

that the Committee on Health, Education, Labor, and Pensions be authorized to meet in executive session during the session of the Senate on Wednesday, February 28, 2001, at 9:30 a.m.

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

COMMITTEE ON INDIAN AFFAIRS

Mr. SMITH of New Hampshire. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Wednesday, February 28, 2001, at 9 a.m., in room 485 of the Russell Senate Office Building to conduct a hearing to receive the views of the Department of the Interior on matters of Indian Affairs.

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

COMMITTEE ON THE JUDICIARY

Mr. SMITH of New Hampshire. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Wednesday, February 28, 2001, at 9:30 a.m.. The markup will take place in Dirksen Room 226.

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

COMMITTEE ON RULES AND ADMINISTRATION

Mr. SMITH of New Hampshire. Mr. President, I ask unanimous consent that the Committee on Rules and Administration be authorized to meet during the session of the Senate on Wednesday, February 28, 2001, at 9:30 a.m., to conduct its organizational meeting for the 107th Congress.

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

COMMITTEE ON SMALL BUSINESS

Mr. SMITH of New Hampshire. Mr. President, I ask unanimous consent that the Committee on Small Business be authorized to meet during the session of the Senate on Wednesday, February 28, 2001, beginning at 9 a.m., in room 428A of the Russell Senate Office Building to hold its Organizational Meeting for the 107th Congress.

Immediately following the Organizational Meeting, we will turn to official Committee business including: (1) S. 295, Small Business Energy Emergency Relief Act of 2001; (2) S. 174, Microloan Program Improvement Act of 2001; (3) The Independent Office of Advocacy Act of 2001; and (4) The White House Quadrennial Small Business Summit Act of 2001.

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

COMMITTEE ON VETERANS' AFFAIRS

Mr. SMITH of New Hampshire. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to hold a joint hearing with the House Committee on Veterans' Affairs to receive the legislative presentations of the Veterans of Foreign Wars. The hearing will be held on Wednesday, February 28, 2001, at 10 a.m., in room 345 of the Cannon House Office Building.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. SMITH of New Hampshire. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Wednesday, February 28, 2001, at 2 p.m., to hold a closed hearing on intelligence matters.

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

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. LOTT. Mr. President, I ask unanimous consent that the Senate immediately proceed to executive session to consider the nominations at the desk just reported by the Armed Services Committee.

I further ask unanimous consent that the nominations be confirmed, the motion to reconsider be laid upon the table, and any statements relating to the nominations be printed in the RECORD.

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

The nominations were considered and confirmed, as follows:

DEPARTMENT OF THE TREASURY

John M. Duncan, of the District of Columbia, to be a Deputy Under Secretary of the Treasury.

DEPARTMENT OF DEFENSE

Paul D. Wolfowitz, of Maryland, to be Deputy Secretary of Defense.

IN THE NAVY

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

To be vice admiral

Rear Adm. Albert H. Konetzni Jr., 0000

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

To be vice admiral

Rear Adm. Timothy W. LaFleur, 0000

The following named officers for appointment in the United States Naval Reserve to the grade indicated under title 10, U.S.C., section 12203:

To be rear admiral

Rear Adm. (1h) James S. Allan, 0000
Rear Adm. (1h) Howard W. Dawson Jr., 0000
Rear Adm. (1h) Karen A. Harmeyer, 0000
Rear Adm. (1h) Maurice B. Hill Jr., 0000
Rear Adm. (1h) James M. Wallely Jr., 0000

IN THE AIR FORCE

The following named officer for appointment to the grade indicated in the United States Air Force, under title 10, U.S.C., section 1552:

To be major

Robert V. Garza, 0000

Air Force nominations beginning Linda M. Christiansen, and ending Robert M. Monberg, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Air Force nominations beginning Charles G. Beleney, and ending Michele R. Zellers,

which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Air Force nominations beginning Jay O. Aanrud, and ending Daniel S. Zulli, which nominations were received by the Senate and appeared in the Congressional Record on February 13, 2001.

IN THE ARMY

The following named Army National Guard of the United States officer for appointment to the grade indicated in the Reserve of the Army under title 10, U.S.C., sections 12203 and 12211:

To be colonel

Marcus G. Coker, 0000

The following named officer for appointment as a Permanent Professor of the United States Military Academy in the grade indicated under title 10 U.S.C. section 4333(b):

To be colonel

Eugene K. Ressler Jr., 0000

The following named Army National Guard of the United States officer for appointment to the grade indicated in the Reserve of the Army under title 10, U.S.C., sections 12203 and 12211:

To be colonel

Kenneth W. Smith, 0000

The following named Army National Guard of the United States officer for appointment to the grade indicated in the Reserve of the Army under title 10, U.S.C., sections 12203 and 12211:

To be colonel

Timothy I. Sullivan, 0000

Army nominations beginning Virginia G. Barham, and ending James C. Butt, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Army nominations beginning Felix T. Castagnola, and ending Aaron R. Kenneston, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Army nominations beginning William P. Blaich, and ending Ira K. Weil, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Army nominations beginning Gregory O. Block, and ending Robert D. Teetsel, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Army nominations beginning Moses N. Adiele, and ending Horace J. Young, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Army nominations beginning Norman F. Allen, and ending Daria P. Wollschlaeger, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Army nominations beginning Stephen C. Allison, and ending Stacy Young McCaughan, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

The following named Army National Guard of the United States officer for appointment to the grade indicated in the Reserve of the Army under title 10, U.S.C., section 12203 and 12211:

To be colonel

Robert M. Nagle, 0000

Army nominations beginning James M. Ivey, and ending Douglas C. Wilson, which nominations were received by the Senate and appeared in the Congressional Record on February 13, 2001.

