

Between the Government of the United States of America and the Government of Barbados on Mutual Legal Assistance in Criminal Matters, signed at Bridgetown on February 28, 1996. I transmit also, for the information of the Senate, the report of the Department of State with respect to the 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 crimes, including drug trafficking offenses. The Treaty is self-executing.

The Treaty provides for a broad range of cooperation in criminal matters. Mutual assistance available under the Treaty includes: taking of testimony or statements of persons; providing documents, records, and articles of evidence; serving documents; locating or identifying persons; transferring persons in custody for testimony or other purposes; executing requests for searches and seizures; assisting in proceedings related to forfeiture of assets, restitution, and collection of fines; and rendering any other form of assistance not prohibited by the laws of the Requested State.

I recommend that the Senate give early and favorable consideration to the Treaty and give its advice and consent to ratification.

WILLIAM J. CLINTON.

THE WHITE HOUSE, September 3, 1997.

*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 Treaties Between the Government of the United States of America and the governments of four countries comprising the Organization of Eastern Caribbean States. The Treaties are with: Antigua and Barbuda, signed at St. John's on October 31, 1996; Dominica, signed at Roseau on October 10, 1996; Grenada, signed at St. George's on May 30, 1996; St. Lucia, signed at Castries on April 18, 1996. I transmit also, for the information of the Senate, the report of the Department of State with respect to the Treaties.

The Treaties are part of a series of modern mutual legal assistance treaties being negotiated by the United States in order to counter criminal activity more effectively. They should be an effective tool to assist in the prosecution of a wide variety of crimes, including "white-collar" crime and drug trafficking offenses. The Treaties are self-executing.

The Treaties provide for a broad range of cooperation in criminal matters. Mutual assistance available under the Treaties includes: taking of testimony or statements of persons; providing documents, records, and articles of evidence; serving documents; locating or identifying persons or items; transferring persons in custody for tes-

timony or other purposes; executing requests for searches and seizures; assisting in proceedings related to forfeiture of assets, restitution to the victims of crime, and collection of fines; and any other form of assistance not prohibited by the laws of the Requested State.

I recommend that the Senate give early and favorable consideration to these Treaties and give its advice and consent to ratification.

WILLIAM J. CLINTON.

THE WHITE HOUSE, September 3, 1997.

*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 Inter-American Convention on Mutual Assistance in Criminal Matters ("the Convention"), adopted at the twenty-second regular session of the Organization of American States (OAS) General Assembly meeting in Nassau, The Bahamas, on May 23, 1992, and the Optional Protocol Related to the Inter-American Convention on Mutual Assistance in Criminal Matters ("the Protocol"), adopted at the twenty-third regular session of the OAS General Assembly meeting in Managua, Nicaragua, on June 11, 1993. Both of these instruments were signed on behalf of the United States at the OAS headquarters in Washington on January 10, 1995. In addition, for the information of the Senate, I transmit the report of the Department of State with respect to the Convention and the Protocol.

When ratified, the Convention and the Protocol will constitute the first multilateral convention between the United States and other members of the OAS in the field of international judicial cooperation in criminal matters. The provisions of the Convention and Protocol are explained in the report of the Department of State that accompanies this message.

The Convention and Protocol will establish a treaty-based system of judicial assistance in criminal matters analogous to that which exists bilaterally between the United States and a number of countries. These instruments should prove to be effective tools to assist in the prosecution of a wide variety of modern criminals, including members of drug cartels, "white-collar" criminals, and terrorists. The Convention and Protocol are self-executing, and will not require implementing legislation.

The Convention provides for a broad range of cooperation in criminal matters. Mutual assistance available under the Convention includes: (1) taking testimony or statements of persons; (2) providing documents, records, and articles of evidence; (3) serving documents; (4) locating or identifying persons or items; (5) transferring persons in custody for testimony or other purposes; (6) executing requests for searches and seizures; (7) assisting in forfeiture proceedings; and (8) rendering any other form of assistance not prohibited by the laws of the Requested State.

The Protocol was negotiated and adopted at the insistence of the United States Government, and will permit a greater measure of cooperation in connection with tax offenses. I believe that the Convention should not be ratified by the United States without the Protocol. If the Convention and Protocol are ratified, the instruments of ratification would be deposited simultaneously.

One significant advantage of this Convention and Protocol is that they provide uniform procedures and rules for cooperation in criminal matters by all the states that become Party. In addition, the Convention and Protocol would obviate the expenditure of resources that would be required for the United States to negotiate and bring into force bilateral mutual assistance treaties with certain OAS member states.

