

(7) The American aeronautics industry is the top contributor to the United States balance of trade, with a net contribution of more than \$41,000,000,000 in 1998.

(8) Less than 10 years ago, American airplane producers controlled over 70 percent of the global market for commercial aviation.

(9) America's dominance in the world's civil aviation market is being challenged by foreign companies like Airbus, which now has approximately 50 percent of the world's civil aviation market, and is aiming to capture 70 percent.

(10) The rise of foreign competition in the global civil aviation market has coincided with decreases in NASA's aeronautics research budget and a corresponding increase in European investment.

(11) NASA's aeronautics laboratories have the research facilities, including wind tunnels, and technical expertise to conduct the cutting-edge scientific inquiry needed to advance state-of-the-art military and civil aircraft.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the United States should increase its commitment to aeronautics research funding.

SEC. 433. UNDERGROUND STORAGE TANKS. Not later than May 1, 2000, in administering the underground storage tank program under subtitle I of the Solid Waste Disposal Act (42 U.S.C. 6991 et seq.), the Administrator of the Environmental Protection Agency shall develop a plan (including cost estimates)—

(1) to identify underground storage tanks that are not in compliance with subtitle I of the Solid Waste Disposal Act (42 U.S.C. 6991 et seq.) (including regulations);

(2) to identify underground storage tanks in temporary closure;

(3) to determine the ownership of underground storage tanks described in paragraphs (1) and (2);

(4) to determine the plans of owners and operators of underground storage tanks described in paragraphs (1) and (2) to bring the underground storage tanks into compliance or out of temporary closure; and

(5) in a case in which the owner of an underground storage tank described in paragraph (1) or (2) cannot be identified—

(A) to bring the underground storage tank into compliance; or

(B) to permanently close the underground storage tank.

SEC. 434. The comment period on the proposed rules related to section 303(d) of the Clean Water Act published at 64 Federal Register 46012 and 46058 (August 23, 1999) shall be extended from October 22, 1999, for a period of no less than 90 additional calendar days.

SEC. 435. Section 4(a) of the Act of August 9, 1950 (16 U.S.C. 777c(a)), is amended in the second sentence by striking "1999" and inserting "2000".

SEC. 436. PROMULGATION OF STORMWATER REGULATIONS. (a) STORMWATER REGULATIONS.—The Administrator of the Environmental Protection Agency shall not promulgate the Phase II stormwater regulations until the Administrator submits to the Committee on Environment and Public Works of the Senate a report containing—

(1) an in-depth impact analysis on the effect the final regulations will have on urban, suburban, and rural local governments subject to the regulations, including an estimate of—

(A) the costs of complying with the 6 minimum control measures described in the regulations; and

(B) the costs resulting from the lowering of the construction threshold from 5 acres to 1 acre;

(2) an explanation of the rationale of the Administrator for lowering the construction site threshold from 5 acres to 1 acre, including—

(A) an explanation, in light of recent court decisions, of why a 1-acre measure is any less arbitrarily determined than a 5-acre measure; and

(B) all qualitative information used in determining an acre threshold for a construction site; (3) documentation demonstrating that stormwater runoff is generally a problem in communities with populations of 50,000 to 100,000 (including an explanation of why the coverage of the regulation is based on a census-determined population instead of a water quality threshold); and

(4) information that supports the position of the Administrator that the Phase II stormwater program should be administered as part of the National Pollutant Discharge Elimination System under section 402 of the Federal Water Pollution Control Act (33 U.S.C. 1342).

(b) PHASE I REGULATIONS.—No later than 120 days after enactment of this Act, the Environmental Protection Agency shall submit to the Senate Environment and Public Works Committee a report containing a detailed explanation of the impact, if any, that the Phase I program has had in improving water quality in the United States (including a description of specific measures that have been successful and those that have been unsuccessful).

(c) FEDERAL REGISTER.—The reports described in subsections (a) and (b) shall be published in the Federal Register for public comment.

SEC. 437. PESTICIDE TOLERANCE FEES. None of the funds appropriated or otherwise made available by this Act shall be used to promulgate a final regulation to implement changes in the payment of pesticide tolerance processing fees as proposed at 64 Fed. Reg. 31040, or any similar proposals. The Environmental Protection Agency may proceed with the development of such a rule.

