

enactment of this Act for inclusion in the Conservation Area, are withdrawn from—

- (1) all forms of entry, appropriation, or disposal under the general land laws;
- (2) location, entry, and patent under the mining laws; and
- (3) operation under the mineral leasing and geothermal leasing laws.

(c) **MANAGEMENT PLAN.**—

(1) **IN GENERAL.**—Not later than 2 years after the date of enactment of this Act, the Secretary shall develop a comprehensive plan for the long-term management of the Conservation Area.

(2) **PURPOSES.**—The management plan shall—

(A) describe the appropriate uses and management of the Conservation Area;

(B) incorporate, as appropriate, decisions contained in any other management or activity plan for the land within or adjacent to the Conservation Area;

(C) take into consideration any information developed in studies of the land and resources within or adjacent to the Conservation Area; and

(D) provide for a cooperative agreement with Lincoln County, New Mexico, to address the historical involvement of the local community in the interpretation and protection of the resources of the Conservation Area.

(d) **ACTIVITIES OUTSIDE CONSERVATION AREA.**—The establishment of the Conservation Area shall not—

(1) create a protective perimeter or buffer zone around the Conservation Area; or

(2) preclude uses or activities outside the Conservation Area that are permitted under other applicable laws, even if the uses or activities are prohibited within the Conservation Area.

(e) **RESEARCH AND INTERPRETIVE FACILITIES.**—

(1) **IN GENERAL.**—The Secretary may establish facilities for—

(A) the conduct of scientific research; and

(B) the interpretation of the historical, cultural, scientific, archaeological, natural, and educational resources of the Conservation Area.

(2) **COOPERATIVE AGREEMENTS.**—The Secretary may, in a manner consistent with this Act, enter into cooperative agreements with the State of New Mexico and other institutions and organizations to carry out the purposes of this Act.

(f) **WATER RIGHTS.**—Nothing in this Act constitutes an express or implied reservation of any water right.

**SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated such sums as are necessary to carry out this Act.

**SA 2594.** Mr. McCONNELL (for Mr. DOMENICI) proposed an amendment to the bill S. 1170, An act to establish the Fort Stanton-Snowy River Cave National Conservation Area; as follows:

Amend the title so as to read: “To establish the Fort Stanton-Snowy River Cave National Conservation Area”.

**SA 2595.** Mr. SCHUMER (for himself, Mrs. CLINTON, Mr. SMITH, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the bill S. 2020, to provide for reconciliation pursuant to section 202(b) of the concurrent resolution on the budget for fiscal year 2006; which was ordered to lie on the table; as follows:

At the end of title IV, add the following:

**SEC. \_\_\_\_ ALLOWANCE OF SPECIAL DEDUCTION FOR CERTAIN NOT-FOR-PROFIT HEALTH INSURANCE OR HEALTH SERVICE TYPE ORGANIZATIONS FOR PURPOSES OF DETERMINING AMT.**

(a) **IN GENERAL.**—Paragraph (3) of section 56(c) (relating to adjustments applicable to organizations) is amended—

(1) by striking “The deduction” and inserting the following:

“(A) **IN GENERAL.**—Except as provided in subparagraph (B), the deduction”; and

(2) by adding at the end the following:

“(B) **EXCEPTION FOR CERTAIN NOT-FOR-PROFIT HEALTH INSURANCE OR HEALTH SERVICE TYPE ORGANIZATIONS.**—Subparagraph (A) shall not apply to an organization described in subparagraph (B) of section 833(c)(4).”.

(b) **EFFECTIVE DATE.**—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

**SA 2596.** Mr. DURBIN proposed an amendment to the bill S. 2020, to provide for reconciliation pursuant to section 202(b) of the concurrent resolution on the budget for fiscal year 2006; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_ SENSE OF THE SENATE CONCERNING HEALTH CARE FOR CHILDREN BEFORE TAX CUTS FOR THE WEALTHY.**

(a) **FINDINGS.**—The Senate makes the following findings:

(1) There are more than 9,000,000 children in the United States with no health insurance coverage.

(2) Sixty-seven percent of uninsured children live in families with at least one full-time worker.

(3) According to the Center for Studying Health System Change, uninsured children, when compared to privately insured children, are—

(A) 3.5 times more likely to have gone without needed medical, dental, or other health care;

(B) 4 times more likely to have delayed seeking medical care;

(C) 5 times more likely to go without needed prescription drugs; and

(D) 6.5 times less likely to have a usual source of care.

