

amendment SA 3866 submitted by Mr. SMITH and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)”. Mental Health Parity

**SA 3951.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3982 submitted by Ms. COLLINS (for herself and Mr. BINGAMAN) and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)” of diabetes treatment, education, supplies, and prescription drugs.

**SA 3952.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3880 submitted by Mr. KENNEDY and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)” of medical items and services for the treatment of diabetes.

**SA 3953.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3907 submitted by Mr. BAUCUS and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)”. Cancer screening, including screening for breast, cervical, prostate, uterine, skin, colon and stomach cancer.

**SA 3954.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3919 submitted by Mr. DODD and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)”. Services for newborns and children, including pediatric and well-child care and immunizations.

**SA 3955.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3913 submitted by Mr. HARKIN and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)”. Obesity screening and counseling.

**SA 3956.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3916 submitted by Mr. REID (for himself, Mrs. CLINTON, Mrs. MURRAY, and Mr. MENENDEZ) and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)”. Prescription contraceptive drugs, or devices as approved by the Food and Drug Administration or generic equivalents approved as a substitute.

**SA 3957.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3918 submitted by Mr. DODD (for himself and Mr. MENENDEZ) and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)”. Services for beneficiaries participating in clinical trials.

**SA 3958.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3925 submitted by Mr. KENNEDY and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)”. Diabetes supplies, education and treatment; and treatments or medical items for individuals with cancer, and treatments or services needed to treat or are cardiovascular diseases.

**SA 3959.** Mr. ENZI submitted an amendment intended to be proposed to amendment SA 3912 submitted by Mr. HARKIN and intended to be proposed to the bill S. 1955, to amend title I of the Employee Retirement Security Act of 1974 and the Public Health Service Act to expand health care access and reduce costs through the creation of small business health plans and through modernization of the health insurance marketplace; which was ordered to lie on the table; as follows:

At the end of the amendment, insert before the period the following: “, except that nothing in this section shall be construed to supersede the provisions of section 2922 (regarding coverage requirements)” of maternity care or related pre- and post-natal care for women and their infants.

#### NOTICES OF HEARINGS/MEETINGS

##### COMMITTEE ON INDIAN AFFAIRS

Mr. MCCAIN. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Wednesday, May 17, 2006, at 9:30 a.m. in Room 485 of the Russell Senate Office Building to conduct an oversight hearing on Suicide Prevention Programs and their Application in Indian Country.

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

##### COMMITTEE ON INDIAN AFFAIRS

Mr. MCCAIN. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, May 25, 2006, at 9:30 a.m. in Room 485 of the Russell Senate Office Building to conduct an oversight hearing on Indian Education.

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, May 24th, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony on the following bills: S. 1135, to authorize the exchange of certain land in Grand and Uintah Counties, Utah, and for other purposes; S. 2466, to authorize and direct the exchange and conveyance of certain National Forest land and other land in southeast Arizona; and S. 2567, to maintain the rural heritage of the Eastern Sierra and enhance the region's tourism economy by designating certain public lands as wilderness and certain rivers as wild and scenic rivers in the State of California, 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 202-2247545, or Sara Zecher 202-224-8276.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LOTT. Mr. President, I ask unanimous consent that the Committee on Agriculture, Nutrition and Forestry be authorized to conduct a full committee hearing during the session of the Senate on Thursday, May 11, 2006 at 10:30 a.m. in SD-106, Dirksen Senate Office Building. The purpose of this hearing will be to review the United States Department of Agriculture National Response Plan to detect and control the potential spread of avian influenza into the United States.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. LOTT. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, May 11, 2006, at 9:30 a.m., to hold a closed briefing on Iran's Nuclear Program and the Impact of Potential Sanctions: An Intelligence Community Assessment.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. LOTT. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, May 11, 2006, at 2:30 p.m., to hold a hearing on Nominations.

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

##### SELECT COMMITTEE ON INTELLIGENCE

Mr. LOTT. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on May 11, 2006 at 2:30 p.m., to hold a closed hearing.

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

##### COMMITTEE ON THE JUDICIARY

Mr. LOTT. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Thursday, May 11, 2006, at 9:30 a.m., in the Dirksen Senate Office Building Room 226. The agenda is attached.

I. Nominations: Brett Kavanaugh, to be U.S. Circuit Judge for the DC Circuit; Sean F. Cox, to be U.S. District Judge for the Eastern District of Michigan; Thomas L. Ludington, to be U.S. District judge for the Eastern District of Michigan.

II. Bills: S. 2453, National Security Surveillance Act of 2006, Specter; S. 2455, Terrorist Surveillance Act of 2006, DeWine, Graham; S. 2468, A bill to provide standing for civil actions for declaratory and injunctive relief to persons who refrain from electronic communications through fear of being subject to warrantless electronic surveillance for foreign intelligence purposes, and for other purposes, Schumer; S. 2039, Prosecutors and Defenders Incentive Act of 2005, Durbin, Specter, DeWine, Leahy, Kennedy, Feinstein, Feingold, Schumer.

III. Matters: S.J. Res. 1, Marriage Protection Amendment, Allard, Sessions, Kyl, Hatch, Cornyn, Coburn, Brownback, DeWine.

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

##### COMMITTEE ON VETERANS' AFFAIRS

Mr. LOTT. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on Thursday, May 11, 2006, for a committee hearing re pending health care related legislation. The hearing will take place in room 418 of the Russell Senate Office Building at 10 a.m.

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

#### PRIVILEGES OF THE FLOOR

Mr. GRASSLEY. Mr. President, I ask unanimous consent that Anne Freeman and Elizabeth Goff of the Committee on Finance be given privileges of the floor for the duration of the deliberation on H.R. 4297, the Tax Increase Prevention and Reconciliation Act of 2005.

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

The Senator from Montana.

Mr. BAUCUS. I ask consent the following fellows, interns, detailees of the Committee on Finance be allowed on the Senate floor for the duration of the debate on the tax relief bill, H.R. 4297:

Mary Baker, Tom Louthan, Tiffany Smith, Robin Burgess, Christal Edwards, Laura Kellams, Caroline Ulbrich, Margaret Hathaway, Britt Sandler, and Lauren Shields.

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

#### UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. MCCONNELL. Mr. President, I ask unanimous consent that immediately following the time for the two leaders on Tuesday, May 16, the Senate proceed to executive session for the consideration of Calendar No. 625, the nomination of Milan Smith, to be United States Circuit Judge for the Ninth Circuit; provided further, that prior to the vote, there be 15 minutes for debate, with 5 minutes for the chairman, 5 minutes for the ranking member, and 5 minutes for Senator SMITH; that at the expiration or yielding back of time, the Senate proceed to a vote on the confirmation of the nomination, with no intervening action or debate; provided further, that following the vote, the President be immediately notified of the Senate's action and the Senate resume legislative session.

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

#### MEASURE READ THE FIRST TIME—S. 2791

Mr. MCCONNELL. Mr. President, I understand there is a bill at the desk, and I ask for its first reading.

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

The legislative clerk read as follows:

A bill (S. 2791) to amend titles 46 and 49, United States Code, to provide improved maritime, rail, and public transportation security, and for other purposes.

Mr. MCCONNELL. Mr. President, I now ask for its second reading, and in order to place the bill on the calendar under the provisions of rule XIV, I object to my own request.

The PRESIDING OFFICER. Objection is heard.

#### NATIONAL PUBLIC WORKS WEEK

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of S. Res. 475 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. 475) proclaiming the week of May 21 through May 27, 2006, as "National Public Works Week".

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

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.