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

To be lieutenant colonel

Steven L. Powell, 0000

The following named officer for Regular appointment to the grade indicated in the United States Army Medical Corps under title 10, U.S.C., sections 531, 624 and 3064:

To be lieutenant colonel

Mark R. Withers, 0000 MC

Army nominations beginning Danny W. Agee, and ending Ronald K. Taylor, which nominations were received by the Senate and appeared in the Congressional Record on February 13, 2001.

Army nominations beginning Arthur D. Bacon, and ending Richard T. Vann Jr., which nominations were received by the Senate and appeared in the Congressional Record on February 13, 2001.

IN THE MARINE CORPS

Marine Corps nominations beginning Ronald S. Culp, and ending Christopher J. Loria, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

Marine Corps nominations beginning Eduardo A. Abisellan, and ending Richard D. Zyla, which nominations were received by the Senate and appeared in the Congressional Record on February 13, 2001.

IN THE NAVY

The following named officer for original Regular appointment as a permanent limited duty officer to the grade indicated in the United States Navy under title 10, U.S.C., sections 531 and 5589:

To be lieutenant

Kevin D. Sullivan, 0000

The following named officer for Regular appointment to the grade indicated in the United States Navy under title 10, U.S.C., section 531:

To be lieutenant commander

Stephen L. Cooley, 0000

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

To be lieutenant commander

Brian J.C. Haley, 0000

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

To be commander

William J. Nault, 0000

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

To be commander

James P. Scanlan, 0000

Navy nominations beginning Douglas J. Adams, and ending Gregory J. Zacharski, which nominations were received by the Senate and appeared in the Congressional Record on January 3, 2001.

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

To be captain

Mark R. Munson, 0000

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

To be commander

Thomas K. Kolon, 0000

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

To be commander

Bernadette M. Semple, 0000

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

To be lieutenant commander

John D. Carpenter, 0000

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

To be lieutenant commander

Darren S. Harvey, 0000

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

To be lieutenant commander

Travis C. Schweizer, 0000

Navy nominations beginning Frances R. Baccus, and ending Scott W. Stuart, which nominations were received by the Senate and appeared in the Congressional Record on February 13, 2001.

Mr. LOTT. Mr. President, I ask unanimous consent that the Foreign Relations Committee be discharged from further consideration of the nomination of BILL FRIST, and that the Senate immediately proceed to its consideration, the nomination be confirmed, the motion to reconsider be laid upon the table, 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.

Mr. LOTT. This is so Senator FRIST will be the representative of the United States to the 55th Session of the General Assembly of the U.N.

The nomination was considered and confirmed, as follows:

DEPARTMENT OF STATE

Bill Frist, of Tennessee, to be a Representative of the United States of America to the Fifty-fifth Session of the General Assembly of the United Nations.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now return to legislative session.

APPOINTMENT

The PRESIDING OFFICER. The Chair announces on behalf of the Committee on Finance, pursuant to section 8002 of title 26, U.S. Code, the designation of the following Senators as members of the Joint Committee on Taxation: The Senator from Iowa (Mr. GRASSLEY); the Senator from Utah (Mr. HATCH); the Senator from Alaska (Mr. MURKOWSKI); the Senator from Montana (Mr. BAUCUS); and the Senator from West Virginia (Mr. ROCKEFELLER).

UNANIMOUS CONSENT AGREEMENT—COMMITTEE BUDGETS AND RULES

Mr. LOTT. Mr. President, I ask unanimous consent that in accordance with the provisions of S. Res. 189 of the 106th Congress, there be authorized for the period of March 1, 2001, through March 10, 2001, funds for the expenses of each of the standing committees of the Senate, the Special Committee on Aging, the Select Committee on Intelligence, and the Committee on Indian Affairs, and such sums as may be necessary for agency contributions related to the compensation of the employees of such committees for the above described period, to be paid from the appropriations account for "Expenses of Inquiries and Investigations" of the Senate.

I further ask unanimous consent that such sums be 1/5 of the amount provided the committees under S. Res. 189 for the period of October 1, 2000, through February 28, 2001.

I further ask unanimous consent that notwithstanding the provisions of rule XXVI of the Standing Rules of the Senate, for the purposes of the 107th Congress, the publication date for committee rules shall not be later than March 10, 2001.

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

AUTHORITY FOR JUDICIARY COMMITTEE TO FILE BANKRUPTCY LEGISLATION

Mr. LOTT. Mr. President, I ask unanimous consent that notwithstanding the adjournment of the Senate, the Judiciary Committee have until 8 p.m. tonight to file the bankruptcy legislation.

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

HONORING DALE EARNHARDT

Mr. LOTT. Mr. President, I ask unanimous consent that the Commerce Committee be discharged from further consideration of S. Res. 29, and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 29) honoring Dale Earnhardt and expressing condolences of the U.S. Senate to his family on his death.

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

Mr. SHELBY. Mr. President, last October, Dale Earnhardt drove his familiar black Goodwrench Chevrolet, with the silver No. 3 painted on each side, past a waving checkered flag to win the Winston 500 at Talladega Superspeedway. The victory was Earnhardt's tenth first place NASCAR Winston Cup race at Talladega, a feat no other driver has accomplished. It was the 76th win of his career; sadly, it was his last.

A week ago Sunday, Dale Earnhardt died in a tragic accident on the last turn of the last lap of one of the last