MESSAGES FROM THE PRESIDENT
Messages from the President of the United States were communicated to the Senate by Ms. Evans, one of his secretaries.

EXECUTIVE MESSAGES REFERRED
As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(Memorial addresses today are printed at the end of the Senate proceedings.)

MESSAGE FROM THE HOUSE
At 12:51 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has passed the following bill and joint resolution, in which it requests the concurrence of the Senate:

H.R. 2833. An act to promote freedom and democracy in Viet Nam.

H.J. Res. 51. Joint resolution approving the extension of nondiscriminatory treatment with respect to the products of the Socialist Republic of Vietnam.

At 5:04 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has agreed to the amendments of the Senate to the bill (H.R. 2133) to establish a commission for the purpose of encouraging and providing for the commemoration of the 50th anniversary of the Supreme Court decision in Brown v. Board of Education.

EXECUTIVE AND OTHER COMMUNICATIONS
The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC–3646. A communication from the Vice President for Legal Affairs, General Counsel and Corporate Secretary, transmitting, pursuant to law, the Annual Report for 2000 under the Government in the Sunshine Act; to the Committee on Governmental Affairs.

EC–3647. A communication from the Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, a report entitled “Information Collection Budget of the United States Government, Fiscal Year 2001”; to the Committee on Governmental Affairs.

EC–3650. A communication from the General Accounting Office, transmitting, pursuant to law, the report entitled “Audit of the Public Service Thrift Investment Board, transmitting, pursuant to law, the report of a rule entitled “Methods of Withholding the Thrift Savings Plan” received on August 16, 2001; to the Committee on Governmental Affairs.

EC–3653. A communication from the District of Columbia Auditor, transmitting, a report entitled “Audit of the Public Service Commission Agency Fund for Fiscal Year 1999”; to the Committee on Governmental Affairs.

EC–3654. A communication from the Under Secretary of Defense, Acquisition, Technology and Logistics, transmitting, pursuant to law, the Commercial Activities Report for Fiscal Year 2001; to the Committee on Governmental Affairs.

EC–3655. A communication from the Executive Director of the Committee for Purchase from People Who are Blind or Severely Disabled, transmitting, the report of additions to the Procurement List, received on August 24, 2001; to the Committee on Governmental Affairs.

EC–3656. A communication from the Secretary of Agriculture, transmitting, pursuant to law, the report of the Office of the Inspector General for the period beginning October 1, 2000 through March 31, 2001; to the Committee on Governmental Affairs.

EC–3657. A communication from the Comptroller General of the United States, General Accounting Office, transmitting, pursuant to law, the report of the lists of the General Accounting Office for July 2001; to the Committee on Governmental Affairs.

EC–3658. A communication from the Secretary of Transportation, transmitting, pursuant to law, the report of the Office of the Inspector General for the period beginning October 1, 2000 through March 31, 2001; to the Committee on Governmental Affairs.


EC–3663. A communication from the Chair- man of the Council of the District of Colum- bia, transmitting, pursuant to law, a report on D.C. Act 14–120, “Mental Health Service Deliv- ery Reform Act of 2001”; to the Committee on Governmental Affairs.

EC–3664. A communication from the Chair- man of the Council of the District of Colum- bia, transmitting, pursuant to law, a report on D.C. Act 14–119, “Mental Health Service Deliv- ery Reform Act of 2001”; to the Committee on Governmental Affairs.

EC–3665. A communication from the Chair- man of the Council of the District of Colum- bia, transmitting, pursuant to law, a report
EC–3666. A communication from the Chair- man of the Council of the District of Colum- bia, transmitting, pursuant to law, a report on D.C. Act 14–109, “Nominating Petitions Signature Amendment Act of 2001”; to the Committee on Governmental Affairs.


EC–3669. A communication from the Secre- tary of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Foreign Futures and Options Transactions” (17 CFR Part 5) received on August 15, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3670. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Performance of Notice Registration Proc- edures for Certain Securities Brokers and Dealers” received on August 23, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3671. A communication from the Acting Executive Director of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “17 CFR Parts 3 and 170—Notice Registration as a Futures Commission Merchant or Introduc- ing Broker for Certain Securities Brokers or Dealers” received on August 23, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3672. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Fresh Prunes Grown in Designated Coun- ties in Washington and Umatilla County, Or- egon; Decreased Assessment Rate” (Doc. No. FV01–924–1IFR) received on August 17, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3673. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Scrapie in Sheep and Goats; Interstate Movement Re- strictions and Indemnity Program” (Doc. No. 97–307–2AP26) received on August 15, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3674. A communication from the Acting Executive Director of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “17 CFR Parts 1 and 30—Treatment of Cus- tomer Funds Required to be Segregated” (RIN3038–AB52) received on August 15, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3675. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska—Closes ‘Other Rockfish’ Fishery in the Western Regulatory Area, Gulf of Alaska, pursuant to law, the report of a rule entitled “17 CFR Part 1—Regulatorking Amendments to the Daily Computation of the Amount of Customer Funds Required to be Segregated” (RIN3038–AB52) received on August 15, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3676. A communication from the Acting Executive Director of the Commodity Fu- tures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “17 CFR Part 140—Delegation of Authority to Disclose and Request Information” received on August 15, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3677. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Privacy Act of 1974; System of Records; Bi- annual Publication” received on August 15, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC–3678. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Pacific Halibut Fishery Management Plan for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Rec- ommendations for the 2001 Fisheries” (RIN0648–AN70) received on July 24, 2001; to the Committee on Commerce, Science, and Transportation.

