

the amendment achieves that threshold, then it be agreed to, that if the amendment does not achieve that threshold, then it be withdrawn, and that each amendment be subject to a debate time limitation of 60 minutes, equally divided and controlled in the usual form: Baucus-Grassley amendment in the nature of a substitute relative to energy tax extenders with offset; Reid or designee perfecting amendment relative to AMT with offset; Baucus-Grassley perfecting amendment relative to tax extenders/AMT without full offset; that it be in order for Senator Conrad to raise a budget point of order against the amendment; and that once the debate time has been used or yielded back, a motion to waive the applicable point of order be considered to have been made; provided further, that if the motion to waive is successful, then the amendment be agreed to, and that if the motion to waive is not successful, the amendment be withdrawn; that Senator Conrad control up to 10 minutes of time during the debate on this amendment; provided further, that regardless of the outcome of the vote with respect to the Baucus-Grassley amendment in the nature of a substitute, that Senate vote on or in relation to the remaining 2 amendments covered in this agreement; that the votes on or in relation to the above-listed amendments occur in the order listed after the use or yielding back of time; that upon disposition of all amendments, the bill be read a third time, and Senate vote on passage of the bill, as amended, if amended; and that the motion to invoke cloture on the motion to proceed to consideration of the bill be withdrawn.

A unanimous-consent agreement was reached providing that the motion to proceed to consideration of H.R. 6049 be withdrawn. **Page S9009, S9167**

**Advancing America's Priorities Act—Cloture:** A unanimous-consent agreement was reached providing that the motion to invoke cloture on the motion to proceed to consideration of S. 3297, to advance America's priorities, be withdrawn.

**Message from the President:** Senate received the following message from the President of the United States:

Transmitting, pursuant to law, a report on the continuation of the national emergency that was originally declared on September 23, 2001, with respect to persons who commit, threaten to commit, or support terrorism; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM-64) **Pages S9022-23**

**Nominations Received:** Senate received the following nominations:

One Army nomination in the rank of general.

A routine list in the Army. **Page S9168**

**Messages from the House:** **Page S9023**

**Measures Read the First Time:** **Page S9023**

**Executive Communications:** **Pages S9023-24**

**Additional Cosponsors:** **Pages S9025-27**

**Statements on Introduced Bills/Resolutions:**  
**Pages S9027-40**

**Additional Statements:** **Pages S9015-22**

**Amendments Submitted:** **Pages S9040-42**

**Authorities for Committees to Meet:** **Page S9042**

**Privileges of the Floor:** **Page S9042**

**Text of S. 3001, S. 3002, S. 3003, S. 3004 as Previously Passed:** **Page S9042-S9164**

**Recess:** Senate convened at 10 a.m. and recessed at 8:49 p.m., until 3 p.m. on Monday, September 22, 2008. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S9168.)

## Committee Meetings

*(Committees not listed did not meet)*

### TRANSPARENCY IN ACCOUNTING

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities, Insurance and Investment concluded a hearing to examine transparency in accounting, proposed changes to accounting for off-balance-sheet entities, after receiving testimony from Lawrence W. Smith, Member, Financial Accounting Standards Board; John W. White, Director, Division of Corporation Finance, and James L. Kroeker, Deputy Chief Accountant, both of the U.S. Securities and Exchange Commission; Joseph R. Mason, Louisiana State University, New Orleans; Don Young, Young and Company LLC, Norwalk, Connecticut; Elizabeth F. Mooney, Capital Group Companies, San Francisco, California; and George P. Miller, American Securitization Forum, New York, New York.

### BUS SAFETY

*Committee on Commerce, Science, and Transportation:* Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety and Security concluded an oversight hearing to examine bus safety, including S. 2326, to improve the safety of motorcoaches, after receiving testimony from Senator Brown; John Hill, Administrator, Federal Motor Carrier Safety Administration, and David Kelly, Acting Administrator, National Highway Traffic Safety Administration, both of the Department of Transportation; Mark V. Rosenker, Chairman, National Transportation Safety Board; Peter J. Pantuso, American Bus Association, and Jacqueline S. Gillan, Advocates for

Highway and Auto Safety, both of Washington, D.C.; Stephen Forman, West Brook Bus Crash Families, Beaumont, Texas; and John Betts, Bryan, Ohio.

#### FEDERAL FACILITIES CLEAN-UP

*Committee on Environment and Public Works:* Committee concluded an oversight hearing to examine toxic waste clean-up efforts at federal facilities, focusing on investigative federal agencies' clean-up activities, including funding and coordination with the Environmental Protection Agency (EPA) and states, after receiving testimony from Susan Parker Bodine, Assistant Administrator, Office of Solid Waste and Emergency Response, Environmental Protection Agency; Wayne Army, Deputy Under Secretary of Defense for Installations and Environment; Frank Marcinowski, Deputy Assistant Secretary of Energy for Regulatory Compliance, Office of Environmental Management; Shari T. Wilson, Maryland Department of the Environment, Baltimore; Bonnie Buthker, Ohio Environmental Protection Agency, Dayton; Elizabeth Limbrick, Interstate Technology Regulatory Council, Trenton, New Jersey; and Daniel Hirsch, Committee to Bridge the Gap, Ben Lomond, California.

#### NUCLEAR COOPERATION WITH INDIA

*Committee on Foreign Relations:* Committee concluded a hearing to examine the Agreement for Peaceful Nuclear Cooperation with India, after receiving testimony from William J. Burns, Under Secretary for Political Affairs, and John C. Rood, Acting Under Secretary for Arms Control and International Security, both of the Department of State.

#### HOMELAND SECURITY RISKS IN PRESIDENTIAL TRANSITION

*Committee on Homeland Security and Governmental Affairs:* Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia concluded a hearing to examine the homeland security risks associated with the upcoming presidential transition, the Department of Homeland Security's (DHS) planning for the transition, and what remains to be done to prepare for the transition, after receiving testimony from Elaine C. Duke, Under Secretary of Homeland Security for

Management; John Rollins, Specialist in Terrorism and National Security, Foreign Affairs, Defense and Trade Division, Congressional Research Service, Library of Congress; Frank J. Chellino, National Academy of Public Administration, Naples, Florida; and Patricia McGinnis, Council for Excellence in Government, Washington, D.C.

#### DECLINATION REPORTING

*Committee on Indian Affairs:* Committee concluded an oversight hearing to examine federal declinations from federal law enforcement officers and United States Attorneys' Offices to prosecute crimes in Indian country, including S. 3320, to amend the Indian Law Enforcement Reform Act, the Indian Tribal Justice Act, the Indian Tribal Justice Technical and Legal Assistance Act of 2000, and the Omnibus Crime Control and Safe Streets Act of 1968 to improve the prosecution of, and response to, crimes in Indian country, after receiving testimony from Drew H. Wrigley, United States Attorney for the District of North Dakota, Department of Justice; William Patrick Ragsdale, Director, Office of Justice Services, Bureau of Indian Affairs, Department of the Interior; Thomas B. Heffelfinger, former United States Attorney for the District of Minnesota, Best and Flanagan, LLP, Minneapolis, Minnesota; M. Brent Leonhard, Confederated Tribes for the Umatilla Indian Reservation, Pendleton, Oregon; Janelle F. Doughty, Southern Ute Indian Tribe, Ignacio, Colorado; and Thomas W. Weissmuller, Mashantucket Pequot Tribal Nation, Mashantucket, Connecticut.

#### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported S. Res. 540, recognizing the historical significance of the sloop-of-war USS Constellation as a reminder of the participation of the United States in the transatlantic slave trade and of the efforts of the United States to end the slave trade.

#### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.