

Whereas greater strides should be made to demonstrate the appreciation and gratitude these loyal Americans deserve and to commemorate the ultimate sacrifice they made;

Whereas Memorial Day is the day of the year for the Nation to appropriately remember American heroes by inviting the citizens of this Nation to respectfully honor them at a designated time; and

Whereas the playing of "Taps" symbolizes the solemn and patriotic recognition of those Americans who died in service to our Country: Now, therefore, be it

*Resolved*, That the Senate requests that—

(1) a nationwide moment of remembrance be observed on Memorial Day, May 26, 1997, by the simultaneous pausing of all citizens to acknowledge the playing of "Taps" at 3:00 p.m. (Eastern Standard Time) in honor of the Americans that gave their lives in the pursuit of freedom and peace; and

(2) the President issue a proclamation calling upon the departments and agencies of the United States and interested organizations, groups, and individuals to participate in and promote this nationwide tribute to the dedicated American men and women who died in the pursuit of freedom and peace.

## EXECUTIVE SESSION

### EXECUTIVE CALENDAR

Mr. LOTT. Mr. President, I ask unanimous consent that the Senate proceed immediately to executive session to consider the following nominations on the Executive Calendar.

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

Mr. LOTT. Calendar 43 through 48, 50, 51, 67, 68, 71, 72, 90 through 93, 98 through 103, 105, 106, 107, 109, 110, 111, 116 through 120, and 125; and all nominations placed on the Secretary's desk in the Air Force, Army, Foreign Service, Navy, and Public Health Service. I further ask unanimous consent that the nominations be confirmed, the motions to reconsider be laid upon the table, any statements relating to the nominations appear at this point in the RECORD, the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

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

The nominations considered and confirmed en bloc are as follows:

#### CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

Donna Holt Cunninghame, of Maryland, to be Chief Financial Officer, Corporation for National and Community Service, (New Position), to which position she was appointed during the last recess of the Senate.

#### NATIONAL COUNCIL ON DISABILITY

Dave Nolan Brown, of Washington, to be a Member of the National Council on Disability for a term expiring September 17, 1998.

#### NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Arthur I. Blaustein, of California, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Lorraine Weiss Frank, of Arizona, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Susan Ford Wiltshire, of Tennessee, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Nathan Leventhal, of New York, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

#### NATIONAL INSTITUTE FOR LITERACY

Jon Deveaux, of New York, to be a Member of the National Institute for Literacy Advisory Board for a term expiring October 12, 1998.

#### NATIONAL MEDIATION BOARD

Magdalena G. Jacobsen, of Oregon, to be a Member of the National Mediation Board for a term expiring July 1, 1999.

#### MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

D. Michael Rappoport, of Arizona, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2002.

Judith M. Espinosa, of New Mexico, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term of 4 years.

#### FARM CREDIT ADMINISTRATION

Ann Jorgenson, of Iowa, to be a Member of the Farm Credit Administration Board, Farm Credit Administration for a term expiring May 21, 2002.

Lowell Lee Junkins, of Iowa, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

#### DEPARTMENT OF COMMERCE

Andrew J. Pincus, of New York, to be General Counsel of the Department of Commerce.

#### DEPARTMENT OF TRANSPORTATION

Triruvurur R. Lakshmanan, of New Hampshire, to be Director of the Bureau of Transportation Statistics, Department of Transportation, for the term of 4 years.

#### EXECUTIVE OFFICE OF THE PRESIDENT

Jerry M. Melillo, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy.

Kerri-Ann Jones, of Maryland, to be an Associate Director of the Office of Science and Technology Policy.

#### DEPARTMENT OF EDUCATION

Donald Rappaport, of the District of Columbia, to be Chief Financial Officer, Department of Education.

#### BARRY GOLDWATER SCHOLARSHIP AND EXCELLENCE IN EDUCATION FOUNDATION

Hans M. Mark, of Texas, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring April 17, 2002.

#### NATIONAL INSTITUTE FOR LITERACY ADVISORY BOARD

Anthony R. Sarmiento, of Maryland, to be a Member of the National Institute for Literacy Advisory Board for a term expiring September 22, 1998.

#### NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Susan E. Trees, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2002.

Marsha Mason, of New Mexico, to be a Member of the National Council on the Arts for a term expiring September 3, 2002.

#### DEPARTMENT OF EDUCATION

Gerald N. Tirozzi, of Connecticut, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

#### DEPARTMENT OF STATE

Stuart E. Eizenstat, of Maryland, to be an Under Secretary of State.