EC–3679. A communication from the Acting Director of the Office of Sustainable Fish- eries, National Marine Fisheries Service, Depart- ment of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska—Closes ‘Other Rockfish’ Fishery in the Western Regulatory Area, Gulf of Alaska, pursuant to law, the report of a rule entitled “Pacific Halibut Fishery Management Plan for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Rec- ommendations for the 2001 Fisheries” (RIN0648–AN70) received on July 24, 2001; to the Committee on Commerce, Science, and Transportation.

EC–3680. A communication from the Acting Director of the Office of Sustainable Fish- eries, National Marine Fisheries Service, Depart- ment of Commerce, transmitting, pursuant to law, the report of a rule entitled “Pacific Halibut Fishery Management Plan for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Rec- ommendations for the 2001 Fisheries” (RIN0648–AN70) received on July 24, 2001; to the Committee on Commerce, Science, and Transportation.

EC–3681. A communication from the Acting Director of the Office of Sustainable Fish- eries, National Marine Fisheries Service, Depart- ment of Commerce, transmitting, pursuant to law, the report of a rule entitled “Pacific Halibut Fishery Management Plan for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Rec- ommendations for the 2001 Fisheries” (RIN0648–AN70) received on July 24, 2001; to the Committee on Commerce, Science, and Transportation.

EC–3682. A communication from the Acting Director of the Office of Sustainable Fish- eries, National Marine Fisheries Service, Depart- ment of Commerce, transmitting, pursuant to law, the report of a rule entitled “Pacific Halibut Fishery Management Plan for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Rec- ommendations for the 2001 Fisheries” (RIN0648–AN70) received on July 24, 2001; to the Committee on Commerce, Science, and Transportation.

EC–3683. A communication from the Acting Director of the Office of Sustainable Fish- eries, National Marine Fisheries Service, Depart- ment of Commerce, transmitting, pursuant to law, the report of a rule entitled “Pacific Halibut Fishery Management Plan for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Rec- ommendations for the 2001 Fisheries” (RIN0648–AN70) received on July 24, 2001; to the Committee on Commerce, Science, and Transportation.
Commission, transmitting, pursuant to law, the report of a rule entitled "Child-Resistant Packaging for Certain Over-The-Counter Drug Products" (RIN3004–AB92) received on August 16, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3701. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations: Niagara River, Tonawanda, NY" ((RIN2115–AA97)(2001–0070)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3702. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Regulations: Jamaica Bay and Connecting Waterways, NY" ((RIN2115–AE07)(2001–0063)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3703. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Dredge Operations—Boston, Massachusetts" (RIN2115–AE47)(2001–0068) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3704. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations: Lake Erie, Ohio" ((RIN2115–AA97)(2001–0069)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3706. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations: Manitowoc Fourth of July, 2001, Manitowoc, Wisconsin" ((RIN2115–AA97)(2001–0062)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3707. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations: South Shore Fireworks Display, Milwaukee Harbor" ((RIN2115–AA97)(2001–0061)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3709. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations; Cleveland Harbor, Cleveland, OH" ((RIN2115–AA97)(2001–0064)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3710. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations; Astoria, Oregon" ((RIN2115–AA97)(2001–0057)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3712. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations: Fourth of July Celebration Weymouth, Massachusetts" ((RIN2115–AA97)(2001–0055)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3714. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations; Sail Detroit and Tall Ship Celebration 2001, Detroit and Saginaw, MI" ((RIN2115–AA97)(2001–0055)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3716. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety/Security Zone Regulations; Lake Michigan, Chicago, IL" ((RIN2115–AA97)(2001–0066)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3718. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Regulations: Lower Grand, LA" ((RIN2115–AE07)(2001–0065)) received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3719. A communication from the Chief of the Regulations and Administrative Law, United States Coast Guard, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Motorcycle Braking Requirements" (RIN2127–
September 10, 2001