I recommend that the Senate give early and favorable consideration to the Convention and the Protocol, and that it give its advice and consent to ratification, subject to the understandings described in the accompanying report of the Department of State.

WILLIAM J. CLINTON.

THE WHITE HOUSE, September 3, 1997.

ORDERS FOR THURSDAY,  
SEPTEMBER 4, 1997

Mrs. HUTCHISON. I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until the hour of 9:30 a.m. on Thursday, September 4.

I further ask that on Thursday, immediately following the prayer, the routine requests through the morning hour be granted, and the Senate immediately resume consideration of amendment No. 1077 to the Labor, HHS appropriations bill.

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

PROGRAM

Mrs. HUTCHISON. For the information of all Members, tomorrow the Senate will immediately resume consideration of amendment No. 1077 offered by Senator COATS to S. 1061, the Labor, HHS appropriations bill. It is hoped that a vote on the Coats amendment will occur by mid morning.

In addition, Members can anticipate additional votes on amendments currently pending to the Labor, HHS appropriations bill and other amendments expected to be offered to the bill throughout Thursday's session of the Senate as we make progress on this important legislation.

As always, Members will be notified as any votes are scheduled. It is hoped that the Senate will complete action on the Labor, HHS appropriations bill tomorrow. Also, as a reminder to all Members, a cloture motion was filed this evening on the motion to proceed to the FDA reform bill. Therefore, Members can anticipate a vote to occur on the cloture motion Friday morning.

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

Mrs. HUTCHISON. If there is no further business to come before the Senate, I now ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 8:29 p.m., adjourned until Thursday, September 4, 1997, at 9:30 a.m.

## NOMINATIONS

Executive nominations received by the Senate September 3, 1997:

### IN THE COAST GUARD

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. COAST GUARD UNDER TITLE 14, UNITED STATES CODE, SECTION 271:

#### *To be captain*

MICHAEL F. HOLMES, 0000  
HERBERT H. SHARPE, 0000  
ERIK N. FUNK, 0000  
MARVIN J. PONTIFF, 0000  
JOHN J. DAVIN, 0000  
RICHARD R. HOUCK, 0000  
DAVID M. MOGAN, 0000  
RICHARD R. KOWALEWSKI, 0000  
JAMES D. SPITZER, 0000  
SALLY BRICE-OHARA, 0000  
KENNETH W. KEANE, 0000  
PETER A. RICHARDSON, 0000  
CHRISTOPHER J. SNYDER, 0000  
PAUL D. LUPPERT, 0000  
LAWRENCE T. YARBOROUGH, 0000  
RONALD J. MORRIS, 0000  
RANDOLPH MEADE, 0000  
RONALD L. RUTLEDGE, 0000  
ERIC N. FAGERHOLM, 0000  
GEORGE R. MATTHEWS, 0000  
GEOFFREY D. POWERS, 0000  
ALAN H. MOORE, 0000  
THEODORE C. LEFEUVRE, 0000  
RICHARD R. KELLY, 0000  
LAWRENCE J. BOWLING, 0000  
GLENN W. ANDERSON, 0000  
LOREN P. TSCHOHL, 0000  
JOHN A. GENTILE, 0000  
SURREN D. DILKS, 0000  
TERRENCE C. JULICH, 0000  
JOHN M. KRUPA, 0000  
JOHN C. MILLER, 0000  
GEOFFREY L. ABBOTT, 0000  
JAMES S. THOMAS, 0000  
JOSEPH A. HALSCH, 0000  
WAYNE R. BUCHANAN, 0000  
GLENN A. WILTSHIRE, 0000  
MARK S. KERN, 0000  
JAMES E. EVANS, 0000  
STEPHEN J. KRUPA, 0000  
RICHARD D. POORE, 0000  
JAMES W. DECKER, 0000  
GLENN R. GUNN, 0000  
WILLIAM W. PETERSON, 0000  
SCOTT E. DAVIS, 0000  
MARK H. JOHNSON, 0000  
GLENN E. GATELY, 0000  
JAMES F. MURRAY, 0000  
IVAN T. LUKE, 0000  
ARTHUR H. HANSON, 0000  
MICHAEL K. GRIMES, 0000  
JAMES R. MONGOLD, 0000  
DAVID J. VISNESKI, 0000  
GREGORY J. MACGARVA, 0000  
ARN M. HEGGERS, 0000  
JAMES W. STARK, 0000  
JOHN ASTLEY, 0000  
GILBERT J. KANAZAWA, 0000  
SCOTT J. GLOVER, 0000  
KEVIN L. MARSHALL, 0000  
PAUL A. LANGLOIS, 0000  
DANIEL B. LLOYD, 0000  
JOHN P. CURRIER, 0000  
WAYNE E. JUSTICE, 0000  
WILLIAM R. WEBSTER, 0000  
ERIC A. NICOLAUS, 0000  
CHARLES J. DICKENS, 0000  
HOWARD P. RHOADES, 0000  
ROBERT D. ALLEN, 0000  
JODY A. BRECKENRIDGE, 0000  
RUSSELL N. TERRELL, 0000  
GREGORY F. ADAMS, 0000  
WILLIAM L. ROSS, 0000  
BEVERLY G. KELLEY, 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 (lower half)*

