

Mandelowitz, of Connecticut, to be a Director of the Federal Housing Finance Board; Mr. Franz Leichter, of New York, to be a Director of the Federal Housing Finance Board; Mr. John Thomas Korsmo, of North Dakota, to be a Director of the Federal Housing Finance Board; and Mr. Randall Scott Kroszner, of Illinois, to be a member of the Council of Economic Advisors.

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

COMMITTEE ON HEALTH, EDUCATION, LABOR,
AND PENSIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on "The National Immunization Program: Is it Prepared for the Public Health Challenges of the 21st Century?" during the session of the Senate on Tuesday, November 27, 2001, at 10 a.m.

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

SUBCOMMITTEE ON PUBLIC LANDS AND FORESTS

Mr. REID. Mr. President, I ask unanimous consent that the Subcommittee on Public Lands and Forests of the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Tuesday, November 27, at 2:30 p.m. to conduct a hearing. The subcommittee will receive testimony on S. 691, a bill to direct the Secretary of Agriculture to convey certain land in the Lake Tahoe Basin management Unit, Nevada, to the Secretary of the Interior, in trust for the Washoe Indian Tribe; H.R. 223, a bill to amend the Clear Creek County, Colorado Public Lands Transfer Act of 1993 to provide additional time for Clear Creek County to dispose of certain lands transferred to the county under the act; S. 1028, the Blunt Reservoir and Pierre Canal Land Conveyance Act of 2001; S. 1451, a bill to provide for the conveyance of certain public land in Clark County, Nevada for use as a shooting range; and S. 1240, the Timpanogos Interagency Land Exchange Act of 2001.

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

APPOINTMENT

The PRESIDING OFFICER. The Chair announces, on behalf of the majority leader, pursuant to Public Law 107-12, the appointment of the following individuals to serve as members of the Medal of Valor Review Board: David E. Demag, of Vermont, and Thomas J. Scotto, of New York.

The Chair announces, on behalf of the Republican Leader, pursuant to Public Law 107-12, the appointment of the following individuals to serve as members of the Medal of Valor Review Board: Michael D. Branham, of Arizona, and Jimmy Houston, of Mississippi.

MEASURE INDEFINITELY
POSTPONED—S. RES. 39

Mr. REID. Madam President, I ask unanimous consent that the following calendar item be indefinitely postponed: Calendar No. 15, S. Res. 39.

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

MEASURE READ THE FIRST
TIME—S. 1732

Mr. REID. Madam President, it is my understanding that S. 1732, introduced earlier today by Senator DASCHLE, is at the desk, and I now ask for its first reading.

The PRESIDING OFFICER. The clerk will read the title of the bill.

The legislative clerk read as follows:

A bill (S. 1732) to provide incentives for an economic recovery and relief for victims of terrorism, and for other purposes.

Mr. REID. Madam President, I now ask for its second reading and object to my own request on behalf of the Republicans.

The PRESIDING OFFICER. Objection is heard.

The bill will receive its second reading on the next legislative day.

EXTENSION FOR COMPLIANCE
WITH HEALTH INSURANCE PORT-
ABILITY AND ACCOUNTABILITY
ACT OF 1996

Mr. REID. Madam President, I ask unanimous consent that the Finance Committee be discharged from further consideration of S. 1684 and that the Senate proceed to its immediate consideration.

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

The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 1684) to provide a 1-year extension of the date for compliance by certain covered entities with the administrative simplification standards for electronic transactions and code sets issued in accordance with the Health Insurance Portability and Accountability Act of 1996.

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

Mr. REID. Madam President, I ask unanimous consent the bill be read a third time, passed, and the motion to reconsider be laid upon the table, with no intervening action or debate, and that any statements related to the bill be printed in the RECORD.

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

The bill (S. 1684) was read the third time and passed, as follows:

S. 1684

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. 1-YEAR EXTENSION OF DATE FOR COMPLIANCE BY CERTAIN COVERED ENTITIES WITH ADMINISTRATIVE SIMPLIFICATION STANDARDS FOR ELECTRONIC TRANSACTIONS AND CODE SETS.

(a) IN GENERAL.—Notwithstanding section 1175(b)(1)(A) of the Social Security Act (42

U.S.C. 1320d-4(b)(1)(A)) and section 162.900 of title 45 of the Code of Federal Regulations—

(1) a health care provider shall not be considered to be in noncompliance with the applicable requirements of subparts I through N of part 162 of title 45 of the Code of Federal Regulations before October 16, 2003; and

(2) a health plan (other than a small health plan) or a health care clearinghouse shall not be considered to be in noncompliance with the applicable requirements of subparts I through R of part 162 of title 45 of the Code of Federal Regulations before October 16, 2003.

