

managers' amendment, they turn to the consideration of S. 908, the State Department authorization and reorganization bill; that the managers' amendment be the only amendment in order; that there be a time limitation of 4 hours equally divided on the bill and managers' amendment equally divided between the two managers; that at the conclusion or yielding back of time the managers' amendment be agreed to, the bill be read a third time, that the Foreign Relations Committee be discharged from further consideration of the House companion bill, H.R. 1561, that the Senate turn to its immediate consideration; that all after the enacting clause be stricken and the text of S. 908, as amended, be inserted in lieu thereof, the bill be advanced to third reading, and the Senate proceed to vote on passage of the bill with the preceding occurring without intervening action or debate and that S. 908 be returned to the calendar upon disposition of H.R. 1561.

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

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. COATS. Mr. President, I ask unanimous consent that the Senate go into executive session and immediately proceed to the consideration of the following Executive Calendar nominations en bloc: No. 233 through No. 237, 239, 240, 241, 242, 243, 245, 246, 247, 248, and 249 and all nominations on the Secretary's desk in the Foreign Service.

I further ask unanimous consent that the nominations be confirmed en bloc, the motions to reconsider be laid upon the table en bloc, the President be immediately notified of the Senate's action, and that any statements relating to any of the nominations appear at the appropriate place in the RECORD and the Senate then immediately return to legislative session.

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

The nominations considered and confirmed en bloc, are as follows:

#### DEPARTMENT OF STATE

David C. Litt, of Florida, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the United Arab Emirates.

Patrick Nickolas Theros, of the District of Columbia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the State of Qatar.

David L. Hobbs, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Co-operative Republic of Guyana.

William J. Hughes, of New Jersey, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Panama.

Michael William Cotter, of the District of Columbia, a Career Member of the Senior

Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Turkmenistan.

A. Elizabeth Jones, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Kazakhstan.

John K. Menzies, of Virginia, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Bosnia and Herzegovina.

John Todd Stewart, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Moldova.

Peggy Blackford, of New Jersey, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Guinea-Bissau.

Edward Brynn, of Vermont, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Ghana.

Vicki J. Huddleston, of Arizona, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Democratic Republic of Madagascar.

Eliabeth Raspolic, of Virginia, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Gabonese Republic and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Democratic Republic of Sao Tome and Principe.

Daniel Howard Simpson, of Ohio, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Zaire.

John M. Yates, of Washington, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Benin.

James E. Goodby, of the District of Columbia, for the rank of Ambassador during his tenure of service as Principal Negotiator and Special Representative of the President for Nuclear Safety and Dismantlement.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will return to legislative session.

#### AUTHORITY FOR COMMITTEE TO MEET

Mr. COATS. Mr. President, I ask unanimous consent that the Foreign Relations Committee be permitted to meet on Thursday, October 19, 1995, at 2 p.m. for the purpose of considering pending nominations and other committee business.

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

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. COATS. Mr. President, I ask unanimous consent that the Senate go into Executive Session and that the Governmental Affairs Committee be immediately discharged from further consideration of the nomination of Ned McWherter; further that the Senate immediately proceed to consider the Ned McWherter nomination and the following calendar Nos. on today's Executive Calendar: numbers 313, 314, 315, 317 through 322, 326, and all nominations on the Secretary's desk in the Air Force, Army, Marine Corps, and Navy.

I further ask unanimous consent that the nominations be confirmed en bloc, the motions to reconsider be laid upon the table en bloc, that any statements relating to the nominations appear at the appropriate place in the RECORD, the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

Mr. FORD. This side has no objections, Mr. President.

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

The nominations considered and confirmed en bloc, are as follows:

#### U.S. POSTAL SERVICE

Ned R. McWherter, of Tennessee, to be a Governor of the United States Postal Service for the term expiring December 8, 2002.