CAPT. PHILLIP M. BALISLE, 0000  
CAPT. KENNETH E. BARBOR, 0000  
CAPT. LARRY C. BAUCOM, 0000  
CAPT. ROBERT E. BESAL, 0000

CAPT. JOSEPH D. BURNS, 0000  
CAPT. JOSEPH A. CARNEVALE, JR., 0000  
CAPT. JAY M. COHEN, 0000  
CAPT. CHRISTOPHER W. COLE, 0000  
CAPT. DAVID R. ELLISON, 0000  
CAPT. LILLIAN E. FISHBURNE, 0000  
CAPT. RAND H. FISHER, 0000  
CAPT. ALAN M. GEMMILL, 0000  
CAPT. DAVID T. HART, JR., 0000  
CAPT. KENNETH F. HEIMGARTNER, 0000  
CAPT. JOSEPH G. HENRY, 0000  
CAPT. GERALD L. HOEWING, 0000  
CAPT. MICHAEL L. HOLMES, 0000  
CAPT. EDWARD E. HUNTER, 0000  
CAPT. THOMAS J. JURKOWSKY, 0000  
CAPT. WILLIAM R. KLEMM, 0000  
CAPT. MICHAEL D. MALONE, 0000  
CAPT. WILLIAM J. MARSHALL, III, 0000  
CAPT. PETER W. MARZLUFF, 0000  
CAPT. JAMES D. MCARTHUR, JR., 0000  
CAPT. MICHAEL J. MCCABE, 0000  
CAPT. DAVID C. NICHOLS, JR., 0000  
CAPT. GARY ROUGHHEAD, 0000  
CAPT. KENNETH D. SLAGHT, 0000  
CAPT. STANLEY R. SZEMBORSKI, 0000  
CAPT. HENRY G. ULRICH, III, 0000  
CAPT. GEORGE E. VOELKER, 0000  
CAPT. CHRISTOPHER E. WEAVER, 0000  
CAPT. ROBERT F. WILLARD, 0000  
CAPT. CHARLES B. YOUNG, 0000

### IN THE AIR FORCE

THE FOLLOWING-NAMED AIR NATIONAL GUARD OF THE U.S. OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE AIR FORCE, UNDER TITLE 10, UNITED STATES CODE, SECTIONS 12203 AND 12212:

#### *To be colonel*

ROBERT J. SPERMO, 0000

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE AIR FORCE UNDER TITLE 10, UNITED STATES CODE, SECTIONS 1552 (IDENTIFIED BY AN ASTERISK (\*)), 12203 AND 12204:

\*CARL M. GOUGH, 0000  
DAVID A. MASSA, 0000  
\*GEORGE F. MATECKO, 0000  
SAMUEL STRAUSS, 0000

### IN THE ARMY

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 12203(A), 12204(A), AND 12207:

#### *To be colonel*

SHRI KANT MISHRA, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 12203, 12204, AND 12207:

#### *To be colonel*

DAVID S. FEIGIN, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. ARMY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 624 AND 628:

#### *To be major*

CLYDE A. MOORE, 0000

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT TO THE GRADES INDICATED IN THE U.S. ARMY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 624 AND 628:

#### *To be colonel*

TERRY A. WIKSTROM, 0000

#### *To be lieutenant colonel*

CARL B. HALL, 0000

#### *To be major*

RICHARD C. BUTLER, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE U.S. ARMY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 12203, 12204, AND 12207:

#### *To be colonel*

JAMES H. WILSON, 0000

THE FOLLOWING-NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 12203, AND 12211:

#### *To be colonel*

ELLIS E. BRUMRAUGH, JR., 0000  
HOMER G. HOBBS, 0000  
MICHAEL J. JENNINGS, 0000  
WILLIAM F. KUEHN, 0000  
JAMES H. MONTGOMERY, 0000  
ELIZABETH A. NELSON, 0000  
ALAN D. O'ROUKE, 0000  
LAWRENCINE L. PRILLERMAN, 0000  
ALLAN V. STRICKER, 0000  
JOHN C. ZIMMERMAN, 0000

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE

ARMY UNDER TITLE 10, UNITED STATES CODE, SECTION 12203:

#### *To be colonel*

GRATEN D. BEAVERS, 0000  
BRIAN C. DONLEY, 0000  
DARRELL C. DYER, 0000  
KENNETH C. HANKO, 0000  
GARY HERRINGTON, 0000  
MATTHEW A. HORN, 0000  
JAMES L. JOHNSON, 0000  
ROGER W. KRAUEL, 0000  
HOWARD A. KRIENKE, 0000  
WILLIAM D. MCKEOWN, 0000  
JAMES I. NISHIMOTO, 0000  
HARRY J. PHILIPS, 0000  
DAVID E. SERVINSKY, 0000  
ALISON L. M. SIMMONS, 0000  
WILLIAM S. SPIRAITZAR, 0000  
GEORGE R. THOMAS, 0000  
JOHN W. THORPE, 0000  
MATTHEW L. VADNAL, 0000  
JOHN E. ZUPKO, 0000

### IN THE MARINE CORPS

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. MARINE CORPS UNDER TITLE 10, UNITED STATES CODE, SECTION 624:

#### *To be colonel*

WILLIAM C. JOHNSON, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. MARINE CORPS UNDER TITLE 10, UNITED STATES CODE, SECTION 624:

#### *To be major*

TONY WECKERLING, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. MARINE CORPS UNDER TITLE 10, UNITED STATES CODE, SECTIONS 624 AND 628:

#### *To be major*

JEFFREY E. LISTER, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. MARINE CORPS UNDER TITLE 10, UNITED STATES CODE, SECTION 624:

#### *To be major*

HARRY DAVIS, JR., 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. MARINE CORPS UNDER TITLE 10, UNITED STATES CODE, SECTION 624:

#### *To be major*

MICHAEL D. DAHL, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. MARINE CORPS UNDER TITLE 10, UNITED STATES CODE, SECTION 624:

#### *To be major*

JAMES C. CLARK, 0000

THE FOLLOWING-NAMED OFFICERS FOR REGULAR APPOINTMENT IN THE GRADES INDICATED IN THE U.S. AIR FORCE UNDER TITLE 10, UNITED STATES CODE, SECTION 531:

#### *To be colonel*

JOSEPH ARGYLE, 0000  
HANS E. ARVIDSON, 0000  
JAMES M. BENGE, 0000  
ROBERT F. DONS, 0000  
WILEY J. FAIRCLOTH, JR., 0000  
STEPHEN M. GOLDEN, 0000  
LARRY L. HAGAN, 0000  
VIRGIL E. HEMPHILL, JR., 0000  
RICHARD E. IMM, 0000  
DOYLE W. ISAAK, 0000  
STEPHEN A. JENNINGS, 0000  
NAMIR MREYOUD, 0000  
JEB S. PICKARD, 0000  
FORREST R. POINDEXTER, 0000  
LONDE A. RICHARDSON, 0000  
SARLA K. SAUJANI, 0000  
RASA S. SILENAS, 0000  
CHARLES R. TOLLINCHE, 0000  
SALIMI A. WIRJOSEMITO, 0000

#### *To be lieutenant colonel*

ROBERT L. BLOOD, 0000  
KENNETH F. DESROSIER, 0000  
GLENN E. DICKKEY, 0000  
RAYMOND S. DOUGHERTY, 0000  
LOUIS D. ELDRIDGE, 0000  
DOUGLAS M. ERICKSON, 0000  
BRENT L. GILLILAND, 0000  
DENNIS N. GRAHAM, 0000  
MARK P. GUILDER, 0000  
WILLIAM K. HAMILTON, 0000  
JAY B. HIGGS, 0000  
KEVIN M. HIRSCHHEY, 0000  
VINCENT T. JONES, 0000  
FRANK J. LORUSSO, 0000  
SUSAN L. MALANE, 0000  
KAREN M. MATHEWS, 0000  
HOWARD T. MCDONNELL, 0000  
VICTOR M. PINEIRO-CARRERO, 0000  
DALE R. TIDABACK, 0000  
ROBERT F. TODARO, 0000