;

Whereas the Alaska Statehood Act authorized the entry of Alaska into the Union on January 3, 1959;

Whereas the land once known as "Seward's Folly" is now regarded as critical to the strategic defense of the United States and important to our national and economic security;

Whereas the people of Alaska remain committed to the preservation and protection of the Union, with among the highest rates of veterans and residents in active military service of any State in the Nation;

Whereas Alaska is the northernmost, westernmost, and easternmost State of the Union, encompassing an area one-fifth the size of the United States;

Whereas the State of Alaska has an abundance of natural resources vital to the Nation;

Whereas Alaska currently provides over 16 percent of the daily crude oil production in the United States and has 44 percent of the undiscovered oil resources and 36 percent of undiscovered conventional gas in the United States;

Whereas Alaska's 34,000 miles of shoreline form a gateway to one of the world's greatest fisheries, providing over 60 percent of the country's commercial seafood harvest;

Whereas over 230 million acres of Alaska are set aside in national parks, wildlife refuges, national forests, and other conservation units for the benefit of the entire country;

Whereas over 58 million acres are designated wilderness in Alaska, representing 55 percent of the wilderness areas in the United States;

Whereas Alaska Natives, the State's first people, are an integral part of Alaska's history, and preserving the culture and heritage of Alaska's Native people is of primary importance;

Whereas the passage of the Alaska Native Claims Settlement Act in 1971 signaled a new era of economic opportunity for Alaska Natives;

Whereas Alaska's Native people have made major contributions to the vitality and success of Alaska as a State;

Whereas the people of Alaska represent the pioneering spirit that built this great Nation and contribute to our cultural and ethnic diversity; and

Whereas the golden anniversary, on January 3, 2009, provides an occasion to honor

Alaska's entry into the Union: Now, therefore, be it

*Resolved*, That Congress recognizes and celebrates the 50th anniversary of the entry of Alaska into the Union as the 49th State.

#### SENATE RESOLUTION 50—AMENDING SENATE RESOLUTION 400 (94TH CONGRESS) TO MAKE AMENDMENTS ARISING FROM THE ENACTMENT OF THE INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004 AND TO MAKE OTHER AMENDMENTS

Mr. ROCKEFELLER submitted the following resolution; from the Select Committee on Intelligence; which was placed on the calendar:

S. RES. 50

*Resolved*,

#### SECTION 1. AMENDMENTS TO SENATE RESOLUTION 400 (94TH CONGRESS) ARISING FROM ENACTMENT OF INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.

Senate Resolution 400, agreed to May 19, 1976 (94th Congress), is amended—

(1) in section 3—

(A) in subsection (a)—

(i) by redesignating paragraphs (2), (3), and (4), as paragraphs (3), (4), and (5), respectively;

(ii) by striking paragraph (1) and inserting the following new paragraphs:

"(1) The Office of the Director of National Intelligence and the Director of National Intelligence.

"(2) The Central Intelligence Agency and the Director of the Central Intelligence Agency.;" and

(iii) in paragraph (5), as so redesignated—

(I) by redesignating subparagraphs (B) through (G) as subparagraphs (C) through (H), respectively;

(II) by striking subparagraph (A) and inserting the following new subparagraphs:

"(A) The Office of the Director of National Intelligence and the Director of National Intelligence.

"(B) The Central Intelligence Agency and the Director of the Central Intelligence Agency.;" and

(III) in subparagraph (H), as so redesignated—

(aa) by striking "clause (A), (B), or (C)" and inserting "clause (A), (B), (C), or (D)"; and

(bb) by striking "clause (D), (E), or (F)" both places it appears and inserting "clause (E), (F), or (G)"; and

(B) in subsection (b)(1), by striking "clause (1) or (4)(A)" and inserting "clause (1), (2), (5)(A), or (5)(B)";

(2) in section 4(b), by inserting "the Director of National Intelligence," before "the Director of the Central Intelligence Agency";

(3) in section 6, by striking "the Director of Central Intelligence" both places it appears and inserting "the Director of National Intelligence"; and

(4) in section 12—

(A) by redesignating paragraphs (2) through (6) as paragraphs (3) through (7), respectively; and

(B) by striking paragraph (1) and inserting the following new paragraphs:

"(1) The activities of the Office of the Director of National Intelligence and the Director of National Intelligence.

