

appropriated, out of any money in the Treasury not otherwise appropriated, for each of fiscal years 2006 and 2007, \$200,000,000.

“(2) STATE AND TERRITORIAL ALLOTMENTS.—In addition to the allotments provided under subsections (b) and (c), subject to paragraphs (3) and (4), of the amount available for the additional allotments under paragraph (1) for a fiscal year, the Secretary shall allot to each State with a State child health plan approved under this title—

“(A) in the case of such a State other than a commonwealth or territory described in subparagraph (B), the same proportion as the proportion of the State’s allotment under subsection (b) (determined without regard to subsection (f)) to the total amount of the allotments under subsection (b) for such States eligible for an allotment under this paragraph for such fiscal year; and

“(B) in the case of a commonwealth or territory described in subsection (c)(3), the same proportion as the proportion of the commonwealth’s or territory’s allotment under subsection (c) (determined without regard to subsection (f)) to the total amount of the allotments under subsection (c) for commonwealths and territories eligible for an allotment under this paragraph for such fiscal year.

“(3) USE OF ADDITIONAL ALLOTMENT.—Additional allotments provided under this subsection are not available for amounts expended before October 1, 2005. Such amounts are available for amounts expended on or after such date for child health assistance for targeted low-income children, as well as for pregnancy-related assistance for targeted low-income pregnant women.

“(4) NO PAYMENTS UNLESS ELECTION TO EXPAND COVERAGE OF PREGNANT WOMEN.—No payments may be made to a State under this title from an allotment provided under this subsection unless the State provides pregnancy-related assistance for targeted low-income pregnant women under this title, or provides medical assistance for pregnant women under title XIX, whose family income exceeds the effective income level applicable under subsection (a)(10)(A)(i)(III) or (1)(2)(A) of section 1902 to a family of the size involved as of January 1, 2005.”

(B) CONFORMING AMENDMENTS.—Section 2104 of the Social Security Act (42 U.S.C. 1397dd) is amended—

(i) in subsection (a), in the matter preceding paragraph (1), by inserting “subject to subsection (d),” after “under this section.”;

(ii) in subsection (b)(1), by inserting “and subsection (d)” after “Subject to paragraph (4).”; and

(iii) in subsection (c)(1), by inserting “subject to subsection (d),” after “for a fiscal year.”

(3) PRESUMPTIVE ELIGIBILITY UNDER TITLE XXI.—

(A) APPLICATION TO PREGNANT WOMEN.—Section 2107(e)(1)(D) of the Social Security Act (42 U.S.C. 1397gg(e)(1)) is amended to read as follows:

“(D) Sections 1920 and 1920A (relating to presumptive eligibility).”

(B) EXCEPTION FROM LIMITATION ON ADMINISTRATIVE EXPENSES.—Section 2105(c)(2) of the Social Security Act (42 U.S.C. 1397ee(c)(2)) is amended by adding at the end the following new subparagraph:

“(C) EXCEPTION FOR PRESUMPTIVE ELIGIBILITY EXPENDITURES.—The limitation under subparagraph (A) on expenditures shall not apply to expenditures attributable to the application of section 1920 or 1920A (pursuant to section 2107(e)(1)(D)), regardless of whether the child or pregnant woman is determined to be ineligible for the program under this title or title XIX.”

(4) ADDITIONAL AMENDMENTS TO TITLE XXI.—

(A) NO COST-SHARING FOR PREGNANCY-RELATED SERVICES.—Section 2103(e)(2) of the Social Security Act (42 U.S.C. 1397cc(e)(2)) is amended—

(i) in the heading, by inserting “OR PREGNANCY-RELATED SERVICES” after “PREVENTIVE SERVICES”; and

(ii) by inserting before the period at the end the following: “or for pregnancy-related services”.

(B) NO WAITING PERIOD.—Section 2102(b)(1)(B) of the Social Security Act (42 U.S.C. 1397bb(b)(1)(B)) is amended—

(i) by striking “, and” at the end of clause (i) and inserting a semicolon;

(ii) by striking the period at the end of clause (ii) and inserting “; and”; and

(iii) by adding at the end the following:

“(iii) may not apply a waiting period (including a waiting period to carry out paragraph (3)(C)) in the case of a targeted low-income pregnant woman.”

(C) EFFECTIVE DATE.—The amendments made by this section apply to items and services furnished on or after October 1, 2005, without regard to whether regulations implementing such amendments have been promulgated.

SEC. 3. COORDINATION WITH THE MATERNAL AND CHILD HEALTH PROGRAM.

(a) IN GENERAL.—Section 2102(b)(3) of the Social Security Act (42 U.S.C. 1397bb(b)(3)) is amended—

(1) in subparagraph (D), by striking “and” at the end;

(2) in subparagraph (E), by striking the period and inserting “; and”; and

(3) by adding at the end the following new subparagraph:

“(F) that operations and activities under this title are developed and implemented in consultation and coordination with the program operated by the State under title V in areas including outreach and enrollment, benefits and services, service delivery standards, public health and social service agency relationships, and quality assurance and data reporting.”