(4) More than half of these children are eligible for coverage under either the State Children's Health Insurance Program (SCHIP) or Medicaid, but are not enrolled in those safety net programs.

(5) Most States, struggling with budget deficits, have curtailed outreach efforts.

(6) A focus on simple and convenient enrollment and renewal systems, as well as proactive outreach and educational efforts, could help reach these children and reduce the number of uninsured American children.

(7) Some States, seeing that the Federal Government is not providing assistance to middle class families who can't afford health insurance, are trying to extend coverage to some or all children.

(8) State efforts to cover all children will not be successful without financial assistance from the Federal Government.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that—

(1) the Senate should not vote to extend the capital gains and dividend tax cuts, a majority of the benefits of which go to households with incomes over \$1,000,000, until Congress has taken steps to ensure that all children in America have access to affordable, quality health insurance;

(2) the Senate should vote instead to use the funds generated by the expiration of the capital gains and dividend tax cuts to fur-

ther the goal of ensuring that children have access to health insurance coverage by—

(A) awarding grants to States, faith-based organizations, safety net providers, schools, and other community and non-profit organizations to facilitate the enrollment of the 6,800,000 children who are currently eligible for enrollment in the State Children's Health Insurance Program but who are not enrolled;

(B) paying to each State with an approved State Children's Health Insurance Program or Medicaid plan, an amount equal to 90 percent of the sums expended for the design, development, implementation, and evaluation of enrollment systems determined likely to provide more efficient and effective administration of the plan's enrollment and retention of eligible children; and

(C) establishing a grant program under which a State may apply under section 1115 of the Social Security Act to provide medical assistance under the State Children's Health Insurance Program to all children in their State.

**SA 2597.** Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the bill S. 2020, to provide for reconciliation pursuant to section 202(b) of the concurrent resolution on the budget for fiscal year 2006; which was ordered to lie on the table; as follows:

In section 1(a), strike “Tax Relief Act of 2005” and insert “More Debt for Our Grandchildren Act of 2005”.

**AUTHORITIES FOR COMMITTEES TO MEET**

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

Mr. ENZI. 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, November 16, 2005, at 10:30 a.m. to mark up S. 467, “Terrorism Risk Insurance Extension Act of 2005,” and an original bill entitled “Public Transportation Terrorism Prevention Act of 2005”.

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

**COMMITTEE ON COMMERCE, SCIENCE AND TRANSPORTATION**

Mr. ENZI. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Wednesday, November 16, 2005, at 10 a.m., on the Magnuson-Stevens Fishery Conservation Reauthorization.

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

**COMMITTEE ON ENERGY AND NATURAL RESOURCES**

Mr. ENZI. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Wednesday, November 16 at 11:30 a.m. The purpose of this meeting is to consider pending calendar business.

Agenda Item 1: To consider the nomination of Jeffrey D. Jarrett to be Assistant Secretary for Fossil Energy, Department of Energy.

Agenda Item 2: To consider the nomination of Edward F. Sproat III to be

Director, Office of Civilian Radioactive Waste Management, Department of Energy.

In addition, the Committee will consider noncontroversial items that have been agreed to on both sides.

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. ENZI. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to hold an oversight hearing to examine transportation fuels of the future on November 16, 2005 at 9:30 a.m.

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

COMMITTEE ON FOREIGN RELATIONS

Mr. ENZI. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, November 16, 2005, at 9:30 a.m. to hold a hearing on "The High Costs of Crude: The New Currency of Foreign Policy."

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

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. ENZI. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet on Wednesday, November 16, 2005, at 10 a.m. for a hearing titled, "Hurricane Katrina: What Can Government Learn from the Private Sector's Response?"

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

COMMITTEE ON THE JUDICIARY

Mr. ENZI. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on "Habeas Reform: The Streamlined Procedures Act" on Wednesday, November 16, 2005 at 9:30 a.m. in the Dirksen Senate Office Building Room 226.

Witness List

Panel I: Ronald Eisenberg, Esq., Deputy District Attorney, Philadelphia District Attorney's Office, Philadelphia, PA; The Honorable Seth Waxman, former Solicitor General of the United States, Partner, Wilmer, Cutler, Pickering, Hale and Dorr, Washington, DC; The Honorable Howard D. McKibben, Senior United States District Judge for the District of Nevada, Chairman of the Judicial Conference Committee on Federal-State Jurisdiction, Reno, NV.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. ENZI. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on November 16, 2005, at 2:30 p.m. to hold a closed briefing.

