

indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be lieutenant general

Maj. Gen. Joseph M. Cosumano, Jr., 0000

The following named officer for appointment in the United States Army 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. Freddy E. McFarren, 0000

The following named officer for appointment in the United States Army 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. Michael L. Dodson, 0000

The following named officers for appointment in the United States Naval Reserve to the grade indicated under title 10, U.S.C., section 12203:

To be rear admiral

Rear Adm. (lh) William J. Lynch, 0000

Rear Adm. (lh) John C. Weed, Jr., 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

To be rear admiral

Rear Adm. (lh) Daniel H. Stone, 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Rear Adm. Michael D. Haskins, 0000

The following named officers for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

To be rear admiral (lower half)

Capt. Clinton E. Adams, 0000

Capt. Steven E. Hart, 0000

Capt. Louis V. Iasiello, 0000

Capt. Steven W. Maas, 0000

Capt. William J. Maguire, 0000

Capt. John M. Mateczun, 0000

Capt. Robert L. Phillips, 0000

Capt. David D. Pruettt, 0000

Capt. Dennis D. Woolfer, 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Vice Adm. Scott A. Fry, 0000

(The above nominations were reported with the recommendation that they be confirmed.)

Mr. WARNER. Mr. President, for the Committee on Armed Services, I report favorably nomination lists which were printed in the RECORDS of the dates indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that these nominations lie at the Secretary's desk for the information of Senators.

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

Air Force nomination of Michael R. Marohn, which was received by the Senate and appeared in the Congressional Record on July 20, 2000.

Army nominations beginning * Robert S. Adams, Jr. and ending * Sharon A. West,

which nominations were received by the Senate and appeared in the Congressional Record on June 6, 2000.

Army nominations beginning Kelly L. Abbrescia and ending Timothy J. Zeien II, which nominations were received by the Senate and appeared in the Congressional Record on June 6, 2000.

Navy nominations beginning Thomas A. Allingham and ending John W. Zink, which nominations were received by the Senate and appeared in the Congressional Record on April 4, 2000.

Navy nominations beginning Roy I. Apseloff and ending John D. Zimmerman, which nominations were received by the Senate and appeared in the Congressional Record on April 4, 2000.

Navy nominations beginning Donald M. Abrashoff and ending Charles Zingler, which nominations were received by the Senate and appeared in the Congressional Record on April 11, 2000.

Marine Corps nomination of Thomas J. Connally, which was received by the Senate and appeared in the Congressional Record on July 18, 2000.

Marine Corps nominations beginning Aaron D. Abdullah and ending Daniel M. Zonavetch, which nominations were received by the Senate and appeared in the Congressional Record on July 18, 2000.

By Mr. ROTH for the Committee on Finance.

Robert S. LaRussa, of Maryland, to be Under Secretary of Commerce for International Trade.

Lisa Gayle Ross, of the District of Columbia, to be an Assistant Secretary of the Treasury.

Ruth Martha Thomas, of the District of Columbia, to be a Deputy Under Secretary of the Treasury.

Jonathan Talisman, of Maryland, to be an Assistant Secretary of the Treasury.

(The above nominations were reported with the recommendation that they be confirmed subject to the nominees' commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.)

Mr. HATCH. Mr. President, for the Committee on the Judiciary.

Janie L. Jeffers, of Maryland, to be a Commissioner of the United States Parole Commission for a term of six years.

Marie F. Ragghianti, of Tennessee, to be a Commissioner of the United States Parole Commission for a term of six years.

Michael J. Reagan, of Illinois, to be United States District Judge for the Southern District of Illinois.

Norman C. Bay, of New Mexico, to be United States Attorney for the District of New Mexico for the term of four years.

Susan Ritchie Bolton, of Arizona, to be United States District Judge for the District of Arizona.

Mary H. Murguia, of Arizona, to be United States District Judge for the District of Arizona.

James A. Teilborg, of Arizona, to be United States District Judge for the District of Arizona.

(The above nominations were reported with the recommendation that they be confirmed.)

By Mr. SPECTER for the Committee on Veterans' Affairs.

Robert M. Walker, of West Virginia, to be Under Secretary of Veterans Affairs for Memorial Affairs. (New Position)

Thomas L. Garthwaite, of Pennsylvania, to be Under Secretary for Health of the Department of Veterans Affairs for a term of four years.

By Mr. SHELBY for the Select Committee on Intelligence.

John E. McLaughlin, of Pennsylvania, to be Deputy Director of Central Intelligence.

