

prevent Bull's Eye from losing 200 guns. They went ahead and ignored it. I strongly urge that we allow my amendment. It is but really one sentence. It simply says: On page 8, line 21, before the semicolon insert the following, or an action against a seller that has an established history of qualified products—that is the guns—being lost or stolen, under such criteria as shall be established by the Attorney General of the United States by regulation for an injury or death caused by a qualified product that was in the possession of the seller but subsequently lost or stolen.

We have to have a stronger enforcement mechanism than is in the underlying bill. It has to be strengthened. I say to my good friend, I respectfully disagree, and I think the confirmation by this distinguished counsel, Lloyd Cutler, who concluded that had this statute that the Senator seeks been in effect at the time of the snipers, they could have gotten out from under it.

Some sellers of guns repeatedly are losing firearms or having guns stolen and that is irresponsible behavior on its face. It has to be regulated, and it has to be regulated by the chief law enforcement officer of the United States, the Attorney General.

So I thank the Senator for the opportunity to speak to this. I once again plead with the Senator to allow this amendment, which is germane. If it were not germane, I would say to myself I gave it a good try. I ask the distinguished Senator from Rhode Island, is this amendment of mine involved in any discussions, might I inquire?

Mr. REED. I say to the Senator from Virginia, we think his amendment is very commendable, and we would like to see it brought forward for debate and a vote. I have made that point privately, and I make it now publicly. We think it is, as the Senator says, germane and relevant. I think the Senator is owed a vote, and I would like to see it happen.

Unfortunately, we are having difficulties clearing any amendments, including the Senator's, for voting on the floor.

Mr. WARNER. Mr. President, it was my understanding that the distinguished Senator from Rhode Island and the distinguished Senator from Idaho were working on a possible package of amendments, and the Senator now advises me my amendment is in that package under consideration. Is that a fact?

Mr. REED. I have asked that that amendment be considered. We are waiting. We were not impatient, but there is a limit to patience. I would point out, too, that there will be an attempt this evening to move to other matters such as CAFTA and the Energy bill which will take away time to debate a vote on the pending gun liability bill. I just think we have wasted too much time, that we should establish some rules with respect to the amendments, vote on those amendments and move forward towards a cloture vote.

Mr. WARNER. If I may make a brief reply, I thank my colleague from Rhode Island. I think the managers are working on this situation. I am glad that my amendment is part of the consideration, and I just hope it is granted. As far as the business of the Senate, I entrust it to the majority leader and the Democratic leader as to what matters should be taken up at what time in relation to this bill. So I cannot make any comment on that and do not make one.

The PRESIDING OFFICER. The minority leader.

Mr. REID. If I would not offend my distinguished friend from Rhode Island or my dear friend from Virginia, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. FRIST. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. ALLEN). Without objection, it is so ordered.

ORDER OF BUSINESS

Mr. FRIST. Mr. President, for the last 30 minutes or so, we have been putting together an orderly way to address several issues: the underlying bill, the gun liability bill; CAFTA; and the energy report, which we received from the House. I know a lot of our colleagues are wondering about voting both tonight—we will have one more vote tonight, and I will go through the request—and then we will have a very busy day tomorrow. We will be here late tonight as well.

Mr. President, first of all, I will be addressing the issue on gun liability.

UNANIMOUS CONSENT AGREEMENT—S. 397

Mr. FRIST. Mr. President, I ask unanimous consent that when the Senate resumes the gun legislation tomorrow, immediately following morning business, the only remaining amendments other than pending amendments be the following: Reid amendment No. 1642, 30 minutes equally divided; Kennedy amendment No. 1615 and a first degree, relevant, to be offered by the majority leader or his designee, with 40 minutes equally divided to be used concurrently on both amendments; Corzine amendment No. 1619 and a first degree, relevant, to be offered by the majority leader or his designee, with the same time limitation as above; Lautenberg amendment No. 1620 and a first degree, relevant, to be offered by the majority leader or his designee, again with the same time limitation.

I further ask consent that the cloture vote be vitiated and that following the disposition of the above-listed amendments, the pending Craig and Frist amendments be agreed to and there then be 20 minutes for closing marks,

the bill be read a third time, and the Senate proceed to a vote on passage of the bill with no intervening action or debate.

Further, I ask consent that where there are two first degrees to be voted upon, the majority alternative is first.

The PRESIDING OFFICER. Is there objection?

Hearing none, it is so ordered.

DOMINICAN REPUBLIC-CENTRAL AMERICA-UNITED STATES FREE TRADE AGREEMENT IMPLEMEN- TATION ACT

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of H.R. 3045, the House-passed CAFTA legislation. I further ask consent that the statutory debate time be reduced to 20 minutes, equally divided, and that following the use or yielding back of time, the Senate proceed to a vote on the measure without intervening action or debate.

The PRESIDING OFFICER. Is there objection?

Mr. REID. Mr. President, reserving the right to object.

The PRESIDING OFFICER. The Democratic leader.

Mr. REID. Mr. President, first of all, let me say that I appreciate everyone's patience and courtesy this afternoon as we worked through this matter that led to our agreeing to this agreement just a minute ago. It has been very difficult. It is a very contentious issue. Feelings are high on both sides. Everyone acted like ladies and gentlemen. We worked it out, and I think it speaks well of the Senate.

I would ask the distinguished majority leader, having reserved the right to object on his latest request, it is my understanding that immediately upon this request being adopted, we will go to S. 792; is that right?

Mr. FRIST. Mr. President, that is correct. I have two unanimous consent requests. One is on S. 792, and one is on the energy report.

The PRESIDING OFFICER. Is there objection?

The Senator from Minnesota.

Mr. DAYTON. Mr. President, reserving the right to object, I ask the majority leader, will that vote on CAFTA be a rollcall vote?

Mr. FRIST. Mr. President, I will go through the whole schedule shortly, if I can get through the unanimous consent request. Very briefly, we will have a rollcall vote on CAFTA in about 30 minutes, 25 minutes. Whenever we finish that, it would be the last rollcall vote tonight. We will begin voting again tomorrow.

Mr. DAYTON. I thank the majority leader.

Mr. FRIST. I have two further unanimous consent requests, and then we can review everything.

The PRESIDING OFFICER. Is there objection to the request?

Without objection, it is so ordered.