

(2) INELIGIBILITY FOR FUNDS.—A State that fails to implement the requirements of this section, shall not receive 25 percent of the funds that would otherwise be allocated to the State under section 20106(b) of the Violent Crime Control and Law Enforcement Act of 1994 (42 U.S.C. 13706(b)).

(3) REALLOCATION OF FUNDS.—Any funds that are not allocated for failure to comply with this section shall be reallocated to States that comply with this section.

The bill (S. 792), as amended, was read the third time and passed.

UNANIMOUS CONSENT AGREEMENT—CONFERENCE REPORT TO ACCOMPANY H.R. 6

Mr. FRIST. Mr. President, I ask unanimous consent that following the CAFTA vote, the Senate proceed to the conference report to accompany H.R. 6, the energy legislation; provided further that there be 3 hours equally divided between the chairman and ranking member or their designees. I further ask consent that following the use or yielding back of time, Senator FEINGOLD be recognized in order to raise a Budget Act point of order and that Senator DOMENICI or his designee be immediately recognized in order to make a motion to waive the respective point of order. I further ask consent that if the point of order is waived, the Senate then proceed immediately to a vote on the adoption of the conference report with no intervening action or debate.

Mr. REID. Reserving the right to object.

The PRESIDING OFFICER. The Democratic leader.

Mr. REID. Mr. President, I apologize for not raising this with the majority leader a second ago, but I would ask consent that this legislation be known as the Domenici Energy bill. I ask consent. I would ask that we do a correcting resolution, that it be done.

The PRESIDING OFFICER. Is there any objection?

Mr. FRIST. Mr. President, a quick review of what we have just done.

The PRESIDING OFFICER. For the purpose of clarification of the record—

Mr. REID. Mr. President, we will supply forthwith the text for the correcting resolution.

The PRESIDING OFFICER. Without objection, it is so ordered. The majority leader's request is agreed to.

Mr. FRIST. All right, Mr. President.

Mr. REID. Mr. President, will the Senator yield for just a second? I will be very brief. I know everybody is tired.

Senator DOMENICI kept his word on the Energy bill. It was very difficult. The conference was a real conference. They met until 3 o'clock in the morning. Senator DOMENICI has worked very hard on this bill. There are a lot of people who do not like the bill, but it is not because of him. He did everything he could to please Democrats and Republicans. So that is why the majority leader and I join in the request that

has just been granted regarding Senator DOMENICI.

Mr. FRIST. All right, Mr. President. The PRESIDING OFFICER. The majority leader.

ORDER OF BUSINESS

Mr. FRIST. Mr. President, within several minutes, we will start 20 minutes of debate on CAFTA, equally divided. We will have a rollcall vote. We will go to energy after that. We will complete debate on energy tonight. We will not have a further rollcall vote tonight after the CAFTA vote.

We will begin—and we will announce the time a little bit later as to the two votes on energy tomorrow, one on the point of order and one on the bill. Following that, we will be going to the amendments that have been outlined with the time agreements on guns. The highway bill we will expect at some point. I don't know when the House will finish with that, but we will deal appropriately with that after it arrives. Since energy arrived, we are going to energy first. That is the general outline. We have the unanimous consent agreements. I would recommend very soon we go to the CAFTA bill.

Mr. REID. Will the leader yield?

Mr. FRIST. Yes.

The PRESIDING OFFICER. The Democratic leader.

Mr. REID. Mr. President, I would ask the distinguished majority leader: We are going to finish the debate on energy tonight?

Mr. FRIST. Right.

ORDER OF PROCEDURE

Mr. REID. Mr. President, I ask unanimous consent that the Democratic time be allocated as follows: Senator SCHUMER, 10 minutes; Senator KERRY, 30 minutes; Senator WYDEN, 15 minutes; and whatever time is left over will be allocated to Senator BINGAMAN.

The PRESIDING OFFICER. Is there objection?

Hearing none, it is so ordered.

Mr. CRAIG. Mr. President, will the leader yield for a question?

Mr. FRIST. Mr. President, I will be happy to yield.

The PRESIDING OFFICER. The Senator from Idaho.

Mr. CRAIG. Mr. President, I thank my leader for yielding.

So the two votes required on the energy conference report will occur after the leader's time tomorrow morning in morning business. Approximately at what time would those votes occur?

Mr. FRIST. Mr. President, through the Chair, in response, let me work out with the Democratic leader what time those votes will be.

Mr. CRAIG. Mr. President, I am assuming, then, immediately following those votes, we would be back on the gun liability bill, to complete the work under the UC of that legislation?

Mr. FRIST. Mr. President, or we could even be before. We could actually

come on those amendments before as well.

Mr. CRAIG. So that is yet to be determined?

Mr. FRIST. That is correct. We will determine that before we close down tonight.

Mr. CRAIG. I thank the leader.

Ms. MIKULSKI. Mr. President, today I rise on behalf of my constituents to oppose the Protection of Lawful Commerce in Arms Act. It should be called the Special Interest Protection Act because it puts one industry's bottomline ahead of the families and victims of gun violence. It also slams closed the courthouse door to those seeking justice for victims of gun violence.

Remember when—not too long ago—the citizens of Maryland, Virginia and the District of Columbia were terrorized by a sniper. Remember when 10 innocent people were killed while they were going about their daily routines, mowing the lawn or getting gas, shopping, and getting ready to drive a bus. Their families have experienced tremendous loss and the Nation mourned with them.

Now, Congress is considering legislation that inflict further pain on families like those of the sniper victims. This legislation will literally slam the courthouse door on the families of gun violence victims and on all Americans who believe they were harmed by negligent actions related to guns. It gives gun dealers and manufacturers a free pass. And it will prevent families and survivors from holding irresponsible gun stores accountable, if they are negligent. It actually would prohibit families from going to court, from letting a jury of their peers decide if the gun store or manufacturer was negligent.

If this legislation passes you could still go to court over a toy gun but not a real gun. That is wrong.

Let me tell you about one of these families who have been victimized by gun violence. Conrad Johnson was the sniper's last victim. Do you remember hearing the news that he was shot at a bus stop in Montgomery County? Killed by the sniper getting ready for his route.

He was beloved by his family, friends and community. Two thousand people attended his funeral.

He worked hard as a bus driver. He drove 35 miles before dawn every day for work. He was known for his friendly smile and can-do attitude.

And he loved his family—his Jamaican immigrant parents, his wife Denise—his high school sweetheart, his two sons and his big extended family. Over 30 members gathered at the hospital after he was shot. He was full of life. He was always finding ways to take care of his family and help his community. He was a volunteer coach for the boys and girls clubs of Fort Washington. He loved being a DJ for functions thrown by family and friends, and he was always washing the family car on the weekends.

Conrad Johnson was the snipers last victim. Conrad's family is one of many