CONGRESSIONAL RECORD—SENATE

AH15 received on August 20, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3721. A communication from the Regulations Officer of the Federal Motor Carrier Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Controlled Substances and Alcohol Use and Testing” ((RIN2126-AA38) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3722. A communication from the Acting Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Northeastern United States; Summer Flounder, Scup, Black Sea Bass, Loligo Squid, Illex Squid, Atlantic Mackarel, Butterfish, and Bluefish Fisheries; Framework Adjustment 1” ((RIN0648-A091) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3723. A communication from the Program Analyst of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Establishment of a Class E Enroute Domestic Airspace Areas, Las Vegas, Nev.” ((RIN2120-AA66)(2001-0137)) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3724. A communication from the Program Analyst of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Modification to Chandler Municipal Airport Class D Surface Area; Phoenix, AZ” ((RIN2120-AA66)(2001-0142)) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3725. A communication from the Program Analyst of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Modification to Glendale Municipal Airport Class D Surface Area; Glendale, AZ” ((RIN2120-AA66)(2001-0141)) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3726. A communication from the Program Analyst of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Modification to Phoenix Goodyear Municipal Airport Class D Surface Area; Phoenix, AZ” ((RIN2120-AA66)(2001-0139)) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3727. A communication from the Program Analyst of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Modification to Phoenix Deer Valley Municipal Airport Class D Surface Area; Phoenix, AZ” ((RIN2120-AA66)(2001-0140)) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-3731. A communication from the Program Analyst of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives: Boeing Model 737–100 and –200 Series Airplanes” ((RIN2120-AA66)(2001-0440)) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.


EC-3733. A communication from the Program Analyst of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled “Airworthiness Directives: Effective May 21, 1996 Series Boeing Aircraft Modified by Supplemental Type Certificate SA5765NM or SA5978NM” ((RIN2120-AA64)(2001-0438)) received on August 23, 2001; to the Committee on Commerce, Science, and Transportation.

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:

S. 1412. A bill to protect the property rights guaranteed by the fifth amendment to the Constitution by requiring Federal agencies to prepare taking impact analyses and by allowing expanded access to Federal courts; to the Committee on Governmental Affairs.

By Mr. HARKIN:

S. 1413. A bill to amend the Consolidated Farm and Rural Development Act to permit borrowers and grantees to use certain rural development loans and grants for other purposes under certain circumstances; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. CRAIG:

S. 1414. A bill to provide incentives for States to establish and administer periodic testing and merit pay programs for elementary school and secondary school teachers, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HATCH (for himself, Mr. BAUCUS, and Mr. DODD):

S. 1415. A bill to amend the Internal Revenue Code of 1986 to enhance book donations and literacy; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. CLELAND (for himself, Mrs. CLINTON, Mr. COCHRAN, and Mrs. MURRAY):

S. Res. 158. A resolution honoring the accomplishments and unfailing spirit of women in the 20th century; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 119

At the request of Mr. LEAHY, the name of the Senator from New Jersey (Mr. CORZINE) was added as a cosponsor of S. 119, a bill to provide States with funds to support State, regional, and local school construction.

S. 312

At the request of Mr. THURMOND, the names of the Senator from Idaho (Mr. CRAPO) and the Senator from Arkansas (Mrs. LINCOLN) were added as cosponsors of S. 312, a bill to amend title 10, United States Code, to increase to parity with other surviving spouses the basic annuity that is provided under the uniformed services Survivor Benefit Plan for surviving spouses who are at least 62 years of age, and for other purposes.

S. 486

At the request of Mr. LEAHY, the name of the Senator from Hawaii (Mr. INOUYE) was added as a cosponsor of S. 486, a bill to reduce the risk that innocent persons may be executed, and for other purposes.

S. 550

At the request of Mr. DASCHLE, the name of the Senator from New York (Mr. BOND) was added as a cosponsor of S. 550, a bill to amend part E of title IV of the Social Security Act to provide equitable access for foster care and adoption services for Indian children in tribal areas.

S. 554

At the request of Mrs. MURRAY, the names of the Senator from Louisiana (Ms. LANDRIEU) and the Senator from Michigan (Ms. STABENOW) were added as cosponsors of S. 554, a bill to amend title XVIII of the Social Security Act to expand Medicare coverage of certain self-injected biologics.

S. 572

At the request of Mr. CHAFEE, the name of the Senator from California (Mrs. BOXER) was added as a cosponsor of S. 572, a bill to amend title XIX of the Social Security Act to extend modifications to DSH allotments provided under the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000.

S. 630

At the request of Mr. BAYH, the name of the Senator from South Dakota (Mr. DASCHLE) was added as a cosponsor of