

allow the Administrator to determine, using the methods and standards created under section 204, whether that net increase in sequestration still exists. Unless the Administrator determines that the net increase in sequestration continues to exist, the covered entity shall offset any loss of sequestration by submitting additional tradeable allowances of equivalent amount in the calendar year following that determination.

(b) REGULATIONS REQUIRED.—The Secretary, acting through the Under Secretary of Commerce for Science and Technology, in coordination with the Secretary of Agriculture, the Secretary of Energy, and the Administrator, shall issue regulations establishing the sequestration accounting rules for all classes of sequestration projects.

(c) CRITERIA FOR REGULATIONS.—In issuing regulations under this section, the Secretary shall use the following criteria:

(1) If the range of possible amounts of net increase in sequestration for a particular class of sequestration project is not more than 10 percent of the median of that range, the amount of sequestration awarded shall be equal to the median value of that range.

(2) If the range of possible amounts of net increase in sequestration for a particular class of sequestration project is more than 10 percent of the median of that range, the amount of sequestration awarded shall be equal to the fifth percentile of that range.

(3) The regulations shall include procedures for accounting for potential leakage from sequestration projects and for ensuring that any registered increase in sequestration is in addition that which would have occurred if this Act had not been enacted.

(d) UPDATES.—The Secretary shall update the sequestration accounting rules for every class of sequestration project at least once every 5 years.

#### SEC. 372. PENALTIES.

Any covered entity that fails to meet the requirements of section 301 for a year shall be liable for a civil penalty, payable to the Administrator, equal to thrice the market value (determined as of the last day of the year at issue) of the tradeable allowances that would be necessary for that covered entity to meet those requirements on the date of the emission that resulted in the violation.

**SA 2029.** Mr. ALLARD submitted an amendment intended to be proposed by him to the bill H.R. 1904, to improve the capacity of the Secretary of Agriculture and the Secretary of the Interior to plan and conduct hazardous fuels reduction projects on National Forest System lands and Bureau of Land Management lands aimed at protecting communities, watersheds, and certain other at-risk lands from catastrophic wildfire, to enhance efforts to protect watersheds and address threats to forest and rangeland health, including catastrophic wildfire, across the landscape, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:  
**SEC. 8 . . . INCREASE IN MAXIMUM FINES FOR VIOLATION OF PUBLIC LAND REGULATIONS AND ESTABLISHMENT OF MINIMUM FINE FOR VIOLATION OF PUBLIC LAND FIRE REGULATIONS DURING FIRE BAN.**

(a) LANDS UNDER JURISDICTION OF BUREAU OF LAND MANAGEMENT.—Section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a)) is amended—

(1) in the second sentence, by striking “no more than \$1,000” and inserting “as provided in title 18, United States Code,”; and

(2) by inserting after the second sentence the following: “In the case of a regulation issued under this section regarding the use of fire by individuals on the public lands, if the violation of the regulation was the result of reckless conduct and occurred in an area subject to a complete ban on open fires, the fine may not be less than \$500.”.

(b) NATIONAL PARK SYSTEM LANDS.—

(1) FINES.—Section 3 of the Act of August 25, 1916 (popularly known as the National Park Service Organic Act; 16 U.S.C. 3) is amended—

(A) by striking “That the Secretary” at the beginning of the section and inserting “(a) REGULATIONS FOR USE AND MANAGEMENT OF NATIONAL PARK SYSTEM; ENFORCEMENT.—The Secretary”;

(B) by striking “\$500” and inserting “\$10,000”; and

(C) by inserting after the first sentence the following: “In the case of a rule or regulation issued under this subsection regarding the use of fire by individuals on such lands, if the violation of the rule or regulation was the result of reckless conduct and occurred in an area subject to a complete ban on open fires, the fine may not be less than \$500.”.

(2) CONFORMING AMENDMENTS.—Such section is further amended—

(A) by striking “He may also” the first place it appears and inserting the following:

“(b) SPECIAL MANAGEMENT AUTHORITIES.—The Secretary of the Interior may”;

(B) by striking “He may also” the second place it appears and inserting “The Secretary may”;

(C) by striking “No natural,” and inserting the following:

“(c) LEASE AND PERMIT AUTHORITIES.—No natural”.

