

(B) on or before the last day of the first plan year beginning on or after January 1, 2005.

In the case of a governmental plan (as defined in section 414(d) of the Internal Revenue Code of 1986), this paragraph shall be applied by substituting "2007" for "2005".

(2) CONDITIONS.—This section shall not apply to any amendment unless—

(A) during the period—

(i) beginning on the date the legislative or regulatory amendment described in paragraph (1)(A) takes effect (or in the case of a plan or contract amendment not required by such legislative or regulatory amendment, the effective date specified by the plan); and

(ii) ending on the date described in paragraph (1)(B) (or, if earlier, the date the plan or contract amendment is adopted), the plan or contract is operated as if such plan or contract amendment were in effect; and

(B) such plan or contract amendment applies retroactively for such period.

**Subtitle J—Compliance With Congressional Budget Act**

**NOTICE OF HEARING**

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. MURKOWSKI. Mr. President, I would like to announce for the information of the Senate and the public that a legislative hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will take place on Thursday, May 24, 2001, at 9:30 a.m., in room SD-106 of the Dirksen Senate Office Building in Washington, DC.

The purpose of this hearing is to receive testimony on the research and development, workforce training, and Price-Anderson Act provisions of pending energy legislation, including S. 242, Department of Energy University Nuclear Science and Engineering Act; S. 388, the National Energy Security Act of 2001; S. 472, Nuclear Energy Electricity Supply Assurance Act of 2001; and S. 597, the Comprehensive and Balanced Energy Policy Act of 2001.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, U.S. Senate, 364 Dirksen Senate Office Building, Washington, DC 20510-6150.

For further information, please call Trici Heninger, Staff Assistant, or Bryan Hannegan, Staff Scientist, at (202) 224-4971.

**AUTHORITY FOR COMMITTEES TO MEET**

COMMITTEE ON ARMED SERVICES

Mr. GRASSLEY. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on Monday, May 21, 2001, at 5:45

p.m., in executive session to consider certain pending nominations.

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

**PRIVILEGE OF THE FLOOR**

Mr. REID. Mr. President, I ask unanimous consent that two fellows in the office of Senator LIEBERMAN, James Thurston and Kiersten Todt, be extended privileges of the floor for the duration of H.R. 1836.

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

Mr. BAUCUS. Mr. President, I ask unanimous consent that Todd Smith, a law clerk, from the Democratic staff of the Senate Finance Committee be granted access to the Senate floor for the duration of the debate on H.R. 1836.

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

**ORDERS FOR TUESDAY, MAY 22, 2001**

Mr. LOTT. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m. on Tuesday, and following the prayer and the pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, and the Senate resume voting with respect to H.R. 1836, with 2 minutes prior to each vote for explanation and all succeeding votes in the series limited to 10 minutes in length. I further ask unanimous consent that all amendments remaining in order, other than a series of cleared amendments to be offered by the managers, must be contained on a list that will be submitted by the majority leader, after consultation with the Democratic leader, after 10 a.m. on Tuesday.

The PRESIDING OFFICER. Is there objection?

Mrs. BOXER. I object.

The PRESIDING OFFICER. Objection is heard.

Mr. LOTT. Mr. President, I renew my request that the Senate complete its business today and stand in adjournment until 9:30 a.m. on Tuesday, and following the prayer, the Journal of proceedings be approved to date, the morning hour be deemed expired, and the Senate resume voting with respect to H.R. 1836, with 2 minutes prior to each vote for explanation and all succeeding votes in the series be limited to 10 minutes in length.

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

**ADJOURNMENT UNTIL 9:30 A.M. TOMORROW**

Mr. LOTT. Mr. President, I now ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 11:53 p.m., adjourned until Tuesday, May 22, 2001, at 9:30 a.m.

**NOMINATIONS**

Executive nominations received by the Senate May 21, 2001:

**IN THE MARINE CORPS**

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

*To be lieutenant colonel*

MAJ. GEN. EDWARD HANLON JR., 0000

**THE JUDICIARY**

SHARON PROST, OF THE DISTRICT OF COLUMBIA, TO BE UNITED STATES CIRCUIT JUDGE FOR THE FEDERAL CIRCUIT, VICE S. JAY PLAGER, RETIRED.

