

## 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.)

## MESSAGE FROM THE HOUSE

At 12:21 p.m., a message from the House of Representatives, delivered by Mr. Hays, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2505. An act to amend title 18, United States Code, to prohibit human cloning.

H.R. 1140. An act to modernize the financing of the railroad retirement system and to provide enhanced benefits to employees and beneficiaries.

The message also announced that the House disagrees to the amendment of the Senate to the bill (H.R. 333). An Act to amend title 11, United States Code, and for other purposes, and agrees to the conference asked by the Senate on the disagreeing votes of the two Houses thereon; and appoints the following Members as the managers of the conference on the part of the House:

From the Committee on the Judiciary, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Mr. SENSENBRENNER, Mr. HYDE, Mr. GEKAS, Mr. SMITH of Texas, Mr. CHABOT, Mr. BARR of Georgia, Mr. CONYERS, Mr. BOUCHER, Mr. NADLER, and Mr. WATT of North Carolina.

From the Committee on Financial Services, for consideration of sections 901-906, 907A-909, 911, and 1301-1309 of the House bill, and sections 901-906, 907A-909, 911, 913-4, and title XIII of the Senate amendment, and modifications committed to conference: Mr. OXLEY, Mr. BACHUS, and Mr. LAFALCE.

From the Committee on Energy and Commerce, for consideration of title XIV of the Senate amendment, and modifications committed to conference: Mr. TAUZIN, Mr. BARTON, and Mr. DINGELL.

From the Committee on Education and the Workforce, for consideration of section 1403 of the Senate amendment, and modifications committed to conference: Mr. BOEHNER, Mr. CASTLE, and Mr. KILDEE.

## MEASURES REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1140. An Act to modernize the financing of the railroad retirement system and to provide enhanced benefits to employees and beneficiaries; to the Committee on Finance.

## 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-3229. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Maintenance Plan Revisions; Michigan" (FRL7023-2) received on July 31, 2001; to the Committee on Environment and Public Works.

EC-3230. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Operating Permits Program; State of Missouri" (FRL7024-3) received on July 31, 2001; to the Committee on Environment and Public Works.

EC-3231. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Clean Air Act Promulgation of Extension of Attainment Date for the San Diego, California Serious Ozone Nonattainment Area" (FRL7023-9) received on July 31, 2001; to the Committee on Environment and Public Works.

EC-3232. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Bay Area Air Quality Management District and Ventura County Air Pollution Control District" (FRL7008-5) received on July 31, 2001; to the Committee on Environment and Public Works.

EC-3233. A communication from the Congressional Review Coordinator of the Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Mexican Fruit Fly Regulations; Regulated Areas, Regulated Articles and Treatments" (Doc. No. 99-075-5) received on July 31, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3234. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Nectarines and Peaches Grown in California; Revisions of Reporting Requirements for Fresh Nectarines and Peaches" (Doc. No. FV01-916-3IFR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3235. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tart Cherries Grown in the States of Michigan, et al.; Suspension of Provisions Under the Federal Marketing Order" (Doc. No. FV01-930-5IFR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3236. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Kiwifruit Grown in California; Removal of Certain Inspection and Pack Requirements" (Doc. No. FV01-920-1FR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3237. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Program, Department of Agriculture, transmitting, pur-

suant to law, the report of a rule entitled "Almonds Grown in California; Revision of Requirements Regarding Quality Control Program" (Doc. No. FV01-981-1FR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3238. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Raisins Produced from Grapes Grown in California; Reporting on Organic Raisins" (Doc. No. FV01-989-2FR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3239. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Raisins Produced from Grapes Grown in California; Final Fee and Reserve Percentages for 200-01 Crop Natural (sun-dried) Seedless and Zante Currant Raisins" (Doc. No. FV01-989-3IFR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3240. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Onions Grown in South Texas; Decreased Assessment Rate" (Doc. No. FV01-959-1FIR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3241. A communication from the Acting Administrator of the Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Nectarines and Peaches Grown in California; Revision of Handling Requirements for Fresh Nectarines and Peaches" (Doc. No. FV01-916-1FIR) received on August 1, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3242. A communication from the Regulations Specialist of the Bureau of Indian Affairs, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Encumbrance of Tribal Land—Contract Approvals" (RIN1076-AE00) received on July 26, 2001; to the Committee on Indian Affairs.

