to Congress on methods of facilitating the delivery of local signals in local markets, especially smaller markets.

SEC. 205. RETRANSMISSION CONSENT.
(a) AMENDMENT OF SECTION 325(b).—Section 325(b) of the Communications Act of 1934 (47 U.S.C. 325(b)) is amended by striking the subsection designation and paragraphs (1) and (2) and inserting the following:

``(b)(1) No cable system or other multichannel video programming distributor shall retransmit the signal of a broadcasting station, or any part thereof, except—

``(A) with the express authority of the station; or
``(B) pursuant to section 614 or section 615, in the case of a station electing, in accordance with this subsection, to assert the right to carriage under that section.
``(2) The provisions of this subsection shall not apply to—

``(A) retransmission of the signal of a television broadcast station outside the station’s local market by a satellite carrier directly to subscribers if—

``(i) that station was a superstasion on May 1, 1991; and
``(ii) as of July 1, 1998, such station’s signal was transmitted under the compulsory license of section 119 of title 17, United States Code, by satellite carriers directly to at least 250,000 subscribers; and
``(iii) the satellite carrier complies with any program exclusivity rules that may be adopted by the Federal Communications Commission pursuant to section 338.

``(B) retransmission of the distant signal of a broadcasting station that is owned or operated by, or affiliated with, a broadcasting network directly to a home satellite antenna, if the subscriber resides in an unserved household; or

``(C) retransmission by a cable operator or other multichannel video programming distributor (other than by a satellite carrier directly to its subscribers) of the signal of a television broadcast station outside the station’s local market, if that signal was obtained from a satellite carrier and—

``(i) the originating station was a superstasion on May 1, 1991; and
``(ii) the originating station was a network station on December 31, 1997, and its signal was retransmitted by a satellite carrier directly to subscribers.

``(3) Any term used in this subsection that is defined in section 337(d) of the Communications Act of 1934, as added by section 204 of this title, has the meaning given to it by that section.
``(2) DESIGNATED MARKET AREA.—The term “designated market area” means a designated market area, as determined by Nielsen Media Research and published in the DMA Market and Demographic Report.

ORDERS FOR MAY 25, 1999

Mr. WARNER. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 on Tuesday, May 25. I further ask consent that on Tuesday, immediately following the prayer, the Journal of the proceedings be approved to date, the morning hour be deemed to have expired, the time for the two leaders be reserved, and the Senate then resume consideration of S. 1059 as under that order.

I further ask unanimous consent that at the hour of 12:30 p.m. the Senate stand in recess until 2:15 p.m. in order for the party caucuses to meet.

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

Mr. WARNER. Mr. President, I ask unanimous consent that no additional amendments be in order, other than the amendments agreed to in the previous consent, prior to the votes at 2:15 p.m. on Tuesday.

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

PROGRAM

Mr. WARNER. For the information of all Senators, the Senate will resume consideration of the Defense Authorization bill tomorrow. Under the order, the Senate will debate several amendments, with the votes on those amendments occurring in a stacked sequence beginning at 2:15 p.m. Tuesday afternoon. All Senators should, therefore, expect at least three votes occurring at 2:15. It is the intention of the majority leader to complete action on this bill as early as possible this week.

WITHDRAWAL

Executive message transmitted by the President to the Senate on May 24, 1999, withdrawing from further Senate consideration the following nomination:

NOMINATIONS

Executive nominations received by the Senate May 24, 1999:

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

PAUL STEVEN MILLER, OF CALIFORNIA, TO BE A MEMBER OF THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION FOR A TERM EXPIRING JULY 1, 2004 (RE-APPOINTMENT)

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general
LT GEN WILLIAM J. terrific, 0000
THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general
MAJ GEN CHARLES R. HOLLAND, 0000
THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general
LT GEN MAXWELL C. BAILEY, 0000
IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 601:

To be brigadier general, Chaplain Corps
COL DAVID H. HICKS, 0000
IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 601:

To be admiral
VICE ADM THOMAS B. FARGO, 0000

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

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

There being no objection, the Senate, at 7:33 p.m., adjourned until Tuesday, May 25, 1999, at 9:30 a.m.

J. BRIAN ATWOOD, OF THE DISTRICT OF COLUMBIA, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO BRAZIL, WHICH WAS SENT TO THE SENATE ON JANUARY 6, 1999.