

greatest increased water flows to Walker Lake; and

(2) \$5,000,000 to the United States Fish and Wildlife Service, the Walker River Paiute Tribe, and the Nevada Division of Wildlife to undertake activities, to be coordinated by the Director of the United States Fish and Wildlife Service, to complete the design and implementation of the Western Inland Trout Initiative and Fishery Improvements in the State of Nevada with an emphasis on the Walker River Basin.

AMENDMENT NO. 476, AS MODIFIED

Mr. COCHRAN. Mr. President, I make the same request with respect to modification of the amendment previously agreed to by the Senate on behalf of Senator BYRD.

The PRESIDING OFFICER. Without objection, the amendment, as previously agreed to, is so modified.

The amendment, as modified, is as follows:

On page 198, between lines 21 and 22, insert the following:

SEC. 5134. Of the amount provided to the Secretary of Agriculture under the Consolidated Appropriations Act, 2005 (Public Law 108-447) for the Lost River Watershed project, West Virginia, \$4,000,000 may be transferred to the Upper Tygart Watershed project, West Virginia, to be used under the same terms and conditions under which funds for that project were appropriated in section 735 of the Consolidated Appropriations Act, 2004 (Public Law 108-199; 118 Stat. 36).

Mr. COCHRAN. I thank the Chair and yield the floor.

RECESS

The PRESIDING OFFICER. Under the previous order, the hour of 12:30 p.m. having arrived, the Senate will stand in recess until 2:17 p.m.

Thereupon, at 12:52 p.m., the Senate recessed until 2:17 p.m. and reassembled when called to order by the Presiding Officer (Mr. COBURN).

EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT, 2005—Continued

Mr. FRIST. Mr. President, I ask unanimous consent that, notwithstanding the provisions of rule XXII, Senators have until 4:30 p.m. today to file second-degree amendments to both the Mikulski amendment and the underlying bill.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

UNANIMOUS-CONSENT REQUEST

Mr. FRIST. Mr. President, given the objection to the Foreign Relations Committee meeting, I ask unanimous consent that the Senate stand in recess until 4:20.

Mrs. BOXER. I object.

Mr. REED. I object.

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate recess until 4:20.

Mrs. BOXER. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk called the roll, and the following Senators entered the Chamber and answered to their names:

[Quorum No. 2]

Coburn Cornyn Frist

The PRESIDING OFFICER. A quorum is not present. The clerk will call the names of absent Senators.

Mr. FRIST. Mr. President, I move that the Sergeant at Arms be instructed to request the attendance of absent Senators, and I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second? There is a sufficient second.

The yeas and nays were ordered.

The PRESIDING OFFICER. The question is on agreeing to the motion. The yeas and nays are ordered and the clerk will call the roll.

The assistant legislative clerk called the roll.

Ms. STABENOW. I announce that the Senator from Illinois (Mr. DURBIN) and the Senator from Illinois (Mr. OBAMA) are necessarily absent.

The result was announced—yeas 91, nays 7, as follows:

[Rollcall Vote No. 99 Leg.]

YEAS—91

Akaka Domenici McConnell
Alexander Dorgan Murkowski
Allard Ensign Murray
Bayh Enzi Nelson (FL)
Bennett Feinstein Nelson (NE)
Biden Frist Pryor
Bingaman Graham Reed
Bond Grassley Reid
Brownback Gregg Roberts
Bunning Hagel Rockefeller
Burns Harkin Salazar
Burr Hatch Santorum
Byrd Hutchison Sarbanes
Cantwell Inhofe Schumer
Carper Inouye Sessions
Chafee Isakson Shelby
Chambliss Jeffords Smith
Clinton Johnson Snowe
Coburn Kennedy Specter
Cochran Kerry
Coleman Kohl Stabenow
Collins Kyl Stevens
Conrad Landrieu Sununu
Cornyn Lautenberg Talent
Corzine Levin Thomas
Craig Lieberman Thune
Crapo Lincoln Vitter
Dayton Lott Voinovich
DeMint Lugar Warner
DeWine Martinez Wyden
Dole McCain

NAYS—7

Allen Dodd Mikulski
Baucus Feingold
Boxer Leahy

NOT VOTING—2

Durbin Obama

The motion was agreed to.

The PRESIDING OFFICER. A quorum is present.

The majority leader.

MOTION TO RECESS

Mr. FRIST. Mr. President, I modify the pending motion to recess until 5 p.m. I send the motion to the desk.

The PRESIDING OFFICER. The motion is so modified.

Mrs. BOXER. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

Mr. FRIST. I ask unanimous consent that at 5 p.m., Senator MIKULSKI have 5 minutes before the cloture vote.

The PRESIDING OFFICER. Is there objection?

Mrs. HUTCHISON. Reserving the right to object.

Mr. WARNER. Mr. President, as a co-sponsor, I would like to have 2 minutes.

The PRESIDING OFFICER. The Senator from Texas.

Mrs. HUTCHISON. Is the Senator saying we are going to go immediately to cloture on the whole bill or the Mikulski amendment at 5 o'clock?

Mr. FRIST. For clarification, at 5 o'clock Senator MIKULSKI will be given 5 minutes before the cloture vote on her amendment.

Mrs. HUTCHISON. I thank the Senator.

The PRESIDING OFFICER. Is there objection?

Mr. WARNER. Mr. President, as a co-sponsor, may I have 2 minutes?

Mr. FRIST. Mr. President, I think that will be fine, with the leadership on both sides for 2 additional minutes, Senator MIKULSKI for 5 minutes, and Senator WARNER for 2 minutes.

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

Is there a sufficient second?

There is a sufficient second.

The question is on agreeing to the motion. The clerk will call the roll.

The legislative clerk called the roll.

Ms. STABENOW. I announce that the Senator from Illinois (Mr. DURBIN) and the Senator from Illinois (Mr. OBAMA) are necessarily absent.

The result was announced—yeas 56, nays 42, as follows:

[Rollcall Vote No. 100 Leg.]

YEAS—56

Alexander DeWine McCain
Allard Dole McConnell
Allen Domenici Murkowski
Bennett Ensign Roberts
Bond Enzi Santorum
Brownback Frist Sessions
Bunning Graham Shelby
Burns Grassley Smith
Burr Gregg Snowe
Chafee Hagel Specter
Chambliss Hatch Stevens
Coburn Hutchison Sununu
Cochran Inhofe Talent
Coleman Isakson Thomas
Collins Kohl Thune
Cornyn Kyl Vitter
Craig Lott Voinovich
Crapo Lugar Warner
DeMint Martinez Wyden

NAYS—42

Akaka Dorgan Lincoln
Baucus Feingold Mikulski
Bayh Feinstein Murray
Biden Harkin Nelson (FL)
Bingaman Inouye Nelson (NE)
Boxer Jeffords Pryor
Byrd Johnson Reed
Cantwell Kennedy Reid
Carper Kerry Rockefeller
Clinton Landrieu Salazar
Conrad Lautenberg Sarbanes
Corzine Leahy Schumer
Dayton Levin Stabenow
Dodd Lieberman Wyden