(The above nominations were reported with the recommendation that they be confirmed subject to the nominees' commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.)

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. BYRD:

S. 2942. A bill to extend the deadline for commencement of construction of certain hydroelectric projects in the State of West Virginia; to the Committee on Energy and Natural Resources.

By Mr. HELMS:

S. 2943. An original bill to authorize additional assistance for international malaria control, and to provide for coordination and consultation in providing assistance under the Foreign Assistance Act of 1961 with respect to malaria, HIV, and tuberculosis; from the Committee on Foreign Relations; placed on the calendar.

By Mr. BREAUX:

S. 2944. A bill to clarify that certain penalties provided for in the Oil Pollution Act of 1990 are the exclusive criminal penalties for any action or activity that may arise or occur in connection with certain discharges of oil or a hazardous substance; to the Committee on Environment and Public Works.

By Mrs. FEINSTEIN:

S. 2945. A bill for the relief of David Bale; to the Committee on the Judiciary.

By Mr. KENNEDY (for himself, Mr. TORRICELLI, and Mr. HARKIN):

S. 2946. A bill to amend title I of the Employee Retirement Income Security Act of 1974 to ensure that employees are not improperly disqualified from benefits under pension plans and welfare plans based on a miscategorization of their employee status; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SCHUMER (for himself and Mr. BROWNBACK):

S. 2947. A bill to encourage respect for the rights of religious and ethnic minorities in Iran, and to deter Iran from supporting international terrorism, and from furthering its weapons of mass destruction programs; to the Committee on Finance.

By Mr. INHOFE:

S. 2948. A bill to amend the Federal Water Pollution Control Act to establish a program for wetland mitigation banking, and for other purposes; to the Committee on Environment and Public Works.

By Mr. GRAMM (for himself, Mr. NICKLES, Mrs. HUTCHISON, Mr. MURKOWSKI, and Mr. GRASSLEY):

S. 2949. A bill to amend the Internal Revenue Code of 1986 to treat distributions from publicly traded partnerships as qualifying income of regulated investment companies, and for other purposes; to the Committee on Finance.

By Mr. CAMPBELL:
S. 2950. A bill to authorize the Secretary of the Interior to establish the Sand Creek Massacre Historic Site in the State of Colorado; to the Committee on Energy and Natural Resources.

By Mr. GORTON (for himself and Mrs. MURRAY):

S. 2951. A bill to authorize the Commissioner of Reclamation to conduct a study to investigate opportunities to better manage the water resources in the Salmon Creek watershed of the upper Columbia River; to the Committee on Energy and Natural Resources.

By Mr. TORRICELLI:
S. 2952. A bill to provide technical assistance, capacity building grants, and organizational support to private, nonprofit community development organizations, including religiously-affiliated organizations; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. TORRICELLI:
S. 2953. A bill to amend title 38, United States Code, to improve outreach programs carried out by the Department of Veterans Affairs to provide for more fully informing veterans of benefits available to them under laws administered by the Secretary of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. HOLLINGS (for himself, Ms. SNOWE, Mr. KERREY, Mr. STEVENS, Mr. BREAUX, and Mr. CLELAND):

S. 2954. A bill to establish the Dr. Nancy Foster Marine Biology Scholarship Program; to the Committee on Commerce, Science, and Transportation.

By Mr. DEWINE (for himself, Mr. HATCH, Mr. VOINOVICH, and Mr. LEAHY):

S. 2955. A bill to amend the Internal Revenue Code of 1986 to provide relief for the payment of asbestos-related claims; to the Committee on Finance.

By Mr. CAMPBELL:
S. 2956. A bill to establish the Colorado Canyons National Conservation Area and the Black Ridge Canyons Wilderness, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. ROTH:
S. 2957. A bill to amend title XVIII of the Social Security Act to preserve coverage of drugs and biologicals under part B of the medicare program; to the Committee on Finance.

By Mr. SANTORUM:
S. 2958. A bill to establish a national clearinghouse for youth entrepreneurship education, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. DEWINE:
S. 2959. A bill to amend the Dayton Aviation Heritage Preservation Act of 1992, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WYDEN:
S. 2960. A bill to provide for qualified withdrawals from the Capital Construction Fund (CCF) for fishermen leaving the industry and for the rollover of Capital Construction Funds to individual retirement plans; to the Committee on Finance.

By Mr. WYDEN:
S. 2961. A bill to amend the Customs drawback statute to authorize payment of drawback where imported merchandise is recycled rather than destroyed; to the Committee on Finance.

