

“(2) REQUIREMENTS AND CHARACTERISTICS.—A reserve established under paragraph (1) shall—

“(A) be capable of re-establishing communications when existing infrastructure is damaged or destroyed in an emergency or a major disaster;

“(B) include appropriate current, widely-used equipment, such as Land Mobile Radio Systems, cellular telephones, satellite equipment, Cells-On-Wheels, Cells-On-Light-Trucks, or other self-contained mobile cell sites that can be towed, backup batteries, generators, fuel, and computers;

“(C) include equipment on hand for the Governor of each State, key emergency response officials, and appropriate State or local personnel;

“(D) include contracts (including prenegotiated contracts) for rapid delivery of the most current technology available from commercial sources; and

“(E) include arrangements for training to ensure that personnel are familiar with the operation of the equipment and devices to be delivered pursuant to such contracts.

“(3) ADDITIONAL CHARACTERISTICS.—Portions of the reserve may be virtual and may include items donated on an in-kind contribution basis.

“(4) CONSULTATION.—In developing the reserve, the Secretary shall seek advice from the Secretary of Defense, as well as national public safety organizations, emergency managers, State, local, and tribal governments, and commercial providers of such systems and equipment.

“(5) ALLOCATION AND USE OF FUNDS.—The Secretary shall allocate—

“(A) a portion of the reserve’s funds for block grants to States to enable each State to establish a strategic technology reserve within its borders in a secure location to allow immediate deployment; and

“(B) a portion of the reserve’s funds for regional Federal strategic technology reserves to facilitate any Federal response when necessary, to be held in each of the Federal Emergency Management Agency’s regional offices, including Boston, Massachusetts (Region 1), New York, New York (Region 2), Philadelphia, Pennsylvania (Region 3), Atlanta, Georgia (Region 4), Chicago, Illinois (Region 5), Denton, Texas (Region 6), Kansas City, Missouri (Region 7), Denver, Colorado (Region 8), Oakland, California (Region 9), Bothell, Washington (Region 10), and each of the noncontiguous States for immediate deployment.

“(g) CONSENSUS STANDARDS; APPLICATIONS.—

“(1) CONSENSUS STANDARDS.—In carrying out this section, the Secretary of Homeland Security shall identify, and if necessary encourage the development and implementation of, consensus standards for interoperable communications systems to the greatest extent practicable.

“(2) APPLICATIONS.—To be eligible for assistance under the programs established in this section, each State shall submit an application, at such time, in such form, and containing such information as the Secretary may require, including—

“(A) a detailed explanation of how assistance received under the program would be used to improve local communications interoperability and ensure interoperability with other appropriate public safety agencies in an emergency or a major disaster; and

“(B) assurance that the equipment and system would—

“(i) be compatible with the communications architecture developed under section 7303(a)(1)(E) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(a)(1)(E));

“(ii) meet any voluntary consensus standards developed under section 7303(a)(1)(D) of that Act (6 U.S.C. 194(a)(1)(D)); and

“(iii) be compatible with the common grant guidance established under section 7303(a)(1)(H) of that Act (6 U.S.C. 194(a)(1)(H)).

“(h) DEADLINE FOR IMPLEMENTATION REGULATIONS.—Within 90 days after the date of enactment of the Port Security Improvement Act of 2006, the Secretary, in consultation with the Federal Communications Commission, shall promulgate regulations for the implementation of subsections (d) through (f) of this section.”

(b) SEAMLESS MOBILITY.—Within 180 days after the date of enactment of this Act, the Federal Communications Commission shall streamline its process for certifying multi-mode devices that permit communication across multiple platforms, facilities, or networks in a manner consistent with the public interest.

(c) FCC REPORT ON EMERGENCY COMMUNICATIONS BACK-UP SYSTEM.—

(1) IN GENERAL.—Not later than 1 year after the date of enactment of this Act, the Federal Communications Commission, in coordination with the Secretary of Homeland Security, shall evaluate the technical feasibility of creating a back-up emergency communications system that complements existing communications resources and takes into account next generation and advanced telecommunications technologies. The overriding objective for the evaluation shall be providing a framework for the development of a resilient interoperable communications system for emergency responders in an emergency. The Commission shall evaluate all reasonable options, including satellites, wireless, and terrestrial-based communications systems and other alternative transport mechanisms that can be used in tandem with existing technologies.