#### DEFENSE NUCLEAR FACILITIES SAFETY BOARD

John T. Conway, of New York, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 1999. (Reappointment)

#### AIR FORCE

The following named officer for promotion in the Regulator Air Force of the United States to the grade of brigadier general under title 10, U.S.C., section 624:

#### To be brigadier general

Col. William J. Dendinger, 000-00-0000, United States Air Force.

#### NAVY

The following named Rear Admirals (Lower Half) in the Supply Corps of the United States Navy for promotion to the permanent grade of Rear Admiral, pursuant to Title 10, United States Code, section 624, subject of qualifications therefore as provided by law:

#### SUPPLY CORPS

#### To be rear admiral

Rear Adm. (lh) Ralph Melvin Mitchell, Jr., 000-00-0000, U.S. Navy.

Rear Adm. (lh) Leonard Vincent, 000-00-0000, U.S. Navy.

The following-named Rear Admirals (lower half) in the restricted line of the United States 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:

#### AEROSPACE ENGINEERING DUTY OFFICER

#### To be rear admiral

Rear Adm. (lh) Barton D. Strong, 000-00-0000, U.S. Navy.

#### SPECIAL DUTY OFFICER (CRYPTOLOGY)

#### To be rear admiral

Rear Adm. (lh) Thomas F. Stevens, 000-00-0000, U.S. Navy.

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

## SENIOR HEALTH CARE EXECUTIVE

*To be rear admiral*

Rear Adm. (lh) S. Todd Fisher, 000-00-0000, U.S. Navy.

The following named officer to be placed on the retired list of the United States Navy in the grade indicated under section 1370 of title 10, U.S.C.

*To be admiral*

Adm. William O. Studeman, 000-00-0000.

The following named officer to be placed on the retired list of the United States Navy in the grade indicated under section 1370 of title 10, U.S.C.

*To be vice admiral*

Vice Adm. Norman W. Ray, 000-00-0000.

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

## MARINE CORPS

The following named officer for appointment to the grade of lieutenant general in the United States Marine Corps while assigned to a position of importance and responsibility under Title 10, U.S.C., section 601: Maj. Gen. Jefferson D. Howell, Jr., 000-00-0000.

## CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

Harris Wofford, of Pennsylvania, to be Chief Executive Officer of the Corporation for National and Community Service.

## IN THE AIR FORCE, ARMY, FOREIGN SERVICE, MARINE CORPS, NAVY, PUBLIC HEALTH SERVICE

Air Force nominations beginning Von S. Bashay, and ending Janice L. Engstrom, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of July 24, 1995.

Air Force nominations beginning Michael D. Bouwman, and ending Philip S. Vuocolo, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of September 5, 1995.

Air Force nominations beginning Gary L. Ebben, and ending Steven A. Klein, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of September 5, 1995.

Air Force nominations beginning Maria A. Berg, and ending Warren R. H. Knapp, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of September 5, 1995.

Air Force nominations beginning Mark B. Allen, and ending John J. Wolf, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of September 5, 1995.

Army nominations beginning \* John D. Pitcher, and ending Ray J. Rodriguez, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of July 20, 1995.

Army nominations beginning Gerhard Braun, and ending Robert M. Sundberg, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of August 3, 1995.

Army nominations beginning John A. Belzer, and ending Chauncey L. Veatch, III, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of August 3, 1995.

Army nominations beginning Robert Bellhouse, and ending Cheryl B. Person, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of August 3, 1995.

Army nominations beginning Terry C. Amos, and ending Stephen C. Ulrich, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of August 3, 1995.

Army nominations beginning Jeffrey S. \* Almony, and ending David S. Zumbro, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of August 3, 1995.

Army nominations beginning David G. Barton, and ending Denise L. Winland, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of August 10, 1995.

Army nominations of Col. Michael L. Jones, which was received by the Senate and appeared in the CONGRESSIONAL RECORD of September 5, 1995.

Army nominations beginning Gerard H. Barloco, and ending Earl M. Yerrick, Jr., which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of September 5, 1995.

