

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. SPEARITZAR, 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 MREYUOD, 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