(2) FACTORS TO BE EVALUATED.—The evaluation under paragraph (1) shall include—

(A) a survey of all Federal agencies that use terrestrial or satellite technology for communications security and an evaluation of the feasibility of using existing systems for the purpose of creating such an emergency back-up public safety communications system;

(B) the feasibility of using private satellite, wireless, or terrestrial networks for emergency communications;

(C) the technical options, cost, and deployment methods of software, equipment, handsets, or desktop communications devices for public safety entities in major urban areas, and nationwide; and

(D) the feasibility and cost of necessary changes to the network operations center of terrestrial-based or satellite systems to enable the centers to serve as emergency back-up communications systems.

(3) REPORT.—Upon the completion of the evaluation under paragraph (1), the Commission shall submit a report to Congress that details the findings of the evaluation, including a full inventory of existing public and private resources most efficiently capable of providing emergency communications.

(d) INTEROPERABLE COMMUNICATIONS AND E-911 SERVICES.—The Secretary of Homeland Security shall take into consideration the role of public safety answering points and E-911 systems, and shall reserve a portion of the funds made available to carry out section 3006 of Public Law 109-171 (47 U.S.C. 309 note) to provide interoperable communication system grants for projects to public safety answering points that enable interoperability and that advance E-911 deployment.

SEC. —02. TRANSFER OF PUBLIC SAFETY GRANT PROGRAM TO THE DEPARTMENT OF HOMELAND SECURITY.

(a) IN GENERAL.—Section 3006 of Public Law 109-171 (47 U.S.C. 309 note) is amended—

(1) by striking “The Assistant Secretary, in consultation with the” in subsection (a) and inserting “The”; and

(2) by striking “Assistant Secretary” each place it appears in subsection (b) and inserting “Secretary of Homeland Security”.

(b) USE OF FUNDS.—In carrying out section 3006(a) of Public Law 109-171 (47 U.S.C. 309 note), as amended by subsection (a), the Secretary of Homeland Security may not use funds under that section for any purpose other than those provided in section 3006 of that Act.

SEC. —03. PUBLIC SAFETY INTEROPERABLE COMMUNICATIONS GRANTS.

Pursuant to section 3006 of Public Law 109-171 (47 U.S.C. 309 note), the Secretary of Homeland Security, in coordination with the Secretary of Commerce, shall award no less than \$1,000,000,000 for public safety interoperable communications grants no later than September 30, 2006.

SEC. —04. ELIGIBILITY OF IP-ENABLED SERVICES.

Section 158(a)(1)(A) of the National Telecommunications and Information Administration Organization Act (47 U.S.C. 942(a)(1)(A)) is amended by striking “services;” and inserting “services and services related to the migration to an IP-enabled emergency network that provides E-911 services;”.

SA 4964. Mr. BURNS submitted an amendment intended to be proposed by him to the bill H.R. 4954, to improve maritime and cargo security through enhanced layered defenses, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. —. EXTENSION OF REQUIREMENT FOR AIR CARRIERS TO HONOR TICKETS FOR SUSPENDED AIR PASSENGER SERVICE.

Section 145(c) of the Aviation and Transportation Security Act (49 U.S.C. 40101 note) is amended by striking “November 19, 2005.” and inserting “November 30, 2007.”.

NOTICE OF HEARING

COMMITTEE ON INDIAN AFFAIRS

Mr. McCAIN. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, September 14, 2006, at 9:30 a.m. in room 485 of the Russell Senate Office Building to conduct a hearing on the nomination of Carl J. Artman to be Assistant Secretary for Indian Affairs, U.S. Department of the Interior, Washington, DC. to be followed immediately by a business meeting to approve the nomination of Carl J. Artman.

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

SUBCOMMITTEE ON PUBLIC LANDS AND FORESTS

Mr. CRAIG. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Subcommittee on Public Lands and Forests of the Committee on Energy and Natural Resources.

The hearing will be held on Wednesday, September 27th, at 10 a.m. in room SD-628 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony on the following bills: S. 3599, to establish the Prehistoric Trackways National Monument in the State of New Mexico; S. 3794, to provide for the implementation of the Owyhee Initiative Agreement, and for other purposes; S. 3854, to designate certain land in the State of Oregon as wilderness, and for other purposes; H.R. 3603, to promote the economic development and recreational use of National Forest System lands and other public lands in central Idaho, to designate the Boulder-White Cloud Management Area to ensure the continued management of certain National Forest System lands and Bureau of Land Management lands for recreational and grazing use and conservation and resource protection, to add certain National Forest System lands and Bureau of Land Management lands in central Idaho to the National Wilderness Preservation System, and for other purposes; and H.R. 5025, to protect for future generations the recreational opportunities, forests, timber, clean water, wilderness and scenic values, and diverse habitat of Mount Hood National Forest, Oregon, and for other purposes.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150.