(b) SPECIAL RULES.—

(1) RULES OF CONSTRUCTION.—Nothing in this section shall be construed—

(A) as modifying the October 16, 2003, date for compliance of small health plans with subparts I through R of part 162 of title 45 of the Code of Federal Regulations; or

(B) as modifying—

(i) the April 14, 2003, date for compliance of a health care provider, a health plan (other than a small health plan), or a health care clearinghouse with subpart E of part 164 of title 45 of the Code of Federal Regulations; or

(ii) the April 14, 2004, date for compliance of a small health plan with subpart E of part 164 of title 45 of the Code of Federal Regulations.

(2) APPLICABILITY OF PRIVACY REQUIREMENTS TO CERTAIN TRANSACTIONS PRIOR TO STANDARDS COMPLIANCE DATE.—

(A) IN GENERAL.—Notwithstanding any other provision of law, during the period that begins on April 14, 2003, and ends on October 16, 2003, a health care provider or, subject to subparagraph (C), a health care clearinghouse, that transmits any health information in electronic form in connection with a transaction described in subparagraph (B) shall comply with the then applicable requirements of subpart E of part 164 of title 45 of the Code of Federal Regulations without regard to section 164.106 of subpart A of such part or to whether the transmission meets any standard formats required by part 162 of title 45 of the Code of Federal Regulations.

(B) TRANSACTIONS DESCRIBED.—The transactions described in this subparagraph are the following:

(i) A health care claims or equivalent encounter information transaction.

(ii) A health care payment and remittance advice transaction.

(iii) A coordination of benefits transaction.

(iv) A health care claim status transaction.

(v) An enrollment and disenrollment in a health plan transaction.

(vi) An eligibility for a health plan transaction.

(vii) A health plan premium payments transaction.

(viii) A referral certification and authorization transaction.

(ix) A transaction with respect to a first report of injury.

(x) A transaction with respect to health claims attachments.

(C) APPLICATION TO HEALTH CARE CLEARINGHOUSES.—For purposes of this paragraph, during the period described in subparagraph (A), an entity that would otherwise meet the definition of health care clearinghouse that processes or facilitates the processing of information in connection with a transaction described in subparagraph (B) shall be deemed to be a health care clearinghouse notwithstanding that the entity does not process or facilitate the processing of such information into any standard formats required by part 162 of title 45 of the Code of Federal Regulations.

(c) DEFINITIONS.—In this section—

(1) the terms "health care provider", "health plan", and "health care clearing-house" have the meaning given those terms in section 1171 of the Social Security Act (42 U.S.C. 1320d) and section 160.103 of part 160 of title 45 of the Code of Federal Regulations;

(2) the terms "small health plan" and "transaction" have the meaning given those terms in section 160.103 of part 160 of title 45 of the Code of Federal Regulations; and

(3) the terms "health care claims or equivalent encounter information transaction", "health care payment and remittance advice transaction", "coordination of benefits transaction", "health care claim status transaction", "enrollment and disenrollment in a health plan transaction", "eligibility for a health plan transaction", "health plan premium payments transaction", and "referral certification and authorization transaction" have the meanings given those terms in sections 162.1101, 162.1601, 162.1801, 162.1401, 162.1501, 162.1201, 162.1701, and 162.1301 of part 162 of title 45 of the Code of Federal Regulations, respectively.

ORDERS FOR WEDNESDAY, NOVEMBER 28, 2001

Mr. REID. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 10:30 a.m., Wednesday, November 28; that following the prayer and Pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and the Senate resume consideration of the motion to proceed to H.R. 10; further, that the Senate stand in recess tomorrow from 12:30 to 2:15 p.m.

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

ADJOURNMENT UNTIL 10:30 A.M. TOMORROW

Mr. REID. Madam President, if there is no further business to come before the Senate, I ask unanimous consent the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 5:58 p.m., adjourned until Wednesday, November 28, 2001, at 10:30 a.m.

NOMINATIONS

Executive nominations received by the Senate November 27, 2001:

NATIONAL CREDIT UNION ADMINISTRATION

JOANN JOHNSON, OF IOWA, TO BE A MEMBER OF THE NATIONAL CREDIT UNION ADMINISTRATION BOARD FOR A TERM EXPIRING AUGUST 2, 2007, VICE YOLANDA TOWNSEND WHEAT, TERM EXPIRED.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

DIANE LENEGHAN TOMB, OF VIRGINIA, TO BE AN ASSISTANT SECRETARY OF HOUSING AND URBAN DEVELOPMENT, VICE JEAN NOLAN, RESIGNED.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

SEAN O'KEEFE, OF NEW YORK, TO BE ADMINISTRATOR OF THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, VICE DANIEL S. GOLDIN, RESIGNED.