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

SUBCOMMITTEE ON ADMINISTRATIVE OVERSIGHT AND THE COURTS

Mr. ENZI. Mr. President, I ask unanimous consent that the Subcommittee

on Administrative Oversight and the Courts be authorized to meet to conduct a hearing on "Creating New Federal Judgeships: The Systematic or Piecemeal Approach" on Wednesday, November 16, 2005 at 2:30 p.m. in Room 226 of the Dirksen Senate Office Building.

Witness List

Panel I: The Honorable W. Royal Furgeson, Jr., District Judge for the Western District of Texas, Chairman of the Judicial Conference Committee on Judicial Resources, San Antonio, TX; The Honorable William H. Steele, U.S. District Judge for the Southern District of Alabama, Mobile, AL; Robyn J. Spalter, Esq., President, Federal Bar Association, Miami, FL.

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

SUBCOMMITTEE ON CONSUMER AFFAIRS, PRODUCT LIABILITY, AND INSURANCE

Mr. ENZI. Mr. President, I ask unanimous consent that the Subcommittee on Consumer Affairs, Product Liability, and Insurance be authorized to meet on Wednesday, November 16, 2005, at 2:30 p.m., on Protecting the Consumer from Flooded and Salvage Vehicle Fraud.

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

PRIVILEGE OF THE FLOOR

Mr. BAUCUS. Mr. President, I ask unanimous consent that Stuart Sirkin, a detailee with the Finance Committee, be granted the privilege of the floor during consideration of the pension bill.

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

Mr. AKAKA. I ask unanimous consent a fellow in my office, William Ferraro, be granted floor privileges for the remainder of the debate on the pension bill.

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

Mr. BAUCUS. Mr. President, I ask unanimous consent that the following fellows and interns of the staff of the Finance Committee be allowed floor privileges for the duration of the debate on the tax reconciliation bill: Brian Townsend, Mary Baker, Stuart Sirkin, Richard Litsey, Jorlie Cruz, James Reavis, Jennifer Alwood, Ray Campbell, Will Larson, Andreas Datsopoulos, Mandy Cisneros, and David Hain.

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

Mr. BUNNING. Mr. President, I ask unanimous consent that Dustin Vande Hoef of Senator GRASSLEY's office be granted the privileges of the floor for the duration of deliberation on S. 2020, the Tax Relief Act of 2005.

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

Mr. CORNYN. Mr. President, I ask unanimous consent, on behalf of Senator GRASSLEY, that his staff member, Theresa Pattara, be allowed access to

the Senate floor for the duration of the debate on the Tax Relief Act of 2005.

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

DIRECTING THE JOINT COMMITTEE ON THE LIBRARY TO PROCURE A STATUE OF ROSA PARKS FOR PLACEMENT IN THE CAPITOL

Mr. ISAKSON. Mr. President, I ask unanimous consent that the Committee on Rules and Administration be discharged from further consideration and the Senate now proceed to S. Con. Res. 62.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the concurrent resolution by title.

The legislative clerk read as follows: A concurrent resolution (S. Con. Res. 62) directing the Joint Committee on the Library to procure a statue of Rosa Parks for placement in the Capitol.

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

Mr. MCCONNELL. Mr. President, the Senator from Connecticut and I wish to address a matter that just passed the Senate a few hours ago.

Mr. President, it is the honor and duty of this Senate to recognize the greatness of extraordinary Americans. I am very proud that we have done so today for Rosa Parks. With the passage of S. Con. Res. 62, the Senate has directed the Joint Committee on the Library to commission a statue of Ms. Parks and place it here in the Nation's Capitol, so that Americans who visit this place 100 years from now can see it, and reflect on how one woman's courage altered a nation.

Rosa Parks did not set out to become a hero on the evening of December 1, 1955. She was, like millions of other Americans, merely on her way home after a long day's work. She was a seamstress in Montgomery, AL. But her simple, profound act of civil disobedience was the spark that ignited the modern civil rights movement.

I say to my friend from Connecticut that I was a teenager at the time, living in Augusta, GA. The first 8 years of my life I lived in Alabama. In those days, I think the stereotypical reaction to white southerners was that they all must surely have been against what began that evening with Rosa Parks's appropriate act of defiance. My parents are both deceased, but I remember how inspired they were as white southerners by the act of Rosa Parks. As I make my remarks tonight and listen subsequently to the remarks of my good friend from Connecticut, I remember my parents, who were white southerners born into southern culture who realized that this was not right, and who admired greatly not only Rosa Parks's act of defiance, but the later civil-rights bills that were to come.

For far too many African Americans at that time, America did not live up