EC-3243. A communication from the Regulations Specialist of the Bureau of Indian Affairs, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Attorney Contracts with Indian Tribes" (RIN107-AE18) received on July 26, 2001; to the Committee on Indian Affairs.

## PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-169. A petition presented by the Board of Supervisors of the County of Los Angeles relative to Federal health care reform; to the Committee on Finance.

POM-170. A resolution adopted by the City Council of North Olmsted, Ohio relative to the crisis facing the domestic steel industry; to the Committee on Finance.

POM-171. A concurrent resolution adopted by the House of the Legislature of the State of Texas relative to federally funded community health centers and other federal community-based safety-net programs; to the Committee on Finance.

## HOUSE CONCURRENT RESOLUTION 84

Whereas, Federally funded community-based safety-net programs, which are specifically designed to assist low-income persons

without health insurance and those who live in areas that lack health care services, play a significant role in the delivery of medical care and related agencies to the large number of Americans who cannot afford health insurance; and

Whereas, Texas' large size and shared border with Mexico are geographical factors that present the state with unique challenges in serving its residents and increase the importance of all types of safety-net health care programs; of a total of 254 Texas counties, 176 entire counties and an additional 47 partial counties are federally designed as medically underserved areas; these areas include all but one of the counties along the Rio Grande; and

Whereas, These medically underserved areas are characterized by a high percentage of elderly residents, high poverty rates, high infant mortality rates; and a lower ratio of primary care providers than the national average; furthermore, these areas typically serve working poor, minority members, foreign born, or noncitizens who rely on community-based safety-net programs for medical care; and

Whereas, Federal safety-net programs are particularly important to the four U.S.-Mexico border states, including Texas, which rank among the six states with the highest percentage of uninsured persons under 65 partly because of the large numbers of immigrant households among their populations; such households are more than twice as likely to lack health insurance as are households of native-born citizens, and a recent study found that immigrants and children who arrived between 1994 and 1998 account for 59 percent of the growth of the uninsured; and

Whereas, Community health centers are a cost-effective way to provide primary and preventive care to populations lacking medical care and can reduce the inappropriate use of emergency rooms and hospitalizations; and

Whereas, Increasing the number of community health centers would be a tremendous benefit for those Texans living in poor and underserved communities as well as for the 56 percent of Texas' noncitizens residents who are uninsured by providing greater access to regular sources of both primary care and preventive health services and allowing medical services to target common health problems in these populations: now, therefore, be it

*Resolved*, That the 77th Legislature of the State of Texas hereby respectfully request the Congress of the United States to expand the number of and funding for federally funded community health centers and other federal community-based safety-net programs specifically directed to poor and medically underserved communities in states with the highest numbers of uninsured residents; and, be it further

*Resolved*, That the Texas secretary of state forward official copies of this resolution to the president of the United States, to the Speaker of the house of representatives, and to the president of the senate of the United States Congress, and to all members of the Texas delegation to the congress with the request that this resolution be officially entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-172. A concurrent resolution adopted by the House of the Legislature of the State of Texas relative to the U.S. Border Patrol Training Academy to the southwest Texas border region; to the Committee on the Judiciary.

#### HOUSE CONCURRENT RESOLUTION 256

Whereas, The United States Border Patrol was established by an act of Congress in 1924

in response to increasing illegal immigration; the initial force of 450 officers was given responsibility for combating illegal entries and the growing business of alien smuggling; and

Whereas, The Border Patrol has since grown from a handful of mounted agents patrolling desolate areas along U.S. borders to today's dynamic workforce of more than 8,000 men and women supported by sophisticated technology, vehicles, and aircraft, since 1986, the Border Patrol has made more than eight million apprehensions nationwide; and

Whereas, Each year, more than 1,000 Border Patrol agents spend 19 weeks in intensive training in immigration law, statutory authority, police techniques, and Spanish at the Border Patrol Training Academy; and

Whereas, The academy has had many homes; the first academy was established in El Paso, Texas, in 1934, and was later moved to Los Fresnos, Texas; and