By Mr. SMITH of New Hampshire:
S. 2962. A bill to amend the Clean Air Act to address problems concerning methyl ter-

tiary butyl ether, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BRYAN (for himself, Mr. GRAHAM, and Mr. GORTON):

S. 2963. A bill to amend title XIX of the Social Security Act to require the Secretary of Health and Human Services to make publicly available medicaid drug pricing information; to the Committee on Finance.

By Ms. COLLINS (for herself and Ms. LANDRIEU):

S. 2964. A bill to amend the Internal Revenue Code of 1986 to provide new tax incentives to make health insurance more affordable for small businesses, and for other purposes; to the Committee on Finance.

By Mr. HOLLINGS (for himself, Mr. GRAHAM, Mr. BREAUX, and Mr. CLELAND):

S. 2965. A bill to amend the Merchant Marine Act, 1936, to establish a program to ensure greater security for United States seaports, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. JEFFORDS (for himself, Mr. BAUCUS, Mr. EDWARDS, and Mr. ROTH):

S. 2966. A bill to amend the Fair Labor Standards Act of 1938 to prohibit retaliation and confidentiality policies relating to disclosure of employee wages, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MURKOWSKI (for himself, Mr. GORTON, Mr. KERREY, Mr. JEFFORDS, and Mr. THOMPSON):

S. 2967. A bill to amend the Internal Revenue Code of 1986 to facilitate competition in the electric power industry; to the Committee on Finance.

By Mr. ALLARD:
S. 2968. A bill to empower communities and individuals by consolidating and reforming the programs of the Department of Housing and Urban Development; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. GORTON:
S. 2969. A bill to amend title I of the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to promote the provision of retirement investment advice to workers managing their retirement income assets; to the Committee on Finance.

By Mr. WYDEN (for himself, Mr. BAYH, Mr. BREAUX, and Ms. LANDRIEU):

S. 2970. A bill to provide for summer academic enrichment programs, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HARKIN:
S. 2971. A bill to amend the Clean Air Act to phase out the use of methyl tertiary butyl ether in fuels or fuel additives, to promote the use of renewable fuels, and for other purposes; to the Committee on Environment and Public Works.

By Mr. KERRY (for himself, Mr. GRASSLEY, Mr. SARBANES, Mr. LEVIN, and Mr. ROCKEFELLER):

S. 2972. A bill to combat international money laundering and protect the United States financial system, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KERRY (for himself and Mr. HOLLINGS):

S. 2973. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to improve fishery management and enforcement, and fisheries data collection, research, and assessment, and for other pur-

poses; to the Committee on Commerce, Science, and Transportation.

By Mr. GORTON:
S. 2974. A bill to amend title XVIII of the Social Security Act to provide for equitable reimbursement rates under the medicare program to Medicare+Choice organizations; to the Committee on Finance.

By Mrs. FEINSTEIN:
S. 2975. A bill to limit the administrative expenses and profits of managed care entities to not more than 15 percent of premium revenues; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself, Mr. BYRD, and Mrs. BOXER):

S. 2976. A bill to amend title XXI of the Social Security Act to allow States to provide health benefits coverage for parents of children eligible for child health assistance under the State children's health insurance program; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 2977. A bill to assist in the establishment of an interpretive center and museum in the vicinity of the Diamond Valley Lake in southern California to ensure the protection and interpretation of the paleontology discoveries made at the lake and to develop a trail system for the lake for use by pedestrians and nonmotorized vehicles; to the Committee on Energy and Natural Resources.

By Mr. DASCHLE (for himself, Mr. BINGAMAN, Mr. CONRAD, Mr. BAUCUS, Mr. KERREY, Mr. KOHL, Mr. AKAKA, Mr. JOHNSON, Mr. REID, Mr. KENNEDY, and Mr. DODD):

S. 2978. A bill to recruit and retain more qualified individuals to teach in Tribal Colleges or Universities; to the Committee on Indian Affairs.

By Mr. GRAHAM (for himself and Mr. MACK):

S. 2979. A bill to amend the Internal Revenue Code of 1986 to clarify the status of professional employer organizations and to promote and protect the interests of professional employer organizations, their customers, and workers; to the Committee on Finance.