Thomas R. Pickering, of New Jersey, to be an Under Secretary of State.

#### EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT

Karen Shepherd, of Utah, to be United States Director of the European Bank for Reconstruction and Development.

#### DEPARTMENT OF STATE

Letitia Chambers, of the District of Columbia, to be a Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

James Catherwood Hormel, of California, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

Prezell R. Robinson, of North Carolina, to be an Alternate Representative of the United States of America to the Fifty-first Session of the General Assembly of the United Nations.

#### DEPARTMENT OF TRANSPORTATION

Kenneth M. Mead, of Virginia, to be Inspector General, Department of Transportation.

#### IN THE AIR FORCE

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

*To be lieutenant general*

Maj. Gen. John W. Handy, 0000

#### IN THE ARMY

The following-named officers for appointment in the Reserve of the Army to the grade indicated under title 10, United States Code, section 12203;

*To be major general*

Brig. Gen. James W. Darden, 0000

Brig. Gen. Michael E. Dunlavey, 0000

Brig. Gen. Michael T. Gaw, 0000

Brig. Gen. George O. Hillard, III, 0000

*To be brigadier general*

Col. Richard W. Hammond, 0000

Col. John R. Tindall, Jr., 0000

Col. Gary C. Wattnem, 0000

#### IN THE MARINE CORPS

The following-named officer for appointment in the U.S. Marine Corps to the grade indicated under title 10, United States Code, section 624:

*To be brigadier general*

Col. Terry L. Paul, 0000

#### IN THE NAVY

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

*To be rear admiral*

Rear Adm. (1h) Joan M. Engel, 0000

Rear Adm. (1h) Jerry K. Johnson, 0000

#### GENERAL SERVICES ADMINISTRATION

David J. Barram, of California, to be Administrator of General Services.

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

Air Force nominations beginning Neal A. Andren, and ending Randall C. Zernzsch, which nominations were received by the Senate and appeared in the Congressional Record of January 28, 1997.

Army nominations beginning James A. Adkins, and ending Abraham P. Zimelman, which nominations were received by the Senate and appeared in the Congressional Record of April 25, 1997.

Foreign Service nominations beginning Kathleen Therese Austin, and ending Ronda S. Zander, which nominations were received by the Senate and appeared in the Congressional Record of February 13, 1997.

Foreign Service nominations beginning Kenton W. Keith, and ending Terrence W. Sullivan, which nominations were received by the Senate and appeared in the Congressional Record of February 13, 1997.

Foreign Service nominations beginning Daniel B. Conable, and ending Francis J. Tarrant, which nominations were received by the Senate and appeared in the Congressional Record of February 13, 1997.

Foreign Service nominations beginning Kenneth P. Moorefield, and ending James Wilson, which nominations were received by the Senate and appeared in the Congressional Record of April 8, 1997.

Foreign Service nominations beginning Susan B. Aramayo, and ending Robert S. Morris, which nominations were received by the Senate and appeared in the Congressional Record of April 25, 1997.

Navy nominations beginning Thomas P. Yavorski, and ending Robert J. Barton, III, which nominations were received by the Senate and appeared in the Congressional Record of April 28, 1997.

Navy nominations beginning Craig L. Herrick, and ending William F. Conroy, II, which nominations were received by the Senate and appeared in the Congressional Record of April 28, 1997.

Public Health Service nominations beginning Dan L. Longo, and ending Christopher R. Walsh, which nominations were received by the Senate and appeared in the Congressional Record of January 30, 1997.

Public Health Service nominations beginning Larry J. Anderson, and ending John N. Zey, which nominations were received by the Senate and appeared in the Congressional Record of January 30, 1997.

Mr. LOTT. I do note, Mr. President, that I have discussed this with Senator DASCHLE and this substantially cleans the Executive Calendar. There are a few remaining, but they are awaiting companion nominations or have problems that I think we may resolve soon after we get back. This is a major list of nominations that are being confirmed this afternoon. I am glad we were able to work out the difficulties.

#### NOMINATIONS OF ANN JORGENSEN AND LOWELL JUNKINS

Mr. LUGAR. Mr. President, I support the nomination of Ann Jorgensen to the Farm Credit Administration Board of Directors and Lowell Junkins to the Farmer Mac Board of Directors. Both nominees appeared before the Agriculture Committee on April 10 and both were favorably reported out of committee on April 15 by unanimous vote.