Whereas, In the 1970s, during the Carter Administration, the academy was moved to Glynco, Georgia; since that time, the training needs of the Border Patrol have far exceeded the capacity of the Glynco location and a temporary satellite facility was opened in Charleston, South Carolina to handle the overflow; and

Whereas, These facilities are no longer adequate to meet the Border Patrol's growing training needs; and

Whereas, All new Border Patrol agents are assigned to the southwest border upon graduation from the academy; and

Whereas, Texas comprises more than half of the southwest border, making it an ideal location for Border Patrol training; now, therefore, be it

*Resolved*, That the 77th Legislature of the State of Texas hereby respectfully urge the Congress of the United States to relocate the U.S. Border Patrol Training Academy to the southwest Texas border region; and, be it further

*Resolved*, That the Texas secretary of state forward official copies of this resolution to the president of the United States, to the speaker of the house of representatives and the president of the senate of the United States Congress, and to all the members of the Texas delegation to the congress with the request that this resolution be officially entered in the Congressional Record as a memorial to the Congress of the United States of America.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. BYRD, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation To Subcommittees Of Budget Totals For Fiscal Year 2002" (Rept. No. 107-50).

By Mr. BIDEN, from the Committee on Foreign Relations, without amendment and with a preamble:

S. Res. 126: A resolution expressing the sense of the Senate regarding observance of the Olympic Truce.

By Mr. BIDEN, from the Committee on Foreign Relations, without amendment:

S. 367: A bill to prohibit the application of certain restrictive eligibility requirements to foreign nongovernmental organizations with respect to the provision of assistance under part I of the Foreign Assistance Act of 1961.

By Mr. JEFFORDS, from the Committee on Environment and Public Works, without amendment:

S. 584: A bill to designate the United States courthouse located at 40 Centre

Street in New York, New York, as the "Thurgood Marshall States Courthouse".

By Mr. SARBANES, from the Committee on Banking, Housing, and Urban Affairs, with an amendment:

S. 1254: A bill to reauthorize the Multifamily Assisted Housing Reform and Affordability Act of 1997, and for other purposes.

By Mr. BIDEN, from the Committee on Foreign Relations, without amendment and with a preamble:

S. Con. Res. 58: A concurrent resolution expressing support for the tenth annual meeting of the Asia Pacific Parliamentary Forum.

S. Con. Res. 62: A concurrent resolution congratulating Ukraine on the 10th anniversary of the restoration of its independence and supporting its full integration into the Euro-Atlantic community of democracies.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted:

By Mr. SARBANES for the Committee on Banking, Housing, and Urban Affairs.

\*Michael J. Garcia, of New York, to be an Assistant Secretary of Commerce.

\*Michael Minoru Fawn Liu, of Illinois, to be an Assistant Secretary of Housing and Urban Development.

\*Linda Mysliwy Conlin, of New Jersey, to be an Assistant Secretary of Commerce.

\*Henrietta Holsman Fore, of Nevada, to be Director of the Mint for a term of five years.

\*Melody H. Fennel, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

By Mr. JEFFORDS for the Committee on Environment and Public Works.

\*David A. Sampson, of Texas, to be Assistant Secretary of Commerce for Economic Development.

\*Jeffrey R. Holmstead, of Colorado, to be an Assistant Administrator of the Environmental Protection Agency.

\*George Tracy Mehan, III, of Michigan, to be an Assistant Administrator of the Environmental Protection Agency.

\*Donald R. Schregardus, of Ohio, to be an Assistant Administrator of the Environmental Protection Agency.

\*Judith Elizabeth Ayres, of California, to be an Assistant Administrator of the Environmental Protection Agency.

\*Robert E. Fabricant, of New Jersey, to be an Assistant Administrator of the Environmental Protection Agency.

By Mr. BIDEN for the Committee on Foreign Relations.

\*Richard J. Egan, of Massachusetts, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Ireland.

\*Vincent Martin Battle, of the District of Columbia, Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Lebanon.

Nominee: Vincent M. Battle.

Post: Beirut, Lebanon.

The following is a list of all members of my immediate family and their spouses. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.

Contributions, Amount, Date, and Donee:

1. Self, Vincent M. Battle, None.

2. Spouse, N/A

3. Children & Spouses, N/A.

4. Parents Names, Leo John Battle (deceased), Jessie Elizabeth Battle (deceased).