

U.S.C. 1320a-7b(b)(3)(C)), as added by subsection (a), shall take effect 1 year after the date of enactment of this Act.

1976, is amended by striking subsection (b) and by redesignating subsection (c) as subsection (b).

him to the bill S. 2845, to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, and for other purposes; which was ordered to lie on the table; as follows:

On page 7, beginning on line 20, strike "that is not part of the National Foreign Intelligence Program as of the date of the enactment of this Act".

## SUBMITTED RESOLUTIONS

**SENATE RESOLUTION 445—TO ELIMINATE CERTAIN RESTRICTIONS ON SERVICE OF A SENATOR ON THE SENATE SELECT COMMITTEE ON INTELLIGENCE**

Mr. LOTT submitted the following resolution; which was referred to the Committee on Rules and Administration:

Mr. LOTT. Mr. President, since September 11, there has been an on-going debate about the quality of our Nation's intelligence capabilities. In recent months, this debate has intensified as questions have arisen about prewar intelligence concerning Iraq's program for developing weapons of mass destruction. In this period, when the United States is engaged in a global war against terrorism, it is imperative that our intelligence resources are used to the utmost of their capability.

The Senate Select Committee on Intelligence is charged with the responsibility of overseeing our Nation's intelligence capabilities. As a member of that committee, I can attest to the quality of the work performed by members and staff who serve on the committee. But there is a huge learning curve to fully comprehend how our Nation's intelligence capabilities are being deployed. There are very complex technological issues associated with international intelligence and Senators often do not have the time to develop expertise in understanding all of these systems. And that makes it difficult for all committee members to engage in effective oversight.

I believe the current structure of the Intelligence Committee handicaps the committee's ability to perform truly meaningful oversight. Unlike any other committee in the Senate, there are severe restrictions placed on how long a member can serve on the Intelligence Committee. A Senator can only serve on the committee for eight continuous years. And one-third of the members of the committee are required to cycle off the committee every 2 years.

I think the Senate can no longer afford the luxury of cycling members on and off the committee. We need an Intelligence Committee whose members have years of experience in understanding the entire spectrum of global intelligence just as we have a Finance Committee whose members have spent years learning the nuances and intricacies of the tax laws and Medicare. For that reason, I am today submitting a resolution eliminating both the 8-year term limit and the mandate to replace one-third of the committee every 2 years. I would note that the 9/11 Commission recommended that term limits on the committee be eliminated.

S. RES. 445

*Resolved.* That section 2 of Senate Resolution 400, 94th Congress, agreed to May 19,

## AMENDMENTS SUBMITTED AND PROPOSED

SA 3945. Mr. LEAHY (for himself and Mr. GRASSLEY) proposed an amendment to the bill S. 2845, to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, and for other purposes.

SA 3946. Ms. COLLINS (for Mr. INHOFE) proposed an amendment to amendment SA 3849 proposed by Mr. CORZINE (for himself and Mr. LAUTENBERG) to the bill S. 2845, supra.

SA 3947. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill S. 1876, to authorize the Secretary of the Interior to convey certain lands and facilities of the Provo River Project; which was ordered to lie on the table.

SA 3948. Mr. FRIST (for Mr. SHELBY (for himself and Mr. SARBANES)) proposed an amendment to the bill H.R. 1533, to amend the securities laws to permit church pension plans to be invested in collective trusts.

SA 3949. Ms. MURKOWSKI submitted an amendment intended to be proposed by her to the bill S. 1466, to facilitate the transfer of land in the State of Alaska, and for other purposes; which was referred to the Committee on Energy and Natural Resources.

## TEXT OF AMENDMENTS—

THURSDAY, SEPTEMBER 30, 2004

SA 3809. Mr. LEVIN submitted an amendment intended to be proposed by him to the bill S. 2845, to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, and for other purposes; which was ordered to lie on the table; as follows:

On page 28, line 17, strike "or" at the end. On page 28, line 19, strike the period and insert "; and".

On page 28, between lines 19 and 20, insert the following:

(D) the personnel involved are not military personnel and the funds were not appropriated to military personnel appropriations, except that the Director may make a transfer of such personnel or funds if the Secretary of Defense does not object to such transfer.

On page 91, between lines 12 and 13, insert the following:

(C) Nothing in this subsection shall be construed to authorize the National Intelligence Director to specify, or require the head of a department, agency, or element of the United States Government to approve a request for, the transfer, assignment, or detail of military personnel, except that the Director may take such action with regard to military personnel if the Secretary of Defense does not object to such action.

On page 98, between lines 21 and 22, insert the following:

(C) Nothing in this subsection shall be construed to authorize the National Intelligence Director to specify, or require the head of a department, agency, or element of the United States Government to approve a request for, the transfer, assignment, or detail of military personnel, except that the Director may take such action with regard to military personnel if the Secretary of Defense does not object to such action.

SA 3810. Mr. LEVIN submitted an amendment intended to be proposed by

## TEXT OF AMENDMENTS

SA 3945. Mr. LEAHY (for himself and Mr. GRASSLEY) proposed an amendment to the bill S. 2845, to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, and for other purposes; as follows:

## SECTION 1. CONGRESSIONAL OVERSIGHT OF FBI USE OF TRANSLATORS.

Not later than 30 days after the date of enactment of this Act, and annually thereafter, the Attorney General of the United States shall submit a report to the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives, that contains, with respect to each preceding 12-month period—

(1) the number of translators employed, or contracted for, by the Federal Bureau of Investigation or other components of the Department of Justice;

(2) any legal or practical impediments to using translators employed by the Federal, State, or local agencies on a full-time, part-time, or shared basis;

(3) the needs of the Federal Bureau of Investigation for the specific translation services in certain languages, and recommendations for meeting those needs;

(4) the status of any automated statistical reporting system, including implementation and future viability;

(5) the storage capabilities of the digital collection system or systems utilized;

(6) a description of the establishment and compliance with audio retention policies that satisfy the investigative and intelligence goals of the Federal Bureau of Investigation; and

(7) a description of the implementation of quality control procedures and mechanisms for monitoring compliance with quality control procedures.

SA 3946. Ms. COLLINS (for Mr. INHOFE) proposed an amendment to amendment SA 3849 proposed by Mr. CORZINE (for himself and Mr. LAUTENBERG) to the bill S. 2845, to reform the intelligence community and the intelligence and intelligence-related activities of the United States Government, and for other purposes; as follows:

In lieu of the matter to be inserted, insert the following:

## TITLE —CHEMICAL FACILITIES SECURITY

## SEC. 0. 1. SHORT TITLE.

This title may be cited as the "Chemical Facilities Security Act of 2004".

## SEC. 02. DEFINITIONS.

In this title:

(1) ALTERNATIVE APPROACHES.—The term "alternative approaches" means ways of reducing the threat of a terrorist release, as well as reducing the consequences of a terrorist release from a chemical source, including approaches that—

(A) use smaller quantities of substances of concern;