By Mr. DASCHLE (for himself and Mr. JOHNSON):

S. 2980. A bill to amend the Food Security Act of 1985 to permit the enrollment of certain wetland, buffers, and filterstrips in conservation reserve; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. DURBIN:

S. 2981. A bill to amend titles XVIII and XIX of the Social Security Act to provide bad debt relief for facilities providing care to certain low-income medicare beneficiaries and to amend title XIX of such Act to increase efforts to provide medicare beneficiaries with medicare cost-sharing under the medicaid program; to the Committee on Finance.

By Mr. BROWNBACK (for himself, Mr. DASCHLE, Mr. DEWINE, Mr. KERREY, Mr. GRASSLEY, Mr. BYRD, and Mr. LUGAR):

S. 2982. A bill to enhance international conservation, to promote the role of carbon sequestration as a means of slowing the building of greenhouse gases in the atmosphere, and to reward and encourage voluntary, pro-active environmental efforts on the issue of global climate change; to the Committee on Finance.

By Mr. AKAKA (for himself and Mr. INOUE):

S. 2983. A bill to provide for the return of land to the Government of Guam, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CONRAD:

S. 2984. A bill to amend the Internal Revenue Code of 1986 and to provide a refundable caregivers tax credit; to the Committee on Finance.

By Mr. DURBIN (for himself and Mr. KENNEDY):

S. 2985. A bill to amend the Agricultural Trade Act of 1978 to authorize the Commodity Credit Corporation to reallocate certain unobligated funds from the export enhancement program to other agricultural trade development and assistance programs; to the Committee on Finance.

By Mr. HUTCHINSON (for himself, Mr. THOMPSON, Mr. WARNER, Mr. NICKLES, and Mr. KYL):

S. 2986. A bill to limit the issuance of regulations relating to Federal contractor responsibility, to require the Comptroller General to conduct a review of Federal contractor compliance with applicable laws, and for other purposes; to the Committee on Governmental Affairs.

By Mr. ROBERTS (for himself, Mr. GRASSLEY, Mr. JEFFORDS, Mr. THOMAS, and Mr. CONRAD):

S. 2987. A bill to amend title XVIII of the Social Security Act to promote access to health care services in rural areas, and for other purposes; to the Committee on Finance.

By Mr. FRIST (for himself, Mr. BREAUX, Mr. BOND, and Mr. HOLLINGS):

S. 2988. A bill to establish a National Commission on Space; to the Committee on Commerce, Science, and Transportation.

By Mr. MCCAIN (for himself and Mr. KERREY):

S. 2989. A bill to provide for the technical integrity of the FM radio band, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. KERRY (for himself and Mr. FEINGOLD):

S. 2990. A bill to amend chapter 42 of title 28, United States Code, to establish the Judicial Education Fund for the payment of reasonable expenses of judges participating in seminars, to prohibit the acceptance of seminar gifts, and for other purposes; to the Committee on the Judiciary.

By Mr. ABRAHAM:

S. 2991. A bill to amend title 18, United States Code, to expand the prohibition on stalking, and for other purposes; to the Committee on the Judiciary.

By Mr. BAUCUS:

S. 2992. A bill to amend title XVIII of the Social Security Act to reimburse essential access home health providers for the reasonable costs of providing home health services in rural areas; to the Committee on Finance.

By Mr. LEAHY (for himself and Mr. KOHL):

S. 2993. A bill to enhance competition for prescription drugs by increasing the ability of the Department of Justice and Federal Trade Commission to enforce existing anti-trust laws regarding brand name drugs and generic drugs; to the Committee on the Judiciary.

By Mr. ROBB:

S. 2994. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives to encourage small business health plans, and for other purposes; to the Committee on Finance.

By Mr. L. CHAFEE (for himself, Mr. BENNETT, Mr. CLELAND, Mr. JEFFORDS, Mr. LEVIN, Mr. LIEBERMAN, Mr. LEAHY, and Mr. BAUCUS):

S. 2995. A bill to assist States with land use planning in order to promote improved qual-

ity of life, regionalism, sustainable economic development, and environmental stewardship, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WELLSTONE:

S. 2996. A bill to extend the milk price support program through 2002 at an increased price support rate; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. KERRY (for himself, Mr. JEFFORDS, Mr. SARBANES, Mr. LEAHY, Mr. BRYAN, Mr. REED, Mr. L. CHAFEE, and Mr. WELLSTONE):

S. 2997. A bill to establish a National Housing Trust Fund in the Treasury of the United States to provide for the development of decent, safe, and affordable housing for low-income families; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. HUTCHISON (for herself, Mr. GRAMM, Mr. CLELAND, Mr. MILLER, Mr. LOTT, Mr. MACK, Mr. NICKLES, Mr. GORTON, Mr. SANTORUM, Mr. HATCH, Mr. HELMS, Mr. L. CHAFEE, Mr. CRAIG, Ms. SNOWE, Mr. SMITH of New Hampshire, Mr. REED, Mr. BROWNBACK, Ms. MIKULSKI, Mr. DODD, and Mr. BIDEN):

S. 2998. A bill to designate a fellowship program of the Peace Corps promoting the work of returning Peace Corps volunteers in underserved American communities as the "Paul D. Coverdell Fellows Program"; considered and passed.