DEPARTMENT OF STATE

DONNA JEAN HRINAK, OF VIRGINIA, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF CAREER MINISTER, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE FEDERATIVE REPUBLIC OF BRAZIL.

FRANCIS JOSEPH RICCIARDONE, JR., OF NEW HAMPSHIRE, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF THE PHILIPPINES AND TO SERVE CONCURRENTLY AND WITHOUT ADDITIONAL COMPENSATION AS AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF PALAU.

ENI F.H. FALEOMAVAEGA, OF AMERICAN SAMOA, TO BE A REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE FIFTY-SIXTH SESSION OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

STEVEN JOSEPH CHABOT, OF OHIO, TO BE A REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE FIFTY-SIXTH SESSION OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

ROGER P. WINTER, OF MARYLAND, TO BE AN ASSISTANT ADMINISTRATOR OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT, VICE HUGH Q. PARMER, RESIGNED.

FREDERICK W. SCHIECK, OF VIRGINIA, TO BE DEPUTY ADMINISTRATOR OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT, VICE HARRIET C. BARBITT, RESIGNED.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

NAOMI CHURCHILL EARP, OF VIRGINIA, TO BE A MEMBER OF THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION FOR A TERM EXPIRING JULY 1, 2005, VICE REGINALD EARL JONES, TERM EXPIRED.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

MICHAEL HAMMOND, OF TEXAS, TO BE CHAIRPERSON OF THE NATIONAL ENDOWMENT FOR THE ARTS FOR A TERM OF FOUR YEARS, VICE WILLIAM JAMES IVEY, RESIGNED.

DEPARTMENT OF JUSTICE

LAWRENCE A. GREENFELD, OF MARYLAND, TO BE DIRECTOR OF THE BUREAU OF JUSTICE STATISTICS, VICE JAN M. CHAIKEN, RESIGNED.