Army nominations beginning Lillian A. Foerster, and ending Joann S. Moffitt, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of September 5, 1995.

Marine Corps nominations beginning Bradley J. Harms, and ending Joseph T. Krause, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD of July 24, 1995.

Marine Corps nominations beginning Charles H. Allen, and ending Robert J. Womack, which nominations were received by the Senate and appeared in the Congressional Record of July 24, 1995.

Marine Corps nominations beginning Douglas E. Akers, and ending Marc A. Workman, which nominations were received by the Senate and appeared in the Congressional Record of July 24, 1995.

Navy nominations beginning Kyujin J. Choi, and ending Murzban F. Morris, which nominations were received by the Senate and appeared in the Congressional Record of July 20, 1995.

Navy nominations beginning Scott A. Avery, and ending Amy M. Witheiser, which nominations were received by the Senate and appeared in the Congressional Record of July 24, 1995.

Navy nominations beginning Glenn M. Amundson, and ending John F. Nesbitt, which nominations were received by the Senate and appeared in the Congressional Record of July 24, 1995.

Navy nominations beginning Richard J. Alioto, and ending Frank J. Giordano, which nominations were received by the Senate and appeared in the Congressional Record of July 24, 1995.

Navy nominations beginning Andrew W. Acevedo, and ending John L. Zimmerman, which nominations were received by the Senate and appeared in the Congressional Record of August 3, 1995.

Navy nominations beginning Jeremy L. Hilton, and ending Clayton S. Christman, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 1995.

Navy nominations beginning Gary E. Sharp, and ending Leah M. Ladley, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 1995.

## LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will return to legislative session.

## DISAPPROVE OF AMENDMENTS TO THE FEDERAL SENTENCING GUIDELINES

Mr. COATS. Mr. President, I ask unanimous consent that the Senate

now turn to the consideration of calendar No. 194, S. 1254, regarding crack sentences.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

A bill (S. 1254) to disapprove of amendments to the Federal Sentencing Guidelines relating to lowering of crack sentences and sentences for money laundering and transactions in property derived from unlawful activity.

The PRESIDING OFFICER. Is there objection to the immediate consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

## AMENDMENT NO. 2879

Mr. COATS. Mr. President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Indiana [Mr. COATS] for Mr. KENNEDY proposes an amendment numbered 2879.

Mr. COATS. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

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

The amendment is as follows:

At the end of the bill, insert the following new section:

## SEC. . REDUCTION OF SENTENCING DISPARITY.

## (a) RECOMMENDATIONS.—

(1) IN GENERAL.—The United States Sentencing Commission shall submit to Congress recommendations (and an explanation therefor) regarding changes to the statutes and Sentencing Guidelines governing sentences for unlawful manufacturing, importing, exporting, and trafficking of cocaine, and like offenses, including unlawful possession, possession with intent to commit any of the foregoing offenses, and attempt and conspiracy to commit any of the foregoing offenses. The recommendations shall reflect the following considerations:

(A) the sentence imposed for trafficking in a quantity of crack cocaine should generally exceed the sentence imposed for trafficking in a like quantity of powder cocaine;

(B) high-level wholesale cocaine traffickers, organizers, and leaders, of criminal activities should generally receive longer sentences than low-level retail cocaine traffickers and those who played a minor or minimal role in such criminal activity;

(C) if the Government establishes that a defendant who traffics in powder cocaine has knowledge that such cocaine will be converted into crack cocaine prior to its distribution to individual users, the defendant should be treated at sentencing as though the defendant had trafficked in crack cocaine; and

(D) an enhanced sentence should generally be imposed on a defendant who, in the course of an offense described in this subsection—

(i) murders or causes serious bodily injury to an individual;

(ii) uses a dangerous weapon;

(iii) uses or possesses a firearm;

(iv) involves a juvenile or a woman who the defendant knows or should know to be pregnant;

(v) engages in a continuing criminal enterprise or commits other criminal offenses in order to facilitate his drug trafficking activities;