

“(ii) The conditions referred to in clause (i) shall be satisfied if—

Redesignate the clause following accordingly.

MCCAIN AMENDMENT NO. 198

Mr. MCCAIN proposed an amendment to the bill S. 1, *supra*; as follows:

On page 25, strike lines 7 through 10, and insert the following:

“(3) COMMITTEE ON APPROPRIATIONS.—Paragraph (1)—

“(A) shall not apply to any bill or resolution reported by the Committee on Appropriations of the Senate or the House of Representatives; but

(B) shall apply to—

(i) Any legislative provision increasing direct costs of a federal inter-governmental mandate contained in any bill or resolution reported by such Committee;

(ii) any legislative provision increasing direct costs of a federal inter-governmental mandate contained in any amendment offered to a bill or resolution reported by such Committee;

(iii) any legislative provision increasing direct costs of a federal inter-governmental mandate in a conference report accompanying a bill or resolution reported by such Committee; and

(iv) any legislative provision increasing direct costs of a federal inter-governmental mandate contained in any amendments in disagreement between the two Houses to any bill or resolution reported by such Committee.

(C) Upon a point of order being made by any Senator against any provision listed in Paragraph (3)(B), and the point of order being sustained by the Chair, such specific provision shall be deemed stricken from the bill, resolution, amendment, amendment in disagreement, or conference report and may not be offered as an amendment from the floor.

LAUTENBERG AMENDMENT NO. 199

Mr. LAUTENBERG proposed an amendment to the bill, S. 1, *supra*; as follows:

On page 13, line 5, strike out “or”.

On page 13, line 8, strike out the period and insert in lieu thereof a semicolon and “or”.

On page 13, insert between lines 8 and 9 the following new paragraph:

(7) limits exposure to known human (Group A) carcinogens, as defined in the Environmental Protection Agency's Risk Assessment Guidelines of 1986.

NOTICES OF HEARINGS

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Senate Committee on Agriculture, Nutrition, and Forestry will hold a markup session on the Commodity Futures Trading Commission reauthorization (S. 178). The markup will be held on Wednesday, February 1, 1995, at 9:30 in SR-332.

For further information, please contact Chuck Coner at 224-0005.

PROVIDING FOR A JOINT SESSION OF CONGRESS TO RECEIVE A MESSAGE FROM THE PRESIDENT ON THE STATE OF THE UNION

Mr. DOLE. Mr. President, I ask unanimous consent that the Senate now proceed to House Concurrent Resolution 16, just received from the House, regarding the State of the Union Address; that the concurrent resolution be deemed agreed to, and the motion to reconsider be laid upon the table.

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

So the concurrent resolution (H. Con. Res. 16) was agreed to.

Mr. DOLE. Mr. President, I understand that all these requests have been approved by the Democratic leadership.

REMOVAL OF INJUNCTION OF SECRECY—TREATY DOCUMENT NO. 104-2

Mr. DOLE. Mr. President, as in executive session, I ask unanimous consent that the injunction of secrecy be removed from the Treaty with the United Kingdom of Great Britain and Northern Ireland on Mutual Legal Assistance on Criminal Matters, treaty document No. 104-2, transmitted to the Senate by the President today; and ask the treaty be considered as having been read the first time, that it be referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed; and that the President's message be printed in the RECORD.

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

The message of the President is as follows:

To the Senate of the United States:

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith the Treaty Between the Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland on Mutual Legal Assistance in Criminal Matters, signed at Washington on January 6, 1994, with a related exchange of notes signed the same date. Also transmitted for the information of the Senate is the report of the Department of State with respect to this Treaty.

The Treaty is one of a series of modern mutual legal assistance treaties being negotiated by the United States in order to counter criminal activities more effectively. The Treaty should be an effective tool to assist in the prosecution of a wide variety of modern criminals, including members of drug cartels, “white-collar criminals,” and terrorists. The Treaty is self-executing.

The Treaty provides for a broad range of cooperation in criminal matters. Mutual assistance available under the Treaty includes: (1) the taking of testimony or statements of witnesses; (2) the provision of documents, records,

and evidence; (3) the service of legal documents; (4) the location or identification of persons; (5) the execution of requests for searches and seizures; and (6) the provision of assistance in proceedings relating to the forfeiture of the proceeds of crime and the collection of fines imposed as a sentence in a criminal prosecution.

I recommend that the Senate give early and favorable consideration to the Treaty, and related exchange of notes, and give its advice and consent to ratification.

WILLIAM J. CLINTON.

THE WHITE HOUSE, January 23, 1995.