For further information, please contact Frank Gladics at 202-224-2878, Dick Bouts at 202-224-7545, or Sara Zecher 202-224-8276.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. CHAMBLISS. 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 September 12, 2006, at 10 a.m., to conduct a hearing on "Examining Treasury's Role in Combating Terrorist Financing Five Years After 9/11."

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

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Senate Committee on Commerce, Science, and Transportation be authorized to meet at 10 a.m. on Tuesday, September 12, 2006, to discuss pending nominations.

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

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Com-

mittee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, September 12, at 10 a.m. The purpose of the hearing is to receive testimony relating to the effects of the BP pipeline failure in the Prudhoe Bay oil field on U.S. oil supply and to examine what steps may be taken to prevent a recurrence of such an event.

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

COMMITTEE ON FINANCE

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session on Tuesday, September 12, 2006, at 10 a.m., in 215 Dirksen Senate Office Building, to hear testimony on "Breaking the Methamphetamine Supply Chain: Law Enforcement Challenges".

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

COMMITTEE ON FOREIGN RELATIONS

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, September 12, 2006, at 11 a.m. to hold a hearing on nominations.

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

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet on Tuesday, September 12, 2006, at 9:30 a.m. for a hearing titled, "Homeland Security: The Next Five Years."

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

COMMITTEE ON THE JUDICIARY

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on "The Thompson Memorandum's Effect on the Right to Counsel in Corporate Investigations" on Tuesday, September 12, 2006 at 9:30 a.m. in Dirksen Room 226.

Witness List

Panel I: The Honorable Paul J. McNulty, Deputy Attorney General, Department of Justice, Washington, DC.

Panel II: The Honorable Edwin Meese, Former Attorney General, Ronald Reagan Distinguished Fellow in Public Policy, Chairman, Center for Legal and Judicial Studies, the Heritage Foundation, Washington, DC; Thomas J. Donohue, President and CEO, U.S. Chamber of Commerce, Washington, DC; Karen J. Mathis, Esq., President, American Bar Association, Chicago, IL; Andrew Weissmann, Esq., Partner, Jenner & Block LLP, New York, NY; Mark B. Sheppard, Esq., Partner, Sprague & Sprague, Philadelphia, PA.

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

COMMITTEE ON THE JUDICIARY

Mr. CHAMBLISS. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on "Judicial Nominations" on Tuesday, September 12, 2006 at 2 p.m. in Dirksen Room 226.

Witness List

Panel I: The Honorable RICK SANTORUM, United States Senator, R-PA; The Honorable DIANNE FEINSTEIN, United States Senator, D-CA; The Honorable JAMES M. INHOFE, United States Senator, R-OK; The Honorable TOM COBURN, United States Senator, R-OK; The Honorable SAXBY CHAMBLISS, United States Senator, R-GA; The Honorable JOHNNY ISAKSON, United States Senator, R-GA.

Panel II: Nora Barry Fischer to be United States District Judge for the Western District of Pennsylvania, Gregory Frizzell to be United States District Judge for the Northern District of Oklahoma, Lawrence Joseph O'Neill to be United States District Judge for the Eastern District of California, Lisa Wood to be United States District Judge for the Southern District of Georgia.

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

PRIVILEGES OF THE FLOOR

Mr. INOUE. Mr. President, I ask unanimous consent that Amber Mace and Heather Ludemann, legislative fellows with the Commerce Committee, be accorded the privilege of the floor during consideration of H.R. 4954, the Security and Accountability For Every Port Act or the SAFE Port Act.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

HONORING THE DETROIT SHOCK ON WINNING THE 2006 WOMEN'S NATIONAL BASKETBALL ASSOCIATION CHAMPIONSHIP

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 567, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 567) honoring the Detroit Shock on winning the 2006 Women's National Basketball Association Championship.

The PRESIDING OFFICER. There being no objection, the Senate proceeded to consider the resolution.

Mr. LEVIN. Mr. President, Saturday, September 9, 2006, was a great day for the Detroit Shock and for the people of Michigan. A crowd of over 19,600 at the Joe Louis Arena joined with the rest of Michigan in celebrating the Shock's