The Farm Credit System is an important source of agricultural credit for rural America. The system is regulated by the Farm Credit Administration, which has had a vacancy on its three-member Board since March 31, 1995. I am pleased that after that long vacancy we have a qualified nominee to complete the board. Ms. Jorgensen has a distinguished career in farming, entrepreneurship, and public service and will serve as an FCA board member.

Farmer Mac was created by Congress in 1988 to promote a secondary market

in farm real estate loans. The Farm Credit System Reform Act of 1996 provided Farmer Mac with additional authorities to develop a successful secondary market. The future of Farmer Mac will be determined in the next 2 years. It is important that qualified individuals serve on the board to help move Farmer Mac toward a successful secondary market for agricultural loans.

Mr. Junkins has served as a recess appointee to the Farmer Mac Board of Directors since April 1996. Mr. Junkins was also spoken highly of by the distinguished ranking member of the Agriculture Committee, Senator HARKIN, Senator GRASSLEY, and Congressman BOSWELL.

Ann Jorgensen and Lowell Junkins are well qualified and should be confirmed by the Senate to the Farm Credit Administration Board and the Farmer Mac Board respectively. I urge my colleagues to vote for their nomination.

### LEGISLATIVE SESSION

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Thomas, 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.

(The nominations received today are printed at the end of the Senate proceedings.)

#### 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-1974. A communication from the Acting Chair of the Federal Subsistence Board, transmitting, pursuant to law, a rule entitled "Subsistence Management Regulations" (RIN1018-AD90) received on May 21, 1997; to the Committee on Energy and Natural Resources.

EC-1975. A communication from the Director of the Office of Regulations Management, Department of Veterans' Affairs, transmitting, pursuant to law, a rule entitled "Reservists' Education" (RIN2900-AI54) received on May 20, 1997; to the Committee on Veterans' Affairs.

EC-1976. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, a draft of proposed legislation entitled "The Forfeiture Act of 1997"; to the Committee on the Judiciary.

EC-1977. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, a rule entitled "Regulation C" received on May 20, 1997; to the Committee on Banking, Housing, and Urban Affairs.

EC-1978. A communication from the Acting General Counsel of the Department of Housing and Urban Development, transmitting, pursuant to law, five rules including a rule entitled "Manufactured Housing" (FR-4106, 4080, 4223, 4108, 4166) received on May 20, 1997; to the Committee on Banking, Housing, and Urban Affairs.

### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. D'AMATO, from the Committee on Banking, Housing, and Urban Affairs, with an amendment in the nature of a substitute:

S. 462. A bill to reform and consolidate the public and assisted housing programs of the United States, and to redirect primary responsibility for these programs from the Federal Government to States and localities, and for other purposes (Rept. No. 105-21).

By Mr. HATCH, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 507. A bill to establish the United States Patent and Trademark Organization as a Government corporation, to amend the provisions of title 35, United States Code, relating to procedures for patent applications, commercial use of patents, reexamination reform, and for other purposes.

### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

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

By Mr. THOMAS (for himself and Mr. ENZI):

S. 799. A bill to direct the Secretary of the Interior to transfer to the personal representative of the estate of Fred Steffens of Big Horn County, Wyoming, certain land comprising the Steffens family property; to the Committee on Energy and Natural Resources.

By Mr. ABRAHAM (for himself, Mr. KYL, Mr. BROWNBACK, Mr. ASHCROFT, Mr. SESSIONS, Mr. HUTCHINSON, Mr. FAIRCLOTH, and Mr. ALLARD):

S. 800. A bill to create a tax cut reserve fund to protect revenues generated by economic growth; to the Committee on the Budget and the Committee on Governmental Affairs, jointly, pursuant to the order of August 4, 1977, as modified by the order of April 11, 1986, with instructions that if one Committee reports, the other Committee have thirty days to report or be discharged.

By Mr. GRAHAM (for himself, Mr. FAIRCLOTH, and Mr. HUTCHINSON):

S. 801. A bill to amend title 38, United States Code, to provide for improved and expedited procedures for resolving complaints of unlawful employment discrimination arising within the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans Affairs.

By Mr. ENZI (for himself and Mr. THOMAS):

S. 802. A bill to provide for the retention of the name of the mountain at the Devils Tower National Monument in Wyoming known as "Devils Tower", and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. THURMOND (for himself and Mr. MURKOWSKI):

S. 803. A bill to permit the transportation of passengers between United States ports by certain foreign-flag vessels and to encourage United States-flag vessels to participate in