

(ii) in paragraph (2)—
 (I) in subparagraph (A)—
 (aa) insert “in a proceeding” after “a participant”; and
 (bb) strike “a proceeding is issued” and insert “the proceeding is issued”;
 (II) in subparagraph (B), strike “their initial determination concerning rates and terms to the participants in the proceeding” and insert “to the participants in the proceeding their initial determination concerning rates and terms”; and
 (III) in subparagraph (C), strike “except as provided under subsection (d)(1)” and insert “except that nonparticipation may give rise to the limitations with respect to judicial review provided for in subsection (d)(1)”; and
 (iii) in paragraph (6), strike “Following review of the determination by the Register of Copyrights under section 802(f)(1)(D)” and insert “By no later than the end of the 60-day period provided in section 802(f)(1)(D)”; and
 (D) in the second sentence of subsection (d)(2)(A), strike “transmission service” and insert “licensee”.
 (4) In section 5(b)(1)—
 (A) in subparagraph (A), strike “and” at the end;
 (B) strike subparagraph (B); and
 (C) redesignate subparagraphs (C) and (D) as subparagraphs (B) and (C), respectively.
 (5) In the amendment made by section 5(b)(1)(A)—
 (A) strike “5-year periods” and insert “5-year period”; and
 (B) strike “such other periods” and insert “such other period”.
 (6) Strike paragraph (3) of section 5(b) and insert the following:
 “(3) in paragraph (5), by striking ‘determination by a copyright arbitration royalty panel or decision by the Librarian of Congress’ and inserting ‘decision by the Librarian of Congress or determination by the Copyright Royalty Judges’”;
 (7) In the amendment made by section 5(c)(1)(A)(i)—
 (A) strike “5-year periods” and insert “the 5-year period”; and
 (B) strike “different transitional periods are provided in section 804(b), or such periods” and insert “a different transitional period is provided under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004, or such other period”.
 (8) In the amendment made by section 5(c)(1)(B)(i), strike “in section 804(b)” and insert “under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004”.
 (9) In the amendment made by section 5(c)(2)(A)—
 (A) strike “5-year periods” and insert “the 5-year period”; and
 (B) strike “different transitional periods are provided in section 804(b), or such periods” and insert “a different transitional period is provided under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004, or such other period”.
 (10) In the amendment made by section 5(c)(2)(B)(i), strike “in section 804(b)” and insert “under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004”.
 (11) Strike paragraph (3) of section 5(c) and insert the following:
 “(3) in paragraph (3), by striking ‘determination by a copyright arbitration royalty panel or decision by the Librarian of Congress’ and inserting ‘decision by the Librarian of Congress or determination by the Copyright Royalty Judges’”; and
 (12) In section 5(c)(4)(B), insert “of subparagraph (A) the following:” after “by adding after the first sentence”.

