

“SEC. 2. AUTHORITY.

“To carry out the activities of the Museum, the Secretary may—

“(1) accept and dispose of any gift, devise, or bequest of services or property, real or personal, that is—

“(A) designated in a written document by the person making the gift, devise, or bequest as intended for the Museum; and

“(B) determined by the Secretary to be suitable and beneficial for use by the Museum;

“(2) operate a retail outlet on the premises of the Museum for the purpose of selling or distributing items (including mementos, food, educational materials, replicas, and literature) that are—

“(A) relevant to the contents of the Museum; and

“(B) informative, educational, and tasteful;

“(3) collect reasonable fees where feasible and appropriate;

“(4) exhibit, perform, display, and publish materials and information of or relating to the Museum in any media or place;

“(5) consistent with guidelines approved by the Secretary, lease space on the premises of the Museum at reasonable rates and for uses consistent with such guidelines; and

“(6) use the proceeds of activities authorized under this section to pay the costs of the Museum.

“SEC. 3. MUSEUM VOLUNTEERS.

“(a) **AUTHORITY TO USE VOLUNTEERS.**—The Secretary may recruit, train, and accept the services of individuals or entities as volunteers for services or activities related to the Museum.

“(b) **STATUS OF VOLUNTEERS.**—

“(1) **IN GENERAL.**—Except as provided in paragraph (2), service by a volunteer under subsection (a) shall not be considered Federal employment.

“(2) **EXCEPTIONS.**—

“(A) **FEDERAL TORT CLAIMS ACT.**—For purposes of chapter 171 of title 28, United States Code, a volunteer under subsection (a) shall be treated as an employee of the government (as defined in section 2671 of that title).

“(B) **COMPENSATION FOR WORK INJURIES.**—For purposes of subchapter I of chapter 81 of title 5, United States Code, a volunteer described in subsection (a) shall be treated as an employee (as defined in section 8101 of title 5, United States Code).

“(c) **COMPENSATION.**—A volunteer under subsection (a) shall serve without pay, but may receive nominal awards and reimbursement for incidental expenses, including expenses for a uniform or transportation in furtherance of Museum activities.

“SEC. 4. DEFINITIONS.

“For purposes of this Act:

“(1) **MUSEUM.**—The term ‘Museum’ means the museum operated by the Secretary of

Energy and located at 300 South Tulane Avenue in Oak Ridge, Tennessee.

“(2) **SECRETARY.**—The term ‘Secretary’ means the Secretary of Energy or a designated representative of the Secretary.”

Mr. BROWNBACK. Mr. President, I ask unanimous consent that the amendment be agreed to, the bill be read a third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD.

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

The amendment (No. 4348) was agreed to.

The bill (H.R. 4940), as amended, was passed.

EXECUTIVE CALENDAR

EXECUTIVE SESSION

Mr. BROWNBACK. Mr. President, in executive session, I ask unanimous consent that the following nominations be discharged from the respective committees and, further, the Senate proceed to their consideration, en bloc, along with the following nominations on the calendar. They are as follows:

From the Governmental Affairs Committee, Don Harrel and Thomas Fink;

From the Foreign Relations Committee, Marc Nathanson, Norman Pattiz, Tom Korologos, and Robert Ledbetter;

On the calendar, Nos. 547, 548, 549, 642, 643, 700, 701, 702, and 703.

I further ask unanimous consent that the nominations be confirmed, the motions to reconsider be laid upon the table, any statements relating to the nominations appear at this point in the RECORD, the President be immediately notified of the Senate’s action, and the Senate then return to legislative session.

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

The nominations considered and confirmed en bloc are as follows:

FEDERAL RETIREMENT THRIFT INVESTMENT BOARD

Don Harrell, of New York, to be a Member of the Federal Retirement Thrift Investment Board for a term expiring September 25, 2002.

Thomas A. Fink, of Alaska, to be a Member of the Federal Retirement Thrift Invest-

ment Board for a term expiring October 11, 2003.

BROADCASTING BOARD OF GOVERNORS

Marc B. Nathanson, of California, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2001.

Marc B. Nathanson, of California, to be Chairman of the Broadcasting Board of Governors.

Norman J. Pattiz, of California, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2001.

Tom C. Korologos, of Virginia, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2001.

Robert M. Ledbetter, Jr. of Mississippi, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2003.

UNITED STATES POSTAL SERVICE

Alan Craig Kessler, of Pennsylvania, to be a Governor of the United States Postal Service for a term expiring December 8, 2008.

OFFICE OF PERSONNEL MANAGEMENT

Amy L. Comstock, of Maryland, to be Director of the Office of Government Ethics for a term of five years.

FEDERAL LABOR RELATIONS AUTHORITY

Carol Waller Pope, of the District of Columbia, to be a Member of the Federal Labor Relations Authority for a term expiring July 1, 2004.

BROADCASTING BOARD OF GOVERNORS

Edward E. Kaufman, of Delaware, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2003.

Alberto J. Mora, of Florida, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2003.

PEACE CORPS

Mark L. Schneider, of California, to be Director of the Peace Corps.

THE JUDICIARY

John Ramsey Johnson, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Gerald Risher, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

POSTAL RATE COMMISSION

George, A. Omas, of Mississippi, to be a Commissioner of the Postal Rate Commission for a term expiring October 14, 2006.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will return to legislative session.