AUTHORITY FOR JUDICIARY COMMITTEE TO FILE A REPORT

Mr. DOLE. Mr. President, I ask unanimous consent that the Judiciary Committee have until 8 p.m. on Tuesday, January 24, 1995, to file a report to accompany Senate Joint Resolution 1, the Constitutional balanced budget amendment.

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

APPOINTMENT OF A COMMITTEE TO ESCORT THE PRESIDENT

Mr. DOLE. Mr. President, I ask unanimous consent that the President of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the President of the United States to the House Chamber for the joint session to be held at 9 p.m. on January 24, 1995.

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

ORDERS FOR TOMORROW

Mr. DOLE. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in recess until the hour of 9:30 a.m. on Tuesday, January 24, 1995; that following the prayer, the Journal of proceedings be deemed approved to date, and the time for the two leaders reserved for their use later in the day; that there then be a period for the transaction of morning business, not to extend beyond the hour of 10 a.m., with Senators permitted to speak therein for not more than 5 minutes each, with the following Senators to speak for up to the designated times: Senator GRASSLEY, 5 minutes; Senator ROTH, 5 minutes; and Senator CAMPBELL, 10 minutes.

I further ask unanimous consent that at 10 a.m. the Senate resume consideration of S. 1, the unfunded mandates bill, and that the Senate stand in recess between the hours of 12:30 to 2:15 p.m. for the weekly party luncheons to meet.

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

PROGRAM

Mr. DOLE. Mr. President, let me just explain to my colleagues that there will be five consecutive rollcall votes, beginning at 4 p.m. tomorrow, on or in relation to amendments to S. 1, the unfunded mandates bill. Additional votes are expected after this series of votes. Under the unanimous-consent agreement entered last week, Senators have until 3 p.m. Tuesday to offer their amendments.

As a reminder, Senators should assemble tomorrow in the Senate Chamber at 8:30 p.m. so we may proceed as a body at 8:35 p.m. to the Hall of the House of Representatives in order to hear an address by the President on the state of the Union.

RECESS UNTIL TOMORROW AT 9:30 A.M.

Mr. DOLE. Mr. President, if there is no further business to come before the Senate and no other Senator is seeking recognition, I now ask unanimous consent that the Senate stand in recess under the previous order.

There being no objection, the Senate, at 8:24 p.m., recessed until Tuesday, January, 24, 1995, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate January 23, 1995:

THE JUDICIARY

JANET BOND ARTERTON, OF CONNECTICUT, TO BE U.S. DISTRICT JUDGE FOR THE DISTRICT OF CONNECTICUT, VICE JOSE A. CABRANES, ELEVATED.

WILLIS B. HUNT, JR., OF GEORGIA, TO BE U.S. DISTRICT JUDGE FOR THE NORTHERN DISTRICT OF GEORGIA, VICE HORACE T. WARD, RETIRED.

SUSAN Y. ILLSTON, OF CALIFORNIA, TO BE U.S. DISTRICT JUDGE FOR THE NORTHERN DISTRICT OF CALIFORNIA, VICE BARBARA A. CAULFIELD, RESIGNED.

CHARLES B. KORNMAN, OF SOUTH DAKOTA, TO BE U.S. DISTRICT JUDGE FOR THE DISTRICT OF SOUTH DAKOTA, VICE JOHN B. JONES, RETIRED.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

JOHN L. BRYANT, JR., OF THE DISTRICT OF COLUMBIA, TO BE A MEMBER OF THE NATIONAL MUSEUM SERVICES BOARD FOR A TERM EXPIRING DECEMBER 6, 1997, VICE HELMUTH J. NAUMER, TERM EXPIRED.

IN THE AIR FORCE

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL ON THE RETIRED LIST PURSUANT TO THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTION 1370:

To be lieutenant general

LT. GEN. DALE W. THOMPSON, JR., 000-00-0000

IN THE ARMY

THE FOLLOWING-NAMED OFFICER TO BE PLACED ON THE RETIRED LIST IN THE GRADE INDICATED UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTION 1370:

To be lieutenant general

LT. GEN. JERRY R. RUTHERFORD, 000-00-0000

IN THE NAVY

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF VICE ADMIRAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601:

To be vice admiral

REAR ADM. JOHN A. LOCKARD, 000-00-0000

THE FOLLOWING-NAMED REAR ADMIRALS (LOWER HALF) OF THE RESERVE OF THE U.S. NAVY FOR PERMANENT PROMOTION TO THE GRADE OF REAR ADMIRAL IN THE LINE AND STAFF CORPS, AS INDICATED, PURSUANT TO THE PROVISION OF TITLE 10, UNITED STATES CODE, SECTION 5912:

U.S. NAVAL RESERVE

UNRESTRICTED LINE OFFICER

To be rear admiral

REAR ADM. (LH) KENNETH LEROY FISHER, 000-00-0000

REAR ADM. (LH) JOHN HENRY MCKINLEY, JR., 000-00-0000
REAR ADM. (LH) JOHN FRANCIS PADDOCK, JR., 000-00-0000

ENGINEERING DUTY OFFICER

To be rear admiral

REAR ADM. (LH) ROGER GEORGE GILBERTSON, 000-00-0000

DENTAL CORPS OFFICER

To be rear admiral

REAR ADM. (LH) JAMES CONLEY YEARGIN, 000-00-0000

SUPPLY CORPS OFFICER

To be rear admiral

REAR ADM. (LH) ROBERT CAMERON CRATES, 000-00-0000

THE FOLLOWING-NAMED REAR ADMIRALS (LOWER HALF) IN THE LINE OF THE U.S. NAVY FOR PROMOTION TO THE PERMANENT GRADE OF REAR ADMIRAL, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 624, SUBJECT TO QUALIFICATIONS THEREFORE AS PROVIDED BY LAW:

U.S. NAVY

UNRESTRICTED LINE OFFICER

To be rear admiral

REAR ADM. (LH) CHARLES STEVENSON ABBOT, 000-00-0000
REAR ADM. (LH) MICHAEL LEE BOWMAN, 000-00-0000

REAR ADM. (LH) FRANK MATTHEW DIRREN, JR., 000-00-0000

REAR ADM. (LH) MARSHA JOHNSON EVANS, 000-00-0000
REAR ADM. (LH) HENRY COLLINS GIFFIN III., 000-00-0000

REAR ADM. (LH) LEE FREDERIC GUNN, 000-00-0000
REAR ADM. (LH) MICHAEL DONALD HASKINS, 000-00-0000

REAR ADM. (LH) HENRY FRANCIS HERRERA, 000-00-0000
REAR ADM. (LH) FRANCIS WILLIAM LACROIX, 000-00-0000

REAR ADM. (LH) THOMAS FLETCHER MARFIAK, 000-00-0000
REAR ADM. (LH) RICHARD WILLARD MIES, 000-00-0000

REAR ADM. (LH) ROBERT JOSEPH NATTER, 000-00-0000
REAR ADM. (LH) ROBERT MICHAEL NUTWELL, 000-00-0000

REAR ADM. (LH) JAMES GREGORY PROUT III, 000-00-0000
REAR ADM. (LH) JAMES REYNOLDS STARK, 000-00-0000

REAR ADM. (LH) ROBERT SUTTON, 000-00-0000
REAR ADM. (LH) JAY BRADFORD YAKELEY III 000-00-0000

ENGINEERING DUTY OFFICER

To be rear admiral

REAR ADM. (LH) PAUL MATTHEW ROBINSON, 000-00-0000

THE FOLLOWING-NAMED CAPTAINS OF THE RESERVE OF THE U.S. NAVY FOR PERMANENT PROMOTION TO THE GRADE OF REAR ADMIRAL (LOWER HALF) IN THE LINE AND STAFF CORPS, AS INDICATED, PURSUANT TO THE PROVISION OF TITLE 10, UNITED STATES CODE, SECTION 5912:

U.S. NAVAL RESERVE

UNRESTRICTED LINE OFFICER

To be rear admiral (lower half)

CAPT. KENNETH PETER BARAUSKY, 000-00-0000

CAPT. MARTIN EDWARD JANCZAK, 000-00-0000

CAPT. PIERCE JARVIS JOHNSON, 000-00-0000

CAPT. MICHAEL ROBERT SCOTT, 000-00-0000

INTELLIGENCE OFFICER

To be real admiral (lower half)

CAPT. LARRY LAFAYETTE POE, 000-00-0000

PUBLIC AFFAIRS OFFICER

To be rear admiral (lower half)

CAPT. RICHARD HARRY WELLS, 000-00-0000

MEDICAL CORPS OFFICER

To be rear admiral (lower half)

CAPT. JOHN BERT COTTON, 000-00-0000

CAPT. JOHN CONANT WEED, JR., 000-00-0000

SUPPLY CORPS

To be rear admiral (lower half)

CAPT. FRED JOSEPH SCHUBER III, 000-00-0000

CHAPLAIN CORPS

To be rear admiral (lower half)

CAPT. PETER HESS BECKWITH, 000-00-0000

IN THE AIR FORCE

THE FOLLOWING-NAMED OFFICERS FOR PERMANENT PROMOTION IN THE U.S. AIR FORCE, UNDER THE PROVISIONS OF SECTION 624, TITLE 10, UNITED STATES CODE, AS AMENDED, WITH DATE OR RANK TO BE DETERMINED BY THE SECRETARY OF THE AIR FORCE.