(13) In the amendment made by section 5(d)(3)(A), strike “during periods” and insert “during the period”.
 (14) In section 5(d)(4)—
 (A) strike “and” at the end of subparagraph (B);
 (B) add “and” after the semicolon at the end of subparagraph (C); and
 (C) add after subparagraph (C) the following:
 “(D) in the last sentence, by striking ‘Librarian of Congress’ and inserting ‘Copyright Royalty Judges’”.
 (15) In the amendment made by section 5(d)(5)(A)(i), strike “, Copyright Royalty Judges, or a copyright arbitration royalty panel to the extent those determinations were accepted by the Librarian of Congress” and insert “or Copyright Royalty Judges”.
 (16) In the amendment made by section 5(f)(1)(B)—
 (A) strike “, a copyright arbitration royalty panel,”; and
 (B) strike “to the extent that they were accepted by the Librarian of Congress.”.
 (17) In section 5, insert the following after subsection (g) and redesignate succeeding subsections accordingly:
 “(h) RATEMAKING FOR SATELLITE CARRIERS.—Section 119(c) of title 17, United States Code, is amended—
 “(1) in paragraph (2)—
 “(A) in subparagraph (B), by striking ‘Librarian of Congress’ and inserting ‘Copyright Royalty Judges’; and
 “(B) in subparagraph (C), by striking ‘Register of Copyrights shall prescribe’ and inserting ‘Copyright Royalty Judges shall prescribe as provided in section 803(b)(6)’; and
 “(2) in paragraph (3)—
 “(A) in subparagraph (A)—
 “(i) by striking ‘arbitration proceedings’ and inserting ‘proceedings’; and
 “(ii) by striking ‘arbitration proceeding’ and inserting ‘proceedings’;
 “(B) in subparagraph (B)—
 “(i) by striking ‘copyright arbitration royalty panel appointed under chapter 8’ and inserting ‘Copyright Royalty Judges’; and
 “(ii) by striking ‘panel shall base its decision’ and inserting ‘Copyright Royalty Judges shall base their determination’; and
 “(C) in subparagraph (C)—
 “(i) in the heading, by striking ‘DECISION OF ARBITRATION PANEL OR ORDER OF LIBRARIAN’ and inserting ‘DETERMINATION UNDER CHAPTER 8’; and
 “(ii) by striking clauses (i) and (ii) and inserting the following:
 “(i) is made by the Copyright Royalty Judges pursuant to this paragraph and becomes final, or
 “(ii) is made by the court on appeal under section 803(d)(3).”
 (18) In the first sentence of section 6(b)(1)—
 (A) strike “date of enactment of this Act” and insert “effective date provided in subsection (a)”; and
 (B) strike “such date of enactment” and insert “such effective date”.
 (19) Strike paragraph (2) of section 6(b) and insert the following:
 “(2) CERTAIN ROYALTY RATE PROCEEDINGS.—Notwithstanding paragraph (1), the amendments made by this Act shall not affect proceedings to determine royalty rates pursuant to section 119(c) of title 17, United States Code, that are commenced before January 31, 2006.”

Wednesday, November 17, 2004, at 3 p.m., in room 216 of the Hart Senate Office Building to conduct a business meeting on pending committee matters, to be followed immediately by an oversight hearing on the In Re Tribal Lobbying Matters, et al.

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

COMMITTEE ON INDIAN AFFAIRS

Mr. CAMPBELL. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, November 18, 2004, at 10 a.m., in room 485 of the Russell Senate Office Building to conduct a business meeting on pending committee matters, to be followed immediately by an oversight hearing on the water problems on the Standing Rock Sioux Reservation.

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

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. WARNER. Mr. President, I ask unanimous consent that the Commerce, Science, and Transportation Committee be authorized to meet on Tuesday, November 16, 2004, at 9:30 a.m., on Global Climate Change: Arctic Climate Global Assessment.

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

COMMITTEE ON THE JUDICIARY

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on Tuesday, November 16, 2004, at 9 a.m., on “Judicial Nominations” in the Dirksen Senate Office Building Room 226.

Witness list

Panel I: Senators.

Panel II: Thomas B. Griffith, to be U.S. Circuit Judge for the District of Columbia.

Panel III: Paul A. Crotty, to be a U.S. District Judge for the Southern District of New York; and J. Michael Seabright, to be a U.S. District Judge for the District of Hawaii.

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

SPECIAL COMMITTEE ON AGING

Mr. WARNER. Mr. President, I ask unanimous consent that the Special Committee on Aging be authorized to meet today, Tuesday, November 16, 2004, from 2:30 p.m.-4:30 p.m. in Dirksen 628 for the purpose of conducting a hearing.

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

SUBCOMMITTEE ON FINANCIAL MANAGEMENT, THE BUDGET, AND INTERNATIONAL SECURITY

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs’ Subcommittee on Financial Management,

NOTICES OF HEARINGS/MEETINGS

COMMITTEE ON INDIAN AFFAIRS

Mr. CAMPBELL. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on