This Act may be cited as the "Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 2000".

ORDERS FOR TUESDAY, SEPTEMBER 28, 1999

Mr. ROBERTS. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 10 a.m. on Tuesday, September 28.

I further ask unanimous consent that on Tuesday, immediately following the prayer, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and the Senate then begin a period of morning business until 12:30, with Senators speaking for up to 5 minutes each with the following exceptions: Senator DURBIN, or his designee, 10 to 10:30; Senator SNOWE, or her designee, 10:30 to 11.

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

Mr. ROBERTS. Mr. President, I ask unanimous consent the Senate stand in recess from 12:30 to 2:15 for the weekly policy conferences to meet.

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

PROGRAM

Mr. ROBERTS. Mr. President, for the information of all Senators, the Senate will convene at 10 a.m. tomorrow and be in a period of morning business until 12:30. It is expected that tomorrow morning the Senate will be able to reach an agreement for the consideration of the Energy and Water Appropria-

iations conference report. It is hoped the Senate would begin that conference report at approximately 11 o'clock on Tuesday for 45 minutes of debate. If that agreement is reached, Senators could anticipate the first rollcall vote to occur at approximately 11:45 in the morning.

Following the party conference meetings, the Senate may begin consideration of the digital millennium legislation or any conference reports or appropriations bills available for action while waiting for the continuing resolution from the House of Representatives. Therefore, Senators can anticipate votes throughout tomorrow's session of the Senate.

ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. ROBERTS. 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 6:48 p.m., adjourned until Tuesday, September 28, 1999, at 10 a.m.

NOMINATIONS

Executive nominations received by the Senate September 27, 1999:

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

GERALD V. POJE, OF VIRGINIA, TO BE A MEMBER OF THE CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD FOR A TERM OF FIVE YEARS. (REAPPOINTMENT)

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

MAJ. GEN. CHARLES F. WALD, 0000.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

LT. GEN. RONALD C. MARCOTTE, 0000.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

LT. GEN. THOMAS J. KECK, 0000.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

LT. GEN. HAL M. HORNBURG, 0000.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

LT. GEN. WALTER S. HOGLE, JR., 0000.

IN THE MARINE CORPS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES MARINE CORPS TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

MAJ. GEN. GARY S. MCKISSOCK, 0000.

IN THE NAVY

THE FOLLOWING NAMED TEMPORARY LIMITED DUTY OFFICERS FOR ORIGINAL REGULAR APPOINTMENT AS PERMANENT LIMITED DUTY OFFICERS TO THE GRADES INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTIONS 531, AND 5589:

To be lieutenant

ROBERT C. ADAMS, 0000 JOHN J. COYNE, 0000 RENEW JARVIS, 0000
 LARRY J. ADKINS, 0000 TIMOTHY D. CRONK, 0000 BARRY D. JONES, 0000
 JEFFREY F. ALLSTON, 0000 JAMES W. CROOKHAM, 0000 MICHAEL A. JULCH, 0000
 KENNETH D. ALWARD, 0000 RICHARD K. CROUSE, 0000 TIMOTHY F. KALVODA, 0000
 SCOTT A. ANDERSON, 0000 APRIL T. CROWELL, 0000 BRIAN T. KENNEY, 0000
 ERIC H. ANDREWS, 0000 JOSEPH P. CUMMINGS, 0000 SUNG H. KIM, 0000
 JAMES E. ANTHONY, 0000 PETER M. CYR, 0000 GLENN E. LAGGNER, 0000
 FLORENCIO C. ARCEO, 0000 WILLIAM L. DAVENPORT, 0000 JAMES G. LANGSTON, 0000
 FRANKE V. ARENA, 0000 0000 HERVE M. LARA, 0000
 TOMMY L. BAILEY, JR., 0000 FRANK S. DEVENUTO, 0000 TIMOTHY P. LAWLOR, 0000
 GUY A. BAKER, 0000 JOHN J. DRENEN, JR., 0000 DARREN L. MCFALL, 0000
 VINCE W. BAKER, 0000 MARK J. DUARTE, 0000 JEFFREY D. MCFALL, 0000
 EDGARDO V. BALDUEZA, 0000 ROBERT J. DUPREE, 0000 MICHAEL J. MCGINN, JR., 0000
 THOMAS D. BALL, 0000 RODGER N. ELKINS, 0000 EUGENE F. EARHART, 0000
 CELESTE D. BATEY, 0000 HENRY FAMULARO, 0000 JOHN K. FERGUSON, 0000
 LORRINDA D. BENNETT, 0000 KENNETH A. FAULKNER, SR., 0000 STEPHEN J. FORREST, 0000
 RONALD J. C. BENT, 0000 THEODORE A. FROELICH, 0000
 DENNIS R. BERRY, JR., 0000 GARY B. FROST, 0000 JAMES R. MOSS, 0000
 JAY T. BILADEAU, 0000 BRIAN H. GAINES, 0000 MARK A. MUKANOS, 0000
 MICHAEL C. BOBINGER, 0000 WAYNE T. GALBRAITH, 0000 GREGORY A. NORFLEET, 0000
 FERDINAND BOCACHICA, 0000 CHRISTOPHER N. GILBERT, 0000
 RANDALL L. BOUGHTON, 0000 JEROME H. GIRDLESTONE, 0000
 ALAN R. BRADLEY, 0000 THOMAS M. GOREY III, 0000
 MARK E. BRANHAM, 0000 JEFFREY D. GRISHAM, 0000
 PAUL H. BREDLAU, 0000 HOWARD D. CUBBS, 0000 RONALD P. GUSTIN, 0000
 DANIEL A. BRINSON, 0000 JAMES B. HADLEY, 0000 JAMES L. HARRELL, JR., 0000
 PHILLIP K. BRIZZEE, 0000 CHARLES A. HALL, 0000
 GERALD T. BROSNAHAN, 0000 CHARLES L. HARRELL, JR., 0000
 BARRY J. BROWN, 0000 RANDELL R. HARRIS, 0000
 ROBERT L. BROWN, 0000 CHARLES E. HARRISON, 0000 ARTHUR E. HARVEY, 0000
 STEVEN E. BURKE, 0000 BRIAN S. BURNS, 0000 COY B. BYINGTON, 0000 FUNDY A. CARABALLO, 0000
 CHARLES K. CARL, 0000 FRANKLIN R. CHAMBERS, 0000
 WALTER C. CHANEY IV, 0000 MICHAEL A. CLEVELAND, 0000 JASON CLOTFELTER, 0000 JAMES COOLEY, JR., 0000
 TED J. COOPER, 0000 RICHARD L. IVEY, 0000