MEDICAL CORPS

To be lieutenant colonel

ALAN L. CHRISTENSEN, 000-00-0000

JAMES L. RODGERS, 000-00-0000

To be major

DEAN F. CONNORS, 000-00-0000

EDWARD A. WOLFF III, 000-00-0000

DENTAL CORPS

To be colonel

GARDNER G. BASSETT, 000-00-0000

IN THE ARMY

THE FOLLOWING-NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR PROMOTION IN THE RESERVE OF THE ARMY OF THE UNITED STATES, UNDER THE PROVISIONS OF TITLE 10, U.S.C. SECTIONS 12203 AND 3385:

ARMY PROMOTION LIST

To be colonel

HOSIG, RODGER T., 000-00-0000

OLIVA, JOSEPH R., 000-00-0000

PALAZZO, FRANK J., 000-00-0000

SIKES, JAMES M., 000-00-0000

SPAIN, EDWIN E. III, 000-00-0000

STEWART, THOMAS E., 000-00-0000

STOUT, EDWARD L. IV, 000-00-0000

UMBARGER, ROY M., 000-00-0000

THE JUDGE ADVOCATE GENERAL'S CORPS

To be colonel

DECATO, ROGER P., 000-00-0000

REISDORFF, STEVEN J., 000-00-0000

SCHNEIDER, WILLIAM D., 000-00-0000

SKELTON, JOSEPH R., 000-00-0000

SMITH, JAMES P., 000-00-0000

MEDICAL CORPS

To be colonel

GELB, DONALD M., 000-00-0000

HANCOCK, THOMAS J., 000-00-0000

HILL, PURVIS W. JR., 000-00-0000

ROGERS, LEO F., 000-00-0000

CHAPLAIN CORPS

To be colonel

BROUSSARD, ANDRE R., JR., 000-00-0000

ARMY PROMOTION LIST

To be lieutenant colonel

MARTINE, PETER A., 000-00-0000

MCADORY, CLARENCE M., JR., 000-00-0000

NELAN, DANIEL J., 000-00-0000

NELSON, JOHN R., 000-00-0000

NESBIT, WILLIE A., 000-00-0000

RUSSELL, MICHAEL H., 000-00-0000

THE JUDGE ADVOCATE GENERAL'S CORPS

To be lieutenant colonel

LAMPTON, DUNNICA O., 000-00-0000

PUGLISI, RICHARD L., 000-00-0000

SPEARS, RONALD D., 000-00-0000

MEDICAL CORPS

To be lieutenant colonel

ALLELY, ERIC B., 000-00-0000

MEDICAL SERVICE CORPS

To be lieutenant colonel

LOWE, SARA M., 000-00-0000

THE FOLLOWING-NAMED INDIVIDUAL FOR A RESERVE OF THE ARMY APPOINTMENT, WITH CONCURRENT ORDER TO ACTIVE DUTY UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTIONS 12203, 12204, AND 12320:

MEDICAL CORPS

To be lieutenant colonel

FREDERICK B. BROWN, 000-00-0000

IN THE NAVY

THE FOLLOWING-NAMED U.S. NAVAL ACADEMY GRADUATES TO BE APPOINTED PERMANENT ENSIGN IN THE LINE OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

JAMES P. SCREEN III, 000-00-0000

ELISSA J. SMITH, 000-00-0000

JASON R. J. TESTA, 000-00-0000

IN THE AIR FORCE

THE FOLLOWING-NAMED OFFICERS FOR PROMOTION IN THE UNITED STATES AIR FORCE, UNDER THE APPROPRIATE PROVISIONS OF SECTION 624, TITLE 10, UNITED STATES CODE, AS AMENDED, WITH DATES OF RANK TO BE DETERMINED BY THE SECRETARY OF THE AIR FORCE, AND THOSE OFFICERS IDENTIFIED BY AN ASTERISK FOR APPOINTMENT IN THE REGULAR AIR FORCE UNDER THE PROVISIONS OF SECTION 531, TITLE 10, UNITED STATES CODE, WITH A VIEW TO DESIGNATION UNDER THE PROVISIONS OF SECTION 8067, TITLE 10, UNITED STATES CODE, TO PERFORM DUTIES INDICATED PROVIDED THAT IN NO CASE SHALL THE FOLLOWING OFFICERS BE APPOINTED IN A GRADE HIGHER THAN INDICATED.

DENTAL CORPS

To be colonel

BADER, BARRETT W., 000-00-0000

BOLGER, WALTON L., 000-00-0000

CORNELIUS, CLIFFORD W., 000-00-0000

CUMMINGS, DONALD E., 000-00-0000