"(2) The activities of the Central Intelligence Agency and the Director of the Central Intelligence Agency.;"

#### SEC. 2. TECHNICAL AMENDMENTS TO SENATE RESOLUTION 400 (94TH CONGRESS) RELATING TO REDESIGNATION OF SELECT COMMITTEE ON STANDARDS AND CONDUCT AS SELECT COMMITTEE ON ETHICS.

Senate Resolution 400, agreed to May 19, 1976 (94th Congress), is amended—

(1) in section 6, by striking "the Select Committee on Standards and Conduct" and inserting "the Select Committee on Ethics"; and

(2) in section 8—

(A) in subsection (d), by striking "the Select Committee on Standards and Conduct" and inserting "the Select Committee on Ethics"; and

(B) in subsection (e), by striking "the Select Committee on Standards and Conduct" both places it appears and inserting "the Select Committee on Ethics".

#### SEC. 3. TECHNICAL AMENDMENTS TO SENATE RESOLUTION 400 (94TH CONGRESS) RELATING TO REMOVING REFERENCE TO THE INTELLIGENCE DIVISION OF THE FEDERAL BUREAU OF INVESTIGATION.

Senate Resolution 400, agreed to May 19, 1976 (94th Congress), is amended by striking "including all activities of the Intelligence Division" in—

(1) paragraph (5)(F) of section 3(a), as redesignated by section 1(1)(A)(i); and

(2) paragraph (7) of section 12, as redesignated by section 1(4)(A).

#### SEC. 4. TECHNICAL AMENDMENTS TO SENATE RESOLUTION 400 (94TH CONGRESS) RELATING TO REFERENCES TO SENATE RULES.

Senate Resolution 400, agreed to May 19, 1976 (94th Congress), is amended—

(1) in section 2(b), by striking "paragraph 6(f)" and inserting "paragraph 4(e)(1)"; and

(2) in section 8(b)(5)—

(A) in the matter preceding subparagraph (A), by striking "section 133(f) of the Legislative Reorganization Act of 1946" and inserting "paragraph 5 of rule XVII of the Standing Rules of the Senate"; and

(B) in the flush text after subparagraph (C), by striking "section 133(f) of the Legislative Reorganization Act of 1946" and inserting "paragraph 5 of rule XVII of the Standing Rules of the Senate".

#### SEC. 5. OTHER TECHNICAL AMENDMENTS TO SENATE RESOLUTION 400 (94TH CONGRESS).

Section 3(b)(3) of Senate Resolution 400, agreed to May 19, 1976 (94th Congress), is amended by striking "the session" and inserting "in session".

#### SENATE RESOLUTION 51—AUTHORIZING EXPENDITURES BY THE SELECT COMMITTEE ON INTELLIGENCE

Mr. ROCKEFELLER submitted the following resolution; from the Select Committee on Intelligence; which was referred to the Committee on Rules and Administration:

S. RES. 51

*Resolved*,

#### SECTION 1. AUTHORITY TO MAKE EXPENDITURES.

In carrying out its powers, duties, and functions under Senate Resolution 400, agreed to May 19, 1976 (94th Congress), as amended by Senate Resolution 445, agreed to October 9, 2004 (108th Congress), in accordance with its jurisdiction under section 3 and section 17 of such Senate Resolution 400, including holding hearings, reporting such hearings, and making investigations as authorized by section 5 of such Senate Resolution 400, the Select Committee on Intelligence is authorized during the periods from

March 1, 2007 through September 30, 2007, from October 1, 2007 through September 30, 2008, and from October 1, 2008 through February 28, 2009, in the Committee's discretion—

(1) to make expenditures from the contingent fund of the Senate;

(2) to employ personnel; and

(3) with the prior consent of the department or agency of the United States concerned and the Committee on Rules and Administration, to use on a reimbursable or nonreimbursable basis, the services of personnel of any such department or agency.

