

9:30 a.m., to hold a hearing titled, "Dirty Bombs".

#### Agenda

#### Witnesses

Panel 1: Dr. Steven E. Koonin, Provost, California Institute of Technology, Pasadena, CA; Dr. Harry C. Vantine, Division Leader, Counterterrorism and Incident Response, Lawrence Livermore National Laboratory, Livermore, CA; Dr. Henry C. Kelly, President, Federation of American Scientists, Washington, DC; and Dr. Donald D. Cobb, Associate Laboratory Director for Threat Reduction, Los Alamos National Laboratory, Los Alamos, NM.

Panel 2: Dr. Richard A. Meserve, Chairman, Nuclear Regulatory Commission, Washington, DC.

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

#### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Wednesday, March 6, 2002, at 9:30 a.m., to hold a hearing entitled "Who's Doing Work for the Government?: Monitoring, Accountability and Competition in the Federal and Service Contract Workforce."

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

#### SELECT COMMITTEE ON INTELLIGENCE

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Wednesday, March 6, 2002, at 2:30 p.m., to hold a closed hearing on intelligence matters.

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

#### SUBCOMMITTEE ON ANTITRUST, COMPETITION AND BUSINESS AND CONSUMER RIGHTS

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Antitrust, Competition and Business and Consumer Rights be authorized to meet to conduct a hearing on Wednesday, March 6, 2002, at 10:30 a.m., in Dirksen 226.

Witness List: Jeremiah W. "Jay" Nixon, Attorney General, State of Missouri, Jefferson City, Missouri; Charles W. Ergen, Chairman and CEO, EchoStar Communications, Littleton, Colorado; Edward O. Fritts, President and CEO, National Association of Broadcasters, Washington, DC; Eddy W. Hartenstein, President and CEO, DIRECTV, Inc., El Segundo, California; Gene Kimmelman, Co-Director, Consumers Union, Washington, DC; and Robert Pitofsky, former Chairman of the Federal Trade Commission, Washington, DC.

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

#### SUBCOMMITTEE ON COMMUNICATION

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Subcommittee on Communications of the Committee on Commerce, Science, and Transportation be authorized to meet

on Wednesday, March 6, 2002, at 2:30 p.m., on the Nation's wireline and wireless communications infrastructure in light of September 11.

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

#### SUBCOMMITTEE ON EMERGING THREATS AND CAPABILITIES

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Subcommittee on Emerging Threats and Capabilities of Committee on Armed Services be authorized to meet during the session of the Senate on Wednesday, March 6, 2002, at 2:30 p.m., in open session to receive testimony on the nonproliferation programs of the Department of Energy and the Cooperative Threat Reduction Program of the Department of Defense in review of the Defense authorization request for fiscal year 2003.

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

#### SUBCOMMITTEE ON PUBLIC HEALTH

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions, Subcommittee on Public Health, be authorized to meet for a hearing on "Health Tracking: Improving Surveillance of Chronic Conditions and Potential Links to Environmental Exposures," during the session of the Senate on Wednesday, March 6, 2002, at 10 a.m.

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

#### SUBCOMMITTEE ON READINESS AND MANAGEMENT SUPPORT

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on Wednesday, March 6, 2002, at 10 a.m., in open session to receive testimony on Department of Defense financial management.

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

#### SUBCOMMITTEE ON TRANSPORTATION

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the Subcommittee on Housing and Transportation of the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Wednesday, March 6, 2002, at 2:30 p.m., to conduct an oversight hearing on "Reauthorization of the HUD McKinney-Vento Homeless Assistance Act Programs."

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

#### PRIVILEGES OF THE FLOOR

Mr. THOMAS. Madam President, I ask unanimous consent that Nancy Perkins, of Senator GREGG's office, have the privilege of the floor throughout the consideration of the energy bill.

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

Mr. LIEBERMAN. Madam President, first, I ask unanimous consent that Dennis Leaf, a congressional fellow with my office, be given floor privileges for the consideration of the energy bill.

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

Mr. HOLLINGS. Madam President, I ask unanimous consent that David Matsuda, a fellow from the Department of Transportation, be granted floor privileges during the discussion of the S. 517.

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

Mr. STEVENS. Madam President, I ask unanimous consent that the following members of my staff be allowed the privilege of the floor during the remainder of the consideration of the energy debate: Dave Russell, George Lowe, Andy Givens, Mark Davis, Melany Alvord, Matt Paxton, and Justin Stiefel.

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

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. REID. Madam President, I ask unanimous consent the Senate proceed to executive session to consider Executive Calendar No. 621, the nomination be confirmed, the motion to reconsider be laid on the table, the President be immediately notified of the Senate's action, any statements be printed in the RECORD, and the Senate return to legislative session.

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

The nomination was considered and confirmed as follows:

#### DEPARTMENT OF ENERGY

Margaret S.Y. Chu, of New Mexico, to be Director of the Office of Civilian Radioactive Waste Management, Department of Energy.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will return to legislative session.

#### APPOINTMENT

The PRESIDING OFFICER. The Chair, on behalf of the majority leader, in consultation with the Republican leader, pursuant to Public Law 68-541, as amended by Public Law 102-246, reappoints Bernard Rapoport of Texas as a member of the Library of Congress Trust Fund Board for a term of five years, upon the expiration of his current term on March 10, 2002.