(b) CONFORMING MEDICAID AMENDMENT.—Section 1902(a)(11) of such Act (42 U.S.C. 1396a(a)(11)) is amended—

(1) by striking “and” before “(C).”; and

(2) by inserting before the semicolon at the end the following: “, and (D) provide that operations and activities under this title are developed and implemented in consultation and coordination with the program operated by the State under title V in areas including outreach and enrollment, benefits and services, service delivery standards, public health and social service agency relationships, and quality assurance and data reporting.”

(c) EFFECTIVE DATE.—The amendments made by this section take effect on January 1, 2006.

SEC. 4. INCREASE IN SCHIP INCOME ELIGIBILITY.

(a) DEFINITION OF LOW-INCOME CHILD.—Section 2110(c)(4) of the Social Security Act (42 U.S.C. 42 U.S.C. 1397jj(c)(4)) is amended by striking “200” and inserting “250”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) applies to child health assistance provided, and allotments determined under section 2104 of the Social Security Act (42 U.S.C. 1397dd) for fiscal years beginning with fiscal year 2006.

SUBMITTED RESOLUTIONS

SENATE CONCURRENT RESOLUTION 25—EXPRESSING THE SENSE OF CONGRESS REGARDING THE APPLICATION OF AIRBUS FOR LAUNCH AID

Mr. FRIST (for himself, Mr. REID, Mr. GRASSLEY, Mr. BAUCUS, Mr. TALENT, Mrs. MURRAY, Ms. CANTWELL, Mr. DURBIN, and Mr. OBAMA) submitted the following concurrent resolution; which was ordered held at the desk:

S. CON. RES. 25

Whereas Airbus is currently the leading manufacturer of large civil aircraft, with a full fleet of aircraft and more than 50 percent global market share;

Whereas Airbus has received approximately \$30,000,000,000 in market distorting subsidies from European governments, including launch aid, infrastructure support, debt forgiveness, equity infusions, and research and development funding;

Whereas these subsidies, in particular launch aid, have lowered Airbus’ development costs and shifted the risk of aircraft development to European governments, and thereby enabled Airbus to develop aircraft at an accelerated pace and sell these aircraft at prices and on terms that would otherwise be unsustainable;

Whereas the benefit of these subsidies to Airbus is enormous, including, at a minimum, the avoidance of \$35,000,000,000 in debt as a result of launch aid’s noncommercial interest rate;

Whereas over the past 5 years, Airbus has gained 20 points of world market share and 45 points of market share in the United States, all at the expense of Boeing, its only competitor;

Whereas this dramatic shift in market share has had a tremendous impact, resulting in the loss of over 60,000 high-paying United States aerospace jobs;

Whereas on October 6, 2004, the United States Trade Representative filed a complaint at the World Trade Organization on the basis that all of the subsidies that the European Union and its Member States have provided to Airbus violate World Trade Organization rules;

Whereas on January 11, 2005, the European Union agreed to freeze the provision of launch aid and other government support and negotiate with a view to reaching a comprehensive, bilateral agreement covering all government supports in the large civil aircraft sector;

Whereas the Bush administration has shown strong leadership and dedication to bring about a fair resolution during the negotiations;

Whereas Airbus received \$6,200,000,000 in government subsidies to build the A380;

Whereas Airbus has now committed to develop and produce yet another new model, the A350, even before the A380 is out of the development phase;

Whereas Airbus has stated that it does not need launch aid to build the A350, but has nevertheless applied for and European governments are prepared to provide \$1,700,000,000 in new launch aid; and

Whereas European governments are apparently determined to target the United States aerospace sector and Boeing’s position in the large civil aircraft market by providing Airbus with continuing support to lower its costs and reduce its risk: Now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That—

(1) European governments should reject Airbus' pending application for launch aid for the A350 and any future applications for launch aid;

(2) the European Union, acting for itself and on behalf of its Member States, should renew its commitment to the terms agreed to on January 11, 2005;

(3) the United States Trade Representative should request the formation of a World Trade Organization dispute resolution panel at the earliest possible opportunity if there is no immediate agreement to eliminate launch aid for the A350 and all future models and no concrete progress toward a comprehensive bilateral agreement covering all government supports in the large aircraft sector; and

(4) the President should take any additional action the President considers appropriate to protect the interests of the United States in fair competition in the large commercial aircraft market.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. INHOFE. 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 April 7, 2005, at 10 a.m., to conduct a hearing on "Regulatory Reform of the Government-Sponsored Enterprises."

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

COMMITTEE ON THE JUDICIARY

Mr. INHOFE. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Thursday, April 7, 2005 at 9:30 a.m., in Senate Dirksen Office Building Room 226.