(c) NATIONAL FOREST SYSTEM LANDS.—The eleventh undesignated paragraph under the heading “SURVEYING THE PUBLIC LANDS” of the Act of June 4, 1897 (16 U.S.C. 551), is amended—

(1) by striking “\$500” and inserting “\$10,000”; and

(2) by inserting after the first sentence the following: “In the case of such a rule or regulation regarding the use of fire by individuals on such lands, if the violation of the rule or regulation was the result of reckless conduct and occurred in an area subject to a complete ban on open fires, the fine may not be less than \$500.”.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Wednesday, October 29, 2003 at 9:30 a.m. on future of NASA.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, October 29, 2003 at 9:30 a.m. to hold a Nomination hearing.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be author-

ized to meet during the session of the Senate on Wednesday, October 29, 2003 at 2:30 p.m. to hold a hearing on Challenges for U.S. Policy Toward Colombia: Is Plan Colombia Working?

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

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on Is Intellectual Diversity an Endangered Species on America's College Campuses? during the session of the Senate on Wednesday, October 29, 2003 at 2:00 p.m. in SD-430.

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

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet in Executive Session during the session of the Senate on Wednesday, October 29, 2003. The following agenda will be considered:

#### Agenda

S. , Head Start Improvement and School Readiness Act.

S. , The Poverty Reduction and Prevention Act of 2003.

S. , Pension Stability Act.

S. , Health Care Safety Net Amendments Technical Corrections Act of 2003.

S. 423, Health Care Parity for Legal Transportation and Recreational Activities Act.

S. 1172, Improved Nutrition and Physical Activity Act.

Nominations: Robert Lerner, of Maryland, to be Commissioner of Education Statistics; Leslie Silverman, of Virginia, to be a Member of the Equal Employment Opportunity Commission; Stuart J. Ishimaru, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission; and any other nominees that have been cleared for action.

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

##### COMMITTEE ON INDIAN AFFAIRS

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Wednesday, October 29, 2003, at 10 a.m., in room 106 of the Dirksen Senate Office Building to conduct a business meeting to consider pending committee business; to be followed immediately by a hearing on S. 1770, the “Indian Money Account Claims Satisfaction Act of 2003.”

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

##### COMMITTEE ON THE JUDICIARY

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on Wednesday, October 29, 2003, at 10 a.m., on “BCS or Bust: Competitive and Economic Effects of the Bowl Championship Series On and Off the Field,” in

the Dirksen Senate Office Building, Room 226.

Witness List: LaVell Edwards, Former Head Football Coach, Brigham Young University, Provo, UT; Harvey Perlman, Chancellor, University of Nebraska-Lincoln, Lincoln, NE; Dr. Scott S. Cowen, President, Tulane University, New Orleans, LA; Dr. Myles Brand, President, National Collegiate Athletic Association, Indianapolis, IN; and Keith Tribble, Chief Executive Officer, Orange Bowl Committee, Miami, FL.

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

COMMITTEE ON THE JUDICIARY

Mr. CRAPO. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on Wednesday, October 29, 2003, at 2 p.m., on "Nominations," in the Dirksen Senate Office Building, Room 226.

Agenda

Panel I: Senators.

Panel II: James B. Comey to be Deputy Attorney General.

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

SUBCOMMITTEE ON SCIENCE, TECHNOLOGY AND SPACE

Mr. CRAPO. Mr. President, I ask unanimous consent that the Subcommittee on Science, Technology and Space be authorized to meet on Wednesday, October 29, 2003, at 2:30 p.m. concerning the International Space Station.

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

PRIVILEGES OF THE FLOOR

Mr. CRAIG. Mr. President, I ask unanimous consent for privileges of the floor be extended to George Bain, a Forest Service Fellow on my staff, for the duration of the Healthy Forests debate.

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

Mr. CRAPO. Mr. President, I ask unanimous consent that privilege of the floor be granted to Trish Aspland, congressional assistant from the U.S. Forest Service, for the remainder of the debate relating to H.R. 1904, the Healthy Forest Restoration Act.

