

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. 152. A bill to enhance ecosystem protection and the range of outdoor opportunities protected by statute in the Skykomish River valley of the State of Washington by designating certain lower-elevation Federal lands as wilderness, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. FEINSTEIN (for herself and Mrs. BOXER):

S. 153. A bill to direct the Secretary of the Interior to conduct a resource study of the Rim of the Valley Corridor in the State of California to evaluate alternatives for protecting the resources of the Corridor, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. JOHNSON:

S. 154. A bill to grant a Federal charter to the National American Indian Veterans, Incorporated; to the Committee on the Judiciary.

By Mrs. FEINSTEIN (for herself, Mr. HATCH, Mr. GRASSLEY, Mr. CORNYN, and Mr. KYL):

S. 155. A bill to increase and enhance law enforcement resources committed to investigation and prosecution of violent gangs, to deter and punish violent gang crime, to protect law-abiding citizens and communities from violent criminals, to revise and enhance criminal penalties for violent crimes, to reform and facilitate prosecution of juvenile gang members who commit violent crimes, to expand and improve gang prevention programs, and for other purposes; to the Committee on the Judiciary.

By Mr. BINGAMAN (for himself and Mr. DOMENICI):

S. 156. A bill to designate the Ojito Wilderness Study Area as wilderness, to take certain land into trust for the Pueblo of Zia, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. KOHL:

S. 157. A bill to amend the Internal Revenue Code of 1986 to permit interest on Federally guaranteed water, wastewater, and essential community facilities loans to be tax exempt; to the Committee on Finance.

By Mr. LIEBERMAN (for himself, Mrs. CLINTON, Mr. DODD, and Mr. SCHUMER):

S. 158. A bill to establish the Long Island Sound Stewardship Initiative; to the Committee on Environment and Public Works.

By Ms. MURKOWSKI:

S. 159. A bill to eliminate the sunset for the determination of the Federal medical assistance percentage for Alaska; to the Committee on Finance.

By Ms. MURKOWSKI:

S. 160. A bill to amend the Internal Revenue Code of 1986 to allow individuals a refundable credit against income tax for the purchase of private health insurance, and for other purposes; to the Committee on Finance.

By Mr. MCCAIN (for himself and Mr. KYL):

S. 161. A bill to provide for a land exchange in the State of Arizona between the Secretary of Agriculture and Yavapai Ranch Limited Partnership; to the Committee on Energy and Natural Resources.

By Mr. ROCKEFELLER:

S. 162. A bill to amend chapter 99 of the Internal Revenue code of 1986 to clarify that certain coal industry health benefits may not be modified or terminated; to the Committee on Finance.

By Mr. BENNETT:

S. 163. A bill to establish the National Mormon Pioneer Heritage Area in the State of Utah, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BENNETT:

S. 164. A bill to provide for the acquisition of certain property in Washington County, Utah; to the Committee on Energy and Natural Resources.

By Mr. COLEMAN:

S. 165. A bill for the relief of Tchisou Tho; to the Committee on the Judiciary.

By Mr. SMITH (for himself and Mr. WYDEN):

S. 166. A bill to amend the Oregon Resource Conservation Act of 1996 to reauthorize the participation of the Bureau of Reclamation in the Deschutes River Conservancy, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. HATCH (for himself, Mr. LEAHY, Mr. CORNYN, and Mrs. FEINSTEIN):

S. 167. A bill to provide for the protection of intellectual property rights, and for other purposes; to the Committee on the Judiciary.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. NELSON of Nebraska (for himself, Mr. HAGEL, Mr. KENNEDY, Mrs. FEINSTEIN, and Mr. INOUE):

S. Res. 10. A resolution honoring the life of Johnny Carson; considered and agreed to.

By Mr. KYL (for himself, Mr. BROWNBACK, Mr. LOTT, Mr. CHAMBLISS, and Mr. SANTORUM):

S. Res. 11. A resolution honoring the service of Reverend Lloyd Ogilvie; considered and agreed to.

By Mrs. FEINSTEIN (for herself and Mrs. BOXER):

S. Res. 12. A resolution commending the University of Southern California Trojans football team for winning the 2004 Bowl Championship Series national championship game; considered and agreed to.