By Mr. ABRAHAM (for himself, Mr. COCHRAN, and Mr. GRAMS):

S. 2999. A bill to amend title XVIII of the Social Security Act to reform the regulatory processes used by the Health Care Financing Administration to administer the medicare program, and for other purposes; to the Committee on Finance.

By Mr. ROBB:

S. 3000. A bill to authorize the exchange of land between the Secretary of the Interior and the Director of the Central Intelligence Agency at the George Washington Memorial Parkway in McLean, Virginia, and for other purposes; to the Committee on Energy and Natural Resources.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mrs. MURRAY (for herself, Mr. WARNER, Mr. BINGAMAN, Mrs. BOXER, Mr. CAMPBELL, Mr. L. CHAFEE, Mr. DASCHLE, Mr. DODD, Mr. DURBIN, Mrs. FEINSTEIN, Mr. GORTON, Mr. INOUE, Mr. JEFFORDS, Mr. JOHNSON, Mr. KENNEDY, Mr. KERREY, Mr. KERRY, Mr. KOHL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEVIN, Ms. MIKULSKI, Mr. MOYNIHAN, Mr. REED, Mr. REID, Mr. ROBB, Mr. SARBANES, Mr. SCHUMER, Mr. SPECTER, Mr. TORRICELLI, and Mr. WELLSTONE):

S. Res. 345. A resolution designating October 17, 2000, as a "Day of National Concern About Young People and Gun Violence"; to the Committee on the Judiciary.

By Mrs. BOXER:

S. Res. 346. A resolution acknowledging that the undefeated and untied 1951 University of San Francisco football team suffered a grave injustice by not being invited to any post-season Bowl game due to racial prejudice that prevailed at the time and seeking appropriate recognition for the surviving members of that championship team; considered and agreed to.

By Mr. LOTT:

S. Con. Res. 132. A concurrent resolution providing for a conditional adjournment or recess of the Senate and a conditional adjournment of the House of Representatives; considered and agreed to.

By Mr. JEFFORDS:

S. Con. Res. 133. A concurrent resolution to correct the enrollment of S. 1809; considered and agreed to.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. BREAUX:

S. 2944. A bill to clarify that certain penalties provided for in the Oil Pollution Act of 1990 are the exclusive criminal penalties for any action or activity that may arise or occur in connection with certain discharges of oil or a hazardous substance; to the Committee on Environment and Public Works.

STRICT CRIMINAL LIABILITY REFORM FOR OIL SPILL INCIDENTS

Mr. BREAUX. Mr. President, I am pleased to introduce legislation to address a long-standing problem which adversely affects the safe and reliable maritime transport of oil products. The legislation I am introducing today will eliminate the application and use of strict criminal liability statutes, statutes that do not require a showing of criminal intent or even the slightest degree of negligence, for maritime transportation-related oil spill incidents.

Through comprehensive Congressional action that led to the enactment and implementation of the Oil Pollution Act of 1990, commonly referred to as "OPA90", the United States has successfully reduced the number of oil spills in the maritime environment and has established a cooperative public/private partnership to respond effectively in the diminishing number of situations when an oil spill occurs. Nonetheless, over the past decade, the use of the unrelated strict criminal liability statutes that I referred to above has undermined the spill prevention and response objectives of OPA90, the very objectives that were established by the Congress to preserve the environment, safeguard the public welfare, and promote the safe transportation of oil. The legislation I am introducing today will restore the delicate balance of interests reached in OPA90, and will reaffirm OPA90's preeminent role as the statute providing the exclusive criminal penalties for oil spill incidents.

As stated in the Coast Guard's own environmental enforcement directive, a company, its officers, employees, and mariners, in the event of an oil spill "could be convicted and sentenced to a criminal fine even where [they] took all reasonable precautions to avoid the discharge". Accordingly, responsible operators in my home state of Louisiana and elsewhere in the United