#### SEC. 2. AMOUNT OF EXPENDITURES.

(a) MARCH 1, 2007 THROUGH SEPTEMBER 30, 2007.—The expenses of the Select Committee on Intelligence for the period March 1, 2007 through September 30, 2007, under this resolution shall not exceed \$3,334,682.15, of which amount—

(1) not to exceed \$32,083.00 may be expended for the procurement of the services of individual consultants, or organizations thereof (as authorized by section 202(i) of the Legislative Reorganization Act of 1946 (2 U.S.C. 72a(i)); and

(2) not to exceed \$5,834.00 may be expended for the training of the professional staff of such Committee (under procedures specified by section 202(j) of the Legislative Reorganization Act of 1946 (2 U.S.C. 72a(j)).

(b) OCTOBER 1, 2007 THROUGH SEPTEMBER 30, 2008.—For the period October 1, 2007 through September 30, 2008, expenses of the Select Committee on Intelligence under this resolution shall not exceed \$5,848,084.42, of which amount—

(1) not to exceed \$55,000.00 may be expended for the procurement of the services of individual consultants or organizations thereof (as authorized by section 202(i) of the Legislative Reorganization Act of 1946 (2 U.S.C. 72a(i)); and

(2) not to exceed \$10,000.00 may be expended for the training of the professional staff of such Committee (under procedures specified by section 202(j) of the Legislative Reorganization Act of 1946 (2 U.S.C. 72a(j)).

(c) OCTOBER 1, 2008 THROUGH FEBRUARY 28, 2009.—For the period October 1, 2008 through February 28, 2009, expenses of the Select Committee on Intelligence under this resolution shall not exceed \$2,483,179.75, of which amount—

(1) not to exceed \$22,917.00 may be expended for the procurement of the services of individual consultants, or organizations thereof (as authorized by section 202(i) of the Legislative Reorganization Act of 194 (2 U.S.C. 72a(i)); and

(2) not to exceed \$4,166.00 may be expended for the training of the professional staff of such Committee (under procedures specified by section 202(j) of the Legislative Reorganization Act of 1946 (2 U.S.C. 72a(j)).

#### SEC. 3. REPORT.

The Select Committee on Intelligence shall report the Committee's findings, together with such recommendations for legislation as the Committee deems advisable, to the Senate at the earliest practicable date, but not later than February 28, 2009.

#### SEC. 4. EXPENSES PAID FROM THE CONTINGENT FUND.

Expenses of the Select Committee on Intelligence authorized to be paid under this resolution shall be paid from the contingent fund of the Senate upon vouchers approved by the chairman of the Committee, except that vouchers shall not be required—

(1) for the disbursement of salaries of employees paid at an annual rate;

(2) for the payment of telecommunications provided by the Office of the Sergeant at Arms and Doorkeeper, United States Senate;

(3) for the payment of stationery supplies purchased through the Keeper of the Stationery, United States Senate;

(4) for payments to the Postmaster, United States Senate;

(5) for the payment of metered charges on copying equipment provided by the Office of the Sergeant at Arms and Doorkeeper, United States Senate;

(6) for the payment of Senate Recording and Photographic Services; or

(7) for payment of franked and mass mail costs by the Sergeant at Arms and Doorkeeper, United States Senate.

#### SEC. 5. AUTHORITY FOR AGENCY CONTRIBUTIONS.

There are authorized such sums as may be necessary for agency contributions related to the compensation of employees of the Select Committee on Intelligence, from March 1, 2007 through September 30, 2007, from October 1, 2007 through September 30, 2008, and from October 1, 2008 through February 28, 2009, to be paid from the Appropriations account for "Expenses of Inquiries and Investigations".

### AMENDMENTS SUBMITTED AND PROPOSED

SA 222. Mr. REID submitted an amendment intended to be proposed by him to the bill H.R. 2, to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage; which was ordered to lie on the table.

SA 223. Mr. REID submitted an amendment intended to be proposed by him to the bill H.R. 2, supra; which was ordered to lie on the table.

SA 224. Ms. LANDRIEU submitted an amendment intended to be proposed to amendment SA 219 submitted by Ms. LANDRIEU and intended to be proposed to the amendment SA 100 proposed by Mr. REID (for Mr. BAUCUS) to the bill H.R. 2, supra; which was ordered to lie on the table.