By Mr. NELSON of Florida (for himself, Mr. ALLARD, Mr. ALLEN, Mr. NELSON of Nebraska, Mr. SESSIONS, and Mr. ENZI):

S. Con. Res. 4. A concurrent resolution expressing the sense of the Congress that the Department of Defense should continue to exercise its statutory authority to support the activities of the Boy Scouts of America, in particular the periodic national and world Boy Scout Jamborees; to the Committee on Armed Services.

By Mr. LUGAR (for himself and Mr. BIDEN):

S. Con. Res. 5. A concurrent resolution congratulating the people of Ukraine for conducting a democratic, transparent, and fair runoff presidential election on December 26, 2004, and congratulating Viktor Yushchenko on his election as President of Ukraine and his commitment to democracy and reform; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 8

At the request of Mr. ENSIGN, the names of the Senator from Georgia (Mr. CHAMBLISS) and the Senator from Arizona (Mr. MCCAIN) were added as cosponsors of S. 8, a bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

S. 14

At the request of Ms. STABENOW, the name of the Senator from New York (Mrs. CLINTON) was added as a cosponsor of S. 14, a bill to provide fair wages for America's workers, to create new jobs through investment in America, to provide for fair trade and competitiveness, and for other purposes.

S. 15

At the request of Mr. REID, the name of the Senator from Oregon (Mr. WYDEN) was added as a cosponsor of S. 15, a bill to improve education for all students, and for other purposes.

S. 16

At the request of Mr. KENNEDY, the name of the Senator from Minnesota (Mr. DAYTON) was added as a cosponsor of S. 16, a bill to reduce to the cost of quality health care coverage and improve the availability of health care coverage for all Americans.

S. 19

At the request of Mr. CONRAD, the names of the Senator from Wisconsin (Mr. KOHL) and the Senator from Michigan (Mr. LEVIN) were added as cosponsors of S. 19, a bill to reduce budget deficits by restoring budget enforcement and strengthening fiscal responsibility.

S. 20

At the request of Mr. REID, the name of the Senator from South Dakota (Mr. JOHNSON) was added as a cosponsor of S. 20, a bill to expand access to preventive health care services that help reduce unintended pregnancy, reduce the number of abortions, and improve access to women's health care.

S. 27

At the request of Mrs. HUTCHISON, the name of the Senator from Washington (Mrs. MURRAY) was added as a cosponsor of S. 27, a bill to amend the Internal Revenue Code of 1986 to make permanent the deduction of State and local general sales taxes.

S. 50

At the request of Mr. INOUE, the names of the Senator from Connecticut (Mr. LIEBERMAN), the Senator from Louisiana (Ms. LANDRIEU) and the Senator from Florida (Mr. NELSON) were added as cosponsors of S. 50, a bill to authorize and strengthen the National Oceanic and Atmospheric Administration's tsunami detection, forecast, warning, and mitigation program, and for other purposes.

S. 51

At the request of Mr. BROWNBACK, the name of the Senator from Mississippi (Mr. LOTT) was added as a cosponsor of S. 51, a bill to ensure that women seeking an abortion are fully informed regarding the pain experienced by their unborn child.

S. 57

At the request of Mr. ALLARD, the name of the Senator from Colorado (Mr. SALAZAR) was added as a cosponsor of S. 57, a bill to further the purposes of the Sand Creek Massacre National Historic Site Establishment Act of 2000.

S. 65

At the request of Mr. INHOFE, the name of the Senator from Alaska (Ms. MURKOWSKI) was added as a cosponsor of S. 65, a bill to amend the age restrictions for pilots.