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

Mr. CRAPO. Mr. President, I ask unanimous consent that Doug MacCleery, an employee of the Department of Agriculture, who has been detailed to the Agriculture Committee, and Fred Zepponi, an intern on the committee's staff, be granted the privilege of the floor during debate on H.R. 1904.

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

Mr. HARKIN. Mr. President, I ask consent that Darcy Zotler on my staff and Evan Notman on my staff be permitted floor privileges for the duration of the debate on the healthy forests.

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

Mr. CRAIG. Mr. President, I ask unanimous consent that George Matejko and Ron Hooper, both congressional fellows in Senator BURNS' office, be granted the privilege of the floor during the consideration of H.R. 1904.

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

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that Wendy Miller, an environmental fellow in my office, be granted floor privileges for the duration of our consideration of this bill.

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

Mr. AKAKA. Mr. President, I ask unanimous consent that Ms. Barbara Peichel, a fellow in my office, be granted the privilege of the floor during the debate on the McCain-Lieberman amendment.

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

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that Dr. Bill Roma, who is a fellow working for Senator CLINTON, be given the privilege of the floor for the debate on the McCain-Lieberman amendment.

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

THE CALENDAR

Mr. MCCAIN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar Nos. 329 through 331 and Calendar Nos. 333 through 345, en bloc.

The PRESIDING OFFICER. Without objection, the Senate will proceed to those measures en bloc.

Mr. MCCAIN. I ask unanimous consent that the bills be read a third time and passed, the motions to reconsider be laid upon the table, en bloc, and any statements relating to the bills be printed in the RECORD.

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

DAVID BYBEE POST OFFICE BUILDING

The bill (S. 1405) to designate the facility of the United States Postal Service located at 514 17th Street Moline, Illinois, as the "David Bybee Post Office Building," was considered, ordered to a third reading, read the third time and passed, as follows:

S. 1405

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

SECTION 1. DAVID BYBEE POST OFFICE BUILDING.

(a) DESIGNATION.—The facility of the United States Postal Service located at 514 17th Street in Moline, Illinois, shall be known and designated as the "David Bybee Post Office Building".

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other

record of the United States to the facility referred to in subsection (a) shall be deemed to be a reference to the David Bybee Post Office Building.

JAMES E. DAVIS POST OFFICE BUILDING

The bill (S. 1590) to redesignate the facility of the United States Postal Service, located at 315 Empire Boulevard in Crown Heights, Brooklyn, New York, as the "James E. Davis Post Office Building," was considered, ordered to a third reading, read the third time and passed, as follows:

S. 1590

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

SECTION 1. JAMES E. DAVIS POST OFFICE BUILDING.

(a) DESIGNATION.—The facility of the United States Postal Service located at 315 Empire Boulevard in Crown Heights, Brooklyn, New York, shall be known and designated as the "James E. Davis Post Office Building".

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the facility referred to in subsection (a) shall be deemed to be a reference to the James E. Davis Post Office Building.

JOHN G. DOW POST OFFICE BUILDING

The bill (S. 1659) to designate the facility of the United States Postal Service, located at 57 Old Tappan Road in Tappan, New York, as the "John G. Dow Post Office Building," was considered, ordered to a third reading, read the third time and passed, as follows:

S. 1659

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

SECTION 1. JOHN G. DOW POST OFFICE BUILDING.

(a) DESIGNATION.—The facility of the United States Postal Service located at 57 Old Tappan Road in Tappan, New York, shall be known and designated as the "John G. Dow Post Office Building".

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the facility referred to in subsection (a) shall be deemed to be a reference to the John G. Dow Post Office Building.

SENATOR JAMES B. PEARSON POST OFFICE

The bill (S. 1718) to designate the facility of the United States Postal Service, located at 3710 West 73rd Terrace in Prairie Village, Kansas, as the "Senator James B. Pearson Post Office," was considered, ordered to a third reading, read the third time and passed, as follows:

S. 1718

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

SECTION 1. SENATOR JAMES B. PEARSON POST OFFICE.

(a) DESIGNATION.—The facility of the United States Postal Service located at 3710