SA 225. Mr. KENNEDY submitted an amendment intended to be proposed to amendment SA 118 proposed by Mr. CHAMBLISS (for himself, Mr. ISAKSON, and Mr. BURR) to the amendment SA 100 proposed by Mr. REID (for Mr. BAUCUS) to the bill H.R. 2, supra; which was ordered to lie on the table.

SA 226. Mr. HATCH submitted an amendment intended to be proposed by him to the bill H.R. 2, supra; which was ordered to lie on the table.

SA 227. Mr. REID submitted an amendment intended to be proposed to amendment SA 118 proposed by Mr. CHAMBLISS (for himself, Mr. ISAKSON, and Mr. BURR) to the amendment SA 100 proposed by Mr. REID (for Mr. BAUCUS) to the bill H.R. 2, supra; which was ordered to lie on the table.

SA 228. Mr. SMITH submitted an amendment intended to be proposed to amendment SA 166 submitted by Mr. SMITH and intended to be proposed to the bill H.R. 2, supra; which was ordered to lie on the table.

### TEXT OF AMENDMENTS

SA 222. Mr. REID submitted an amendment intended to be proposed by him to the bill H.R. 2, to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage; which was ordered to lie on the table; as follows:

At the end of the amendment add the following:

This section shall take effect one day after date of enactment.

SA 223. Mr. REID submitted an amendment intended to be proposed by

him to the bill H.R. 2, to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage; which was ordered to lie on the table; as follows:

At the end of the amendment add the following:

This section shall take effect one day after date of enactment.

SA 224. Ms. LANDRIEU submitted an amendment intended to be proposed to amendment SA 219 submitted by Ms. LANDRIEU and intended to be proposed to the amendment SA 100 proposed by Mr. REID (for Mr. BAUCUS) to the bill H.R. 2, to amend the Fair Labor Standards Act of 1938 to provide an increase in the Federal minimum wage; which was ordered to lie on the table; as follows:

On page 5 of the amendment, strike lines 3 through 6, and insert the following:

(e) APPLICABLE CALENDAR QUARTER.—For purposes of this section, the term "applicable calendar quarter" means any calendar quarter beginning after the date of the enactment of this Act and before January 1, 2008.

SA 225. Mr. KENNEDY submitted an amendment intended to be proposed to amendment SA 118 proposed by Mr. CHAMBLISS (for himself, Mr. ISAKSON, and Mr. BURR) to the amendment SA 100 proposed by Mr. REID (for Mr. BAUCUS) to the bill H.R. 2, to amend the Fair Labor Standards Act of 1938 to provide an increase in the Federal minimum wage; which was ordered to lie on the table; as follows:

Strike all after the first word of the matter to be inserted and insert the following:

#### . WAGES FOR AGRICULTURAL WORKERS.

Section (6)(a)(5) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(5)) is amended to read as follows:

"(5) if such employee is employed in agriculture, not less than the greater of—

"(A) the minimum wage rate in effect under paragraph (1) after December 31, 1977; or

"(B) the prevailing wage established by the Occupational Employment Statistics program, or other wage survey, conducted by the Bureau of Labor Statistics in the county of intended employment, for workers who are employed in agriculture in the area of work to be performed."

SA 226. Mr. HATCH submitted an amendment intended to be proposed by him to the bill H.R. 2, to amend the Fair Labor Standards Act of 1938 to provide an increase in the Federal minimum wage; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### SEC. . PROVISIONS TO IMPROVE AND EXPAND THE AVAILABILITY OF HEALTH SAVINGS ACCOUNTS.

(a) PROVISIONS RELATING TO ELIGIBILITY TO CONTRIBUTE TO HSAS.—

(1) INDIVIDUALS ELIGIBLE FOR REIMBURSEMENT UNDER SPOUSE'S FLEXIBLE SPENDING ARRANGEMENT.—Section 223(c)(1) (defining eligible individual) is amended by adding at the end the following new subparagraph:

"(C) SPECIAL RULE FOR CERTAIN FLEXIBLE SPENDING ARRANGEMENTS.—For purposes of subparagraph (A)(ii), an individual shall not