S. 98

At the request of Mr. ALLARD, the name of the Senator from New Jersey (Mr. LAUTENBERG) was added as a cosponsor of S. 98, a bill to amend the Bank Holding Company Act of 1956 and the Revised Statutes of the United States to prohibit financial holding companies and national banks from engaging, directly or indirectly, in real estate brokerage or real estate management activities, and for other purposes.

S. 103

At the request of Mr. TALENT, the names of the Senator from Washington (Ms. CANTWELL) and the Senator from Arkansas (Mr. PRYOR) were added as cosponsors of S. 103, a bill to respond to the illegal production, distribution, and use of methamphetamine in the United States, and for other purposes.

S. 132

At the request of Mrs. LINCOLN, the name of the Senator from Wisconsin (Mr. KOHL) was added as a cosponsor of S. 132, a bill to amend the Internal Revenue Code of 1986 to allow a deduction for premiums on mortgage insurance.

At the request of Mr. SMITH, the name of the Senator from North Carolina (Mrs. DOLE) was added as a cosponsor of S. 132, *supra*.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS—MONDAY, JANUARY 24, 2005

By Ms. STABENOW (for herself, Mr. REID, Mr. CORZINE, Mr. KENNEDY, Mr. INOUE, Ms. MIKULSKI, Mr. DORGAN, Mr. LEAHY, Mr. ROCKEFELLER, Mr. SCHUMER, Mr. DURBIN, and Mr. DAYTON):

S. 14. A bill to provide fair wages for America's workers, to create new jobs through investment in America, to provide for fair trade and competitiveness, and for other purposes; to the Committee on Finance.

Ms. STABENOW. Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 14

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

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Fair Wage, Competition, and Investment Act of 2005”.

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—FAIR WAGES FOR AMERICA’S WORKERS

Subtitle A—Overtime Rights Protection
Sec. 111. Short title.

Sec. 112. Clarification of regulations relating to overtime compensation.

Subtitle B—Fair Minimum Wage

Sec. 121. Short title.

Sec. 122. Minimum wage.

Subtitle C—Sense of the Senate Regarding Multiemployer Pension Plans

Sec. 131. Sense of the Senate regarding multiemployer pension plans.

TITLE II—CREATING NEW JOBS THROUGH INVESTMENT IN AMERICA

Subtitle A—Eliminating Incentives for Outsourcing

Sec. 211. Taxation of income of controlled foreign corporations attributable to imported property.

Sec. 212. Amendments to the Worker Adjustment and Retraining Notification Act.

Subtitle B—Investment in Infrastructure

CHAPTER 1—TRANSPORTATION INFRASTRUCTURE

Sec. 221. Transportation infrastructure funding.

CHAPTER 2—WATER INFRASTRUCTURE

Sec. 231. Water infrastructure funding.

CHAPTER 3—RAIL INFRASTRUCTURE

Sec. 241. Rail infrastructure funding.

Sec. 242. Grant authority.

Sec. 243. Grant conditions for right-of-way projects.

Sec. 244. Use of funds for near-term projects.

Sec. 245. Treatment of rail operators using grant-funded rail infrastructure.

CHAPTER 4—TRANSIT INFRASTRUCTURE

Sec. 251. Transit.

CHAPTER 5—AVIATION INFRASTRUCTURE

Sec. 261. Authorization of appropriations.

Sec. 262. Distribution of funds.

Sec. 263. Nonapplicability of certain laws.

Sec. 264. Use of funds for near-term projects.

CHAPTER 6—BROADBAND ACCESS TAX CREDIT

Sec. 271. Expensing of broadband Internet access expenditures.

CHAPTER 7—RESEARCH AND DEVELOPMENT TAX CREDIT

Sec. 281. Findings.

Sec. 282. Permanent extension of research credit.

Sec. 283. Increase in rates of alternative incremental credit.

Sec. 284. Alternative simplified credit for qualified research expenses.