IN THE ARMY

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

To be colonel

VERN J ABDOO, 0000
LAWRENCE D ABEL, 0000
PATRICIA A ABRHAM, 0000
ROBERT E ACKLEY, 0000
BENJAMIN F ADAMS III, 0000
PAMELA L ADAMS, 0000
RICKY G ADAMS, 0000
ROY S ADAMS, 0000
CHRISTOPHER P AIKEN, 0000
PHILIP H ALEXANDER, 0000
IVAN ALFONSOMORALES, 0000
DANIEL L ALLEN, 0000
DAVID F ALLEN, 0000
RALPH H ALLEN, 0000
CALLEN H ALREN, 0000
CLAIR V ANDERSON, 0000
DAVID A ANDERSON, 0000
JAMES K ANDERSON, 0000
JAMES R ANDERSON, 0000
NEL N ANDRE, 0000
JAMES D ANDREWS, 0000
DEBORAH J ANDWOOD, 0000
ROBERT G ANISKO, 0000
EDDY L ANTHONY, 0000
MICHAEL D ARMOUR, 0000
DENISE J ARN, 0000
CHRISTINE D ARRINGTON, 0000
JAMES W ATCHISON, 0000
MILTON R AYALA, 0000
SERGIO AYALALAMBOY, 0000
EDWIN R BABBITT III, 0000
MARK O BAKER, 0000
WILLIAM A BANKHEAD JR., 0000
HENRY J BARBER, 0000
KENNETH P BARNEN JR., 0000
RAYMOND J BARNARD, 0000
BENNIE W BARNHILL, 0000
OWEN M BARNHILL, 0000
SILVIO J BARUZZI, 0000
GARY C BASS, 0000
MICHAEL A BEAM, 0000
JAMES W BEATTY, 0000
WILLIAM D BEATTY, 0000
JOHN P BECKER, 0000
MARTIN D BECKMAN, 0000
BRUCE M BEBE, 0000
PAUL J BEHRENS, 0000
WAYMAN C BENFORD, 0000
PHILLIP B BENOIT, 0000
CHARLES E BENSON, 0000
WILLIAM S BENOY JR., 0000
STANLEY C BERGAN, 0000
JON D BERLIN, 0000
LOUIS D BERMAN, 0000
THOMAS M BERNSTEIN, 0000
ROBERT J BETKER, 0000
VICTORIA A BETTERTON, 0000
JIMMIE D BIGGS, 0000
KATHERINE M BIGLER, 0000
RHETT S BILEK, 0000
BRANT L BISHOP, 0000
CHRISTOPHER D BISHOP, 0000
JAMES R BISHOP, 0000
DEMETRIUS K BIVINS, 0000
THOMAS S BLACK, 0000
WILLIAM C BLACK, 0000
JEFFREY H BLACKWOOD, 0000
MARY N BLISS, 0000
ROY C BLUMENSHINE, 0000
JAMES M BOERSEMA, 0000
JOALLYN BOHN, 0000
WILLIAM A BOIK, 0000
DONALD F BOND, 0000
MICHAEL J BONNER, 0000
JOHN P BOOS JR., 0000
DAVID E BORTNEM, 0000
CHARLES E BOURBEAU, 0000
ELIZABETH A BOURBEAU, 0000
THOMAS A BOWMAN, 0000
LYNNETTE Z BOYLE, 0000
CLAY S BRADFIELD, 0000
JAMES C BRADLEY III, 0000
WILLIAM E BRADLEY, 0000
DANIEL P BRADT, 0000
ALLAN T BRAGG, 0000
LAURIE V BRASHER, 0000
ROBERT L BRAY, 0000
JAMES T BRENNER, 0000
TRAVIS R BREWSTER, 0000
CHARLES E BRIERE, 0000
DARRELL L BRIGHT, 0000
RALPH A BRILEY, 0000
BENNIE O BROOKS, 0000
JAMES T BROWN, 0000
STEPHANIE S BROWNE, 0000
CHARLES E BRUCE, 0000
MARK H BRYANT, 0000
WILLIAM BUCKLER, 0000
CARYL L BUFORD, 0000
HERMAN E BULLS, 0000
MICHAEL J BURBACH, 0000
LUIS R BURGOS, 0000
RONALD W BURKETT, 0000
JAMES A BURNS III, 0000
MILTON L BUSHMAN, 0000
STEVEN E BUTLER, 0000
DEBORAH J BUSTON, 0000
MICHAEL A BYRNE, 0000
STEVEN D CAGE, 0000
ROGER D CAGLE, 0000
GARY S CALABRESE, 0000
MARK M CALAMBRO, 0000
BRUCE N CALDWELL, 0000
ALDO R CALVI, 0000
ROBERT M CANNON, 0000
EDMUND R CAPAS, 0000
REGIS A CARDIFF, 0000
ALFRED B CARLTON, 0000
DOUGLAS C CARLTON, 0000
ROBERT F CARPENTER, 0000
THOMAS C CARROLL, 0000
NORMAN B CARVER, 0000
CLYDE R CASSELBERY, 0000
FELIX D CASTRO, 0000
GERRY A CHESSOR, 0000
WILLIAM T CHILDERS, 0000
BILLY M CHISUM, 0000
CHRIS S CHOPPER, 0000
FAY A CHU, 0000
QUENTIN P CIOLFI, 0000
JUAN J CLAUDO, 0000
PERRY R CLAWSON, 0000
DUNCAN S CLEMENTS, 0000
GARY I COBE, 0000
CARL M COCHRAN, 0000
ROBERT N COCHRAN, 0000
RICHARD COCHRANE, 0000
DEBRA L COHEN, 0000
WILLIAM S COLEMAN JR., 0000
PAUL E CONRAD, 0000
ENRIQUE CONTRERAS, 0000
JAMES T COOK, 0000
KEITH W CORBETT, 0000
JOHN E CORNELIUS, 0000
PATRICK E CORRIGAN, 0000
ROBERT O COSTELLO, 0000
RAYMOND COUGHENOUR, 0000
TERRY R COUNCIL, 0000
PAUL E CRANDALL, 0000
CAMERON A CRAWFORD, 0000
DAVID C CREIE, 0000
JOE CROOM, 0000
CLARENCE CULBERT JR., 0000
EDNA W CUMMINGS, 0000
DOUGLAS W CURTIS JR., 0000
JOEL D CUSKER, 0000
OLIVER P CUSTEAD, 0000
LAWRENCE O DAHL, 0000
DENNIS L DANIELSON, 0000
LINNIE D DARDEN III, 0000
BRET D DAUCHERTY, 0000
BARBARA A DAVIDSAN, 0000
RICHARD B DAVIS JR., 0000
ROBERT L DAVIS JR., 0000
ROLAND A DEAN JR., 0000
JESSE DEETS, 0000
MICHAEL A DEMARCO, 0000
RONALD J DENOYA, 0000
DENNIE L DENSON, 0000
MICHAEL D DEVINE, 0000
KEITH D DICKSON, 0000
PAUL H DIETRICH, 0000
MICHAEL P DIETZ, 0000
RANDY J DILLON, 0000
JERRY P DINKELACKER, 0000
JAMES E DODSON, 0000
MICHAEL P DONNELLY, 0000