KEVIN S. RAYMER, 0000 ANTHONY L. CRAIGHEAD, 0000
 DENNIS L. REYNOLDS, 0000 HERBERT MARSHALL, JR., 0000
 ALBERT C. RICHMOND, 0000 ERNEST D. CULBREATH, 0000
 TERRY L. ROBBINS, 0000 SIMON L. MARTIN, 0000
 CHARLES A. ROBERTS, 0000 RENATO D. MARTINEZ, 0000
 JUAN B. RODRIGUEZ, 0000 STEVEN D. MAXWELL, 0000
 ALONZA ROSS, JR., 0000 TINA M. MCHARGUE, 0000
 KEITH J. ROWE, 0000 ROY W. MCKAY, 0000
 EDWARD T. RUSSELL, JR., 0000 LEROY MCKINNEY, JR., 0000
 SCOTT D. RUSSELL, 0000 GREGORY R. MENARD, 0000
 JOHN M. SAIA, JR., 0000 NICHOLAS P. MILANO, 0000
 MICHAEL L. SCHAEFFNER, 0000 GREGORY D. MOCK, 0000
 SEAN I. FISCHER, 0000 DENNIS R. MOHR, 0000
 KATHERINE A. SCHNEIRLA, 0000 JEFFREY B. MONTGOMERY, 0000
 CLARENCE FRANKLIN, JR., 0000 BARBARA A. MYERS, 0000
 DAVID B. SHANER, 0000 PAUL NIX, JR., 0000
 WILLIAM D. SHANLEY, 0000 DANIEL A. OLVERA, 0000
 ESSIX SHANNON II, 0000 CARL R. PATTERSON, 0000
 RANDALL E. SHAW, 0000 STEPHEN J. PAYSEUR, 0000
 JAMES D. SHELTON, 0000 KEVIN M. PETTIT, 0000
 RICHARD A. SHEPHERD, 0000 FREDERICK POLANEC, JR., 0000
 RICHARD S. SHERMAN, 0000 MAXINE GOODRIDGE, 0000
 CHRISTOPHER S. SLAGLE, 0000 DAMIAN D. GOMEZ, 0000
 VINCENT E. SMITH, 0000 MAXINE GOODRIDGE, 0000
 KEVIN R. SONCRANT, 0000 TERRY E. GRAHAM, 0000
 AARON W. STACY, 0000 JEFFREY R. HARMON, 0000
 GREGORY W. STARKEY, 0000 WILBUR L. HARMON, JR., 0000
 FRED T. STAUBS, JR., 0000 VICTOR M. RIVERAS, 0000
 ALBERT W. STIMMELL, 0000 RAUL RODRIGUEZ, 0000
 ROBERT E. STRICKLAN, 0000 ANTHONY J. HARRIS, 0000
 JOSHUA L. STRIKER, 0000 PAUL B. HASLEY, 0000
 WILLIAM J. SUMMERER, 0000 STERLING B. HAWKINS, 0000
 RIKI M. HILTON, 0000 DONALD C. HENDRIX, JR., 0000
 DAVID G. HIRLINGER, 0000 KEVIN W. RUBEL, 0000
 PAUL M. HLOUSEK, 0000 AMBER R. RYAN, 0000
 DOUGLAS D. HOFFMAN, 0000 JULIAN E. SALLAS, 0000
 SCOTT G. HUNTER, 0000 DAVID W. SCHMIDT, 0000
 STEPHEN A. JIRAN, 0000 PAUL N. SHIELDS, 0000
 JIMMIE L. JONES, 0000 CHARLES E. SMITH, 0000
 BARNEY R. KASSMAN, 0000 KEVIN L. SMITH, 0000
 KENNETH A. KASZA, 0000 RAYMOND C. SPEARS, 0000
 DOUGLAS M. KENT II, 0000 JOHN W. STEFAN, 0000
 DARRYL T. WILLIAMS, 0000 WILLIAM P. STEPANIAK, 0000
 GWENDOLYN WILLIS, 0000 ARRON R. STERLING, 0000
 JEFFREY W. WILLIS, 0000 BARRY O. STOWELL, 0000
 TIMOTHY J. ZINCK, 0000 KENNETH A. KASZA, 0000
 TIMOTHY M. LEDBETTER, 0000 GARNAR A. SUTTON, 0000
 0000 DOUGLAS M. KENT II, 0000 MICHAEL SWANSON, 0000
 STEPHEN D. LEWIS, 0000 PHILLIP F. SZUBA, 0000
 CLIFTON J. LINES, 0000 KEN A. KOCH, 0000
 WILLIAM O. LOCK III, 0000 DAVID L. KOON, 0000
 JOSEPH L. LONGWELL, 0000 ALFRED J. LAICER, JR., 0000
 GREGORY C. LUDWIG, 0000 KERRY P. TILTON, 0000
 KENNETH C. LYNCH, JR., 0000 JOHN F. TROYANOS, 0000
 DAVID D. COMER, 0000 EDGAR S. TWINING II, 0000
 JERIT L. VANAUKER, JR., 0000 KIRK M. YOUNG II, 0000
 KEITH J. VENGLAR, 0000 KENDAL T. ZAMZOW, 0000
 RONALD L. WALKER, 0000 DANIEL L. ZIMMER, 0000
 VINCENT U. WEBSTER, 0000

To be lieutenant (junior grade)

WILLIAM P. ALLEN, 0000 DENNIS K. BENCH, 0000
 RICHARD H. BAILEY, JR., 0000 TIMOTHY J. BERGAN, 0000
 CHARLES R. HOAGLAND, JR., 0000 JIMMIE W. BRUCE, 0000
 WILLIAM K. BANE, 0000 TIM P. BRUNDLE, 0000
 SCOTT M. BANNACH, 0000 BRADLEY J. CARDWELL, 0000
 RICKY A. BEATTY, 0000 0000
 BOBBY J. BECK, 0000 JEAN S. CARRILLO, 0000
 LISA M. BECOAT, 0000 TIMOTHY A. CARTER, 0000
 ANGEL BELLIDO, 0000 DAVID D. COMER, 0000