Agenda

I. Nominations: Thomas B. Griffith, to be U.S. Circuit Judge for the District of Columbia Circuit; Terrence W. Boyle II, to be U.S. Circuit Judge for the Fourth Circuit; Priscella R. Owen, to be U.S. Circuit Judge for the Fifth Circuit; Robert J. Conrad, Jr., to be U.S. District Judge for the Western District of North Carolina; and James C. Dever III, to be U.S. District Judge for the Eastern District of North Carolina.

II. Bills: Asbestos; S. 378, Reducing Crime and Terrorism at America's Seaports Act of 2005, Biden, Specter, Feinstein, Kyl, Cornyn; S. 119, Unaccompanied Alien Child Protection Act of 2005, Feinstein, Schumer, Durbin, DeWine, Feingold, Kennedy, Brownback, Specter; and S. 629, Railroad Carriers and Mass Transportation Act of 2005, Sessions, Kyl.

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

COMMITTEE ON VETERANS' AFFAIRS

Mr. INHOFE. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on Thursday, April 7, 2005, for a hearing to consider the nomination of Mr. Jonathan B. Perlin to be Under

Secretary for Health, Department of Veterans' Affairs. The hearing will take place in room 418 of the Russell Senate Office Building at 10 a.m.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. INHOFE. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on April 7, 2005 at 2:30 p.m., to hold a closed hearing.

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

SUBCOMMITTEE ON STRATEGIC FORCES

Mr. INHOFE. Mr. President, I ask unanimous consent that the Subcommittee on Strategic Forces be authorized to meet during the session of the Senate on April 7, 2005, at 2:30 p.m., in open session to receive testimony on ballistic missile defense programs in review of the defense authorization request for fiscal year 2006.

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

MEASURE HELD AT DESK—S. CON. RES. 25

Mr. MCCONNELL. I send a resolution to the desk and ask unanimous consent it be held at the desk.

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

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. MCCONNELL. Mr. President, I ask unanimous consent at 5 p.m. on Monday, April 11, the Senate proceed to executive session for consideration of Calendar 38, the nomination of Paul A. Crotty, to be United States District Judge for the Southern District of New York; provided further that there be 30 minutes for debate equally divided between the chairman and the ranking member or designees, and that at the expiration or yielding back of time the Senate proceed to a vote on the confirmation of the nomination, with no intervening action or debate; provided further that following the vote, the President be immediately notified of the Senate's action and the Senate then resume legislative session.

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

UNANIMOUS CONSENT AGREEMENT—S. 295

Mr. MCCONNELL. Mr. President, I ask unanimous consent the majority leader, after consultation with the Democratic leader, shall, no later than July 27, call up S. 295; that if the bill has not been reported by then by the Finance Committee, it be discharged at that time and that the Senate shall consider it under the following time limitation: that there be 2 hours for debate equally divided between the chairman of the Finance Committee and the

Democratic leader or his designee; that no amendments or motions be in order, including committee amendments; that after the use or yielding back of time the bill be read the third time and the Senate proceed to vote on the passage of the bill with no intervening action or debate; provided further that the bill become the pending business when the Senate resumes legislative session after July 26 under the terms and conditions if it has not been considered prior to that time.

Mr. REID. Reserving the right to object, and I will not object, I will say that one of the things we are also working on, and I am willing to go forward without this stage, we were moving along with the colloquy of Senator STABENOW and Senator LINDSEY GRAHAM—I am quite certain that was the cosponsor of the amendment—an amendment dealing with international trade. I spoke to Senator GRASSLEY. Senator GRASSLEY indicated he would be willing to enter into a colloquy with her. That was being prepared when the problem arose with the New York Senators and Senator DODD. As a result of that, the colloquy was never finalized—at least brought to the floor.

I hope when we return to that bill, whenever that might be, we can complete that colloquy because, in fact, what Senator GRASSLEY said is that if the amendment were not filed at this time he would be happy to take a look at it. He has another amendment coming and he basically said he agreed with the content of her amendment, but he didn't agree it should be brought up on this bill. He felt his Finance Committee has jurisdiction.

I want that spread on the record. This does not call for anyone agreeing or disagreeing with what I said, just in the future I hope we can work that out.

Mr. MCCONNELL. Mr. President, prior to the ruling, the proponents of the legislation have also agreed they would withhold offering amendments in committee or on the floor on the subject matter for the duration of this session of Congress as part of this understanding, as well.

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

ORDERS FOR MONDAY, APRIL 11, 2005

Mr. MCCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, the Senate stand in adjournment until 2 p.m. on Monday, April 11. I further ask unanimous consent that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved, and the Senate then begin a period of morning business with Senators permitted to speak for up to 10 minutes each; provided that at 3 p.m. the Senate proceed to the consideration of H.R. 1268, the Iraq-Afghanistan supplemental appropriations bill, as provided under the previous order.