proposed by him to the bill S. 1042, to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, for military construction, and for defense activities and the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table as follows:

At the end of subtitle D of title VI, add the following:

SEC. 642. REPEAL OF REQUIREMENT OF REDUCTION OF SBP SURVIVOR ANNUITIES BY DEPENDENCY AND INDEMNITY COMPENSATION.

(a) REPEAL.—Subchapter II of chapter 73 of title 10, United States Code is amended—

(1) in section 1450(c)(1), by inserting after ''to whom section 1448 of this title applies'' the following: ''(except in the case of a death as described in subsection (d) or (f) of such section)''; and

(2) in section 1451(c)—

(A) by striking paragraph (2); and

(B) by redesignating paragraphs (3) and (4) as paragraphs (2) and (3), respectively.

(b) PROHIBITION ON RETROACTIVE BENEFITS.—No benefits may be paid to any person for any period before the effective date provided under subsection (e) by reason of the amendments made by subsection (a).

(c) PROHIBITION ON RECOUPMENT OF CERTAIN AMOUNTS PREVIOUSLY REFUNDED TO SBP RECIPIENTS.—A surviving spouse who is or has been in receipt of an annuity under the Survivor Benefit Plan under subchapter II of chapter 73 of title 10, United States Code, that is in effect before the effective date provided under subsection (e) and that is adjusted by reason of the amendments made by subsection (a) and who has received a refund of retired pay under section 1450(e) of title 10, United States Code, shall not be required to repay such refund to the United States.

(d) RECONSIDERATION OF OPTIONAL ANNUITY.—Section 1448(d)(2) of title 10, United States Code, is amended by adding at the end the following new sentences: ''The surviving spouse, however, may elect to terminate an annuity under this subparagraph in accordance with regulations prescribed by the Secretary concerned. Upon such an election, payment of an annuity to dependent children under this subparagraph shall terminate effective on the first day of the first month that begins after the date on which the Secretary concerned receives notice of the election, and, beginning on that day, an annuity shall be paid to the surviving spouse under paragraph (1) instead.''.

(e) EFFECTIVE DATE.—The amendments made by this section shall take effect on the later of—

(1) the first day of the first month that begins after the date of the enactment of this Act; or

(2) the first day of the fiscal year that begins in the calendar year in which this Act is enacted.

SEC. 643. EFFECTIVE DATE FOR PAID-UP COVERAGE UNDER SURVIVOR BENEFIT PLAN.

Section 1452(j) of title 10, United States Code, is amended by striking ''October 1, 2008'' and inserting ''October 1, 2005''.

PRIVILEGE OF THE FLOOR

Mr. CORNYN. Mr. President, I ask unanimous consent that Caroline Garner, a member of my staff, be granted the privileges of the floor.

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

PRIVILEGE OF THE FLOOR

Mr. DAYTON. Mr. President, I ask unanimous consent the privilege of the floor be granted to Dana Chasin on my staff today and for subsequent debate on judicial nominations.

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

TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS

On Tuesday, May 17, 2005, the Senate passed H.R. 3, as follows:

(The bill will be printed in a future edition of the RECORD.)

APPOINTMENT

The PRESIDING OFFICER. The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appoints the following Senators to the Senate Delegation to the NATO Parliamentary Assembly during the 109th Congress: The Honorable JEFF SESSIONS of Alabama; the Honorable MIKE ENZI of Wyoming; the Honorable JIM BUNNING of Kentucky; and the Honorable NORM COLEMAN of Minnesota.

ORDER TO PRINT H.R. 3

Mr. FRIST. I ask unanimous consent that H.R. 3, as passed by the Senate, be printed as passed.

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

RECOGNIZING THE 25TH ANNIVERSARY OF THE ERUPTION OF MOUNT ST. HELENS

Mr. FRIST. I ask unanimous consent the Senate proceed to the immediate consideration of S. Res. 146, submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 146) recognizing the 25th anniversary of the eruption of Mount St. Helens.

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

Mr. FRIST. I ask unanimous consent that the resolution and preamble be agreed to en bloc, the motion to reconsider be laid on the table, and any statements be printed in the RECORD without intervening action or debate.

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

The resolution (S. Res. 146) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 146

Whereas, on May 18, 1980, at 8:32 a.m. Pacific Daylight Time, the volcano of Mount St. Helens erupted, changing its elevation from 9,677 feet to 8,363 feet;

Whereas the eruption was triggered by an earthquake of magnitude 5.1 approximately 1 mile beneath the volcano;

Whereas the lateral blast covered an area approximately 230 square miles and reached as far as 17 miles northwest of the crater;

Whereas the velocity of the blast was estimated to be at least 300 miles per hour;

Whereas the pyroclastic flows covered 6 square miles, reached temperatures of 1,300 degrees Fahrenheit, and moved at speeds between 50 and 80 miles per hour;

Whereas, as a result of the eruption, over 4,000,000,000 board-feet of timber was blown down, which is enough material to build about 150,000 homes;

Whereas volcanic ash clouded the sky above eastern Washington, reached the east coast of the United States in 3 days, and eventually circled the globe in 15 days;

Whereas the eruption claimed the lives of 57 people; and

Whereas tens of thousands of animals perished: Now, therefore, be it

Resolved, That the Senate—

(1) recognizes the 25th Anniversary of the eruption of Mount St. Helens on May 18, 2005;

(2) acknowledges the importance of monitoring all 169 volcanoes in the United States and its territories;

(3) recognizes the invaluable work of the Department of the Interior, the United States Geological Survey, the United States Forest Service, the Directorate of Emergency Preparedness and Response of the Department of Homeland Security, and the Cascade Volcano Observatory in monitoring the activities of Mount St. Helens;

(4) acknowledges the progress in science that has led to a more comprehensive understanding of volcanology, seismology, and plate tectonics, thus enhancing the ability to predict volcanic activity and eruptions; and

(5) supports monitoring volcanoes and helping to develop emergency response plans to ensure that the people and communities of the United States are safe.

NATIONAL INTERNET SAFETY MONTH

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate now proceed to consideration of S. Res. 147 which was submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 147) designating June 2005 as National Internet Safety Month.

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

Ms. MURKOWSKI. Mr. President, I rise in support of the resolution designating June 2005 as National Internet Safety Month. I am pleased to have Mr. CRAPO, Mr. DEWINE, Mr. CRAIG, Ms. LANDRIEU, Mrs. LINCOLN, Mr. ALLEN, and Mrs. FEINSTEIN join me in submitting this resolution.

The Internet has become one of the most significant advances in the twentieth century and, as a result, it affects people's lives in a positive manner each day. However, this technology presents dangers that need to be brought to the attention of all Americans.

Never before has the problem of online predatory behavior been more of a concern. Consider the pervasiveness of Internet access by children and the rapid increase in Internet crime and predatory behavior. Never before have powerful educational solutions—like