**IN THE ARMY**

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY AS CHAPLAIN UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

*To be lieutenant colonel*

ROGER L ARMSTEAD, 0000 CH  
 GERALD K BEBBER, 0000 CH  
 FRANCIS M BELUE, 0000 CH  
 PAUL K BRADFORD, 0000 CH  
 RICHARD J CHAVARRIA, 0000 CH  
 RUBEN D COLON JR., 0000 CH  
 THOMAS L DUDLEY JR., 0000 CH  
 THOMAS M DURHAM, 0000 CH  
 JOHN W ELLIS III, 0000 CH  
 STEPHEN E FEHMAN, 0000 CH  
 JAMES R FOXWORTH, 0000 CH  
 DON E GERMAN, 0000 CH  
 JAMES L GRIFFIN, 0000 CH  
 CHARLES L HOWELL, 0000 CH  
 KARL O KUCKHAHN JR., 0000 CH  
 WILLIAM T LAIGAIE, 0000 CH  
 MICHAEL T LEMBKE, 0000 CH  
 SCOTTIE R LLOYD, 0000 CH  
 DONALD G MCCONNAUGHAY, 0000 CH  
 DAN L PAYNE, 0000 CH  
 RICHARD G QUINN, 0000 CH  
 MICHAEL L RAYMO, 0000 CH  
 KENNETH L WERHO, 0000 CH  
 JAMES R WHITE JR., 0000 CH  
 THOMAS P WILD, 0000 CH  
 GREGORY K WILLIAMSON, 0000 CH  
 CHRISTOPHER H WISDOM, 0000 CH  
 CARL S YOUNG JR., 0000 CH

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY IN THE MEDICAL CORPS (MC) AND DENTAL CORPS (DE) AND FOR REGULAR APPOINTMENT (IDENTIFIED BY AN ASTERISK(\*)) UNDER TITLE 10, U.S.C., SECTIONS 624, 531, AND 3064:

*To be lieutenant colonel*

\*ERIC D ADAMS, 0000 MC  
 ALFONSO S ALARCON, 0000 MC  
 \*JEFFREY S ALMONY, 0000 DE  
 ROCCO A ARMONDA, 0000 MC  
 \*PETER J ARMSTRONG, 0000 MC  
 \*RICANTHONY R ASHLEY, 0000 MC  
 \*JOHN T ATKINS III, 0000 MC  
 \*ROBERT A AVERY, 0000 MC  
 GEORGE K BAL, 0000 MC  
 \*WILLIAM C BANDY, 0000 MC  
 DAVID W BARBER, 0000 MC  
 \*SCOTT D BARNES, 0000 MC  
 \*MICHAEL G BEAT, 0000 MC  
 PAUL L BENFANTI, 0000 MC  
 \*LYNN M BERGREN, 0000 MC  
 MARIE C BETTENCOURT, 0000 MC  
 \*ROMAN O BILYNSKY, 0000 MC  
 \*LORNE H BLACKBOURNE, 0000 MC  
 \*WILLIAM J BLANKE, 0000 MC  
 \*YONG C BRADLEY, 0000 MC  
 DAVID A BROWN, 0000 MC  
 \*ROBERT N BRUCE, 0000 MC  
 CHESTER C BUCKENMAIER III, 0000 MC  
 \*RICHARD C BUTLER, 0000 MC  
 \*JOHN C BYRD, 0000 MC  
 \*ROBERT B CARROLL, 0000 MC  
 \*KIMBERLY Y CATER, 0000 DE  
 \*THEODORE J CHOMA, 0000 MC  
 \*ELLEN M CHUNG, 0000 MC  
 MICHAEL J CITRONE, 0000 MC  
 \*JAMES J CLOSMANN, 0000 DE  
 \*CAMERON W COLE, 0000 DE  
 \*JACK M COZBY JR., 0000 DE  
 \*ROBERT M CRAIG, 0000 MC  
 \*BARBARA A CROTHERS, 0000 MC  
 \*JAMES E CURLEE, 0000 MC  
 \*BRAD J DAVIS, 0000 MC  
 MARC L DAYMUDE, 0000 MC