Sec. 285. Expansion of research credit.

Subtitle C—Technology Programs

Sec. 291. Authorizations of appropriations for the Advanced Technology Program and the Manufacturing Extension Partnership Program.

Sec. 292. Sense of the Senate promoting science and technology funding for a strong economic future.

TITLE III—FAIR TRADE AND COMPETITIVENESS

Subtitle A—Trade Enforcement Enhancement

Sec. 311. Identification of trade expansion priorities.

Sec. 312. Chief enforcement negotiator.

Sec. 313. Foreign debt.

Sec. 314. Authorization of appropriations.

Subtitle B—Exchange Rate Policy and Currency Manipulation

Sec. 321. Negotiations regarding currency valuation.

Subtitle C—Trade Adjustment Assistance

CHAPTER 1—SERVICE WORKERS

Sec. 331. Short title.

Sec. 332. Extension of trade adjustment assistance to services sector.

Sec. 333. Trade adjustment assistance for firms and industries.

Sec. 334. Monitoring and reporting.

Sec. 335. Alternative trade adjustment assistance.

Sec. 336. Effective date.

CHAPTER 2—TRADE ADJUSTMENT ASSISTANCE FOR COMMUNITIES

Sec. 341. Short title.

Sec. 342. Purpose.

Sec. 343. Trade adjustment assistance for communities.

Sec. 344. Conforming amendments.

Sec. 345. Effective date.

CHAPTER 3—OFFICE OF TRADE ADJUSTMENT ASSISTANCE

Sec. 351. Short title.

Sec. 352. Office of Trade Adjustment Assistance.

Sec. 353. Effective date.

CHAPTER 4—IMPROVEMENT OF CREDIT FOR HEALTH INSURANCE COSTS OF ELIGIBLE INDIVIDUALS

Sec. 361. Improvement of the affordability of the credit.

Sec. 362. Offering of Federal fallback coverage.

Sec. 363. Clarification of eligibility of spouse of certain individuals entitled to medicare.

Subtitle D—Sense of the Senate on Free Trade Agreements

Sec. 371. Sense of the Senate on free trade agreements.

TITLE I—FAIR WAGES FOR AMERICA’S WORKERS

Subtitle A—Overtime Rights Protection

SEC. 111. SHORT TITLE.

This subtitle may be cited as the “Overtime Rights Protection Act of 2005”.

SEC. 112. CLARIFICATION OF REGULATIONS RELATING TO OVERTIME COMPENSATION.

Section 13 of the Fair Labor Standards Act of 1938 (29 U.S.C. 213) is amended by adding at the end the following:

“(k)(1) Notwithstanding the provisions of subchapter II of chapter 5 and chapter 7 of title 5, United States Code (commonly referred to as the Administrative Procedures Act) or any other provision of law, any portion of the final rule promulgated on April 23, 2004, revising part 541 of title 29, Code of Federal Regulations, that exempts from the overtime pay provision of section 7 of this Act any employee who would not otherwise be exempt if the regulations in effect on March 31, 2003 remained in effect, shall have no force or effect and that portion of such regulations (as in effect on March 31, 2003) that would prevent such employee from being exempt shall be reinstated.

“(2) The Secretary shall adjust the minimum salary level for exemption under section 13(a)(1) in the following manner:

“(A) Not later than 60 days after the date of enactment of this subsection, the Secretary shall increase the minimum salary level for exemption under subsection (a)(1) for executive, administrative, and managerial occupations from the level of \$155 per week in 1975 to \$591 per week (an amount equal to the increase in the Employment Cost Index (published by the Bureau of Labor Statistics) for executive, administrative, and managerial occupations between 1975 and 2005).

“(B) Not later than December 31 of the calendar year following the increase required in subparagraph (A), and each December 31 thereafter, the Secretary shall increase the minimum salary level for exemption under subsection (a)(1) by an amount equal to the