#### PERMITTING THE USE OF THE ROTUNDA OF THE CAPITOL

Mr. REID. Madam President, I ask unanimous consent the Senate now proceed to H. Con. Res. 305 which was

just received from the House and is now at the desk.

The PRESIDING OFFICER. The clerk will report the concurrent resolution by title.

The assistant legislative clerk read as follows:

A concurrent resolution (H. Con. Res. 305) permitting the use of the Rotunda of the Capitol for a ceremony to present a gold medal on behalf of Congress to former President Ronald Reagan and his wife Nancy Reagan.

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

Mr. REID. I ask unanimous consent the concurrent resolution be agreed to, the motion to reconsider be laid upon the table, that any statements relating thereto be printed in the RECORD, with no intervening action or debate.

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

The concurrent resolution (H. Con. Res. 305) was agreed to.

#### RELATIVE TO THE DEATH OF THE HONORABLE HOWARD W. CANNON

Mr. REID. I ask unanimous consent the Senate proceed to consideration of S. Res. 217, submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 217) relative to the death of the Honorable Howard W. Cannon, formerly a Senator from the State of Nevada.

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

Mr. REID. I ask unanimous consent resolution be agreed to and the motion to reconsider be laid on the table without any intervening action or debate.

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

The resolution (S. Res. 217) was agreed to.

(The resolution is printed in today's RECORD under "Submitted Resolutions.")

#### ORDERS FOR TOMORROW, MARCH 7, 2002

Mr. REID. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 10 a.m., Thursday, March 7; that following the prayer and the pledge, 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 resume consideration of S. 517, the energy bill.

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

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. REID. Madam President, if there is no further business to come before

the Senate, I ask unanimous consent the Senate stand in adjournment under the provisions of S. Res. 217, as a mark of respect to the memory of the deceased Honorable Howard W. Cannon, a Senator from the State of Nevada.

There being no objection, the Senate, at 6:42 p.m., adjourned until Thursday, March 7, 2002, at 10 a.m.

#### NOMINATIONS

Executive nominations received by the Senate March 6, 2002:

##### NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

JEFFREY D. WALLIN, OF CALIFORNIA, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE HUMANITIES FOR A TERM EXPIRING JANUARY 26, 2006, VICE RON CHEW.

##### DEPARTMENT OF JUSTICE

PETER A. LAWRENCE, OF NEW YORK, TO BE UNITED STATES MARSHAL FOR THE WESTERN DISTRICT OF NEW YORK FOR THE TERM OF FOUR YEARS, VICE JOHN PATRICK MCCAFFREY, TERM EXPIRED.

##### IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

##### To be rear admiral (lower half)

CAPT. WILLIAM D. MASTERS JR., 0000

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

##### To be rear admiral (lower half)

CAPT. CRAIG O. McDONALD, 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 (lower half)

CAPT. DAVID O. ANDERSON, 0000  
CAPT. DAVID J. CRONK, 0000  
CAPT. DIRK J. DEBBINK, 0000  
CAPT. FRANK F. RENNIE IV, 0000

##### IN THE AIR FORCE

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

##### To be colonel

DERRICK K. ANDERSON, 0000  
CARL M. ANDREWS, 0000  
MARION T. HARNED, 0000  
JOE F. JOHNSTON, 0000  
WAYNE R. KNUTSON JR., 0000  
FROILAN A. SALUTA, 0000  
JOSEPH R. WALLROTH, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

##### To be colonel

LORAIN H. ANDERSON, 0000  
WILLIAM S. ASTLEY, 0000  
MARY K. BALLENGEE, 0000  
BRIAN K. DECKERT, 0000  
JACKSON R. DOBBINS, 0000  
ROY T. FRANKLIN, 0000  
WILLIAM B. HUFF, 0000  
BONNIE C. JOHNSON, 0000  
MICHAEL E. JOHNSON, 0000  
GEORGE NICOLAS JR., 0000  
STEPHEN G. REINHART, 0000  
MARK J. WELTER, 0000  
MICHAEL E. YOUNG, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

##### To be colonel

MARY S. ARMOUR, 0000  
DELORES G. FORREST, 0000  
ROBERTA L. GOTT, 0000  
DAWN M. HARL, 0000  
DIANNE R. INUNGARAY, 0000  
BARBARA J. JOHNSTON, 0000  
DONNA M. LAKE, 0000  
IRENE D. LARSON, 0000  
GAIL MCCAIN, 0000  
LORI L. MONTGOMERY, 0000  
BRIAN D. MORR, 0000  
STEPHEN E. PRIZER, 0000  
SANDRA R. SCHMIDTBERRINGER, 0000  
SHARON B. WRIGHT, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

##### To be colonel

KEVIN D. BARON, 0000  
LAURA E. BATTLE, 0000  
AMY M. BECHTOLD, 0000  
TERRIE M. GENT, 0000  
THOMAS J. HASTY III, 0000  
STEVEN A. HATFIELD, 0000  
THOMAS C. JASTER, 0000  
EUGENE J. KIRSCHBAUM, 0000  
STEWART L. NOEL, 0000  
MARY V. PERRY, 0000  
RONALD M. REED, 0000  
JEFFREY L. ROBB, 0000  
DANIEL E. ROGERS, 0000  
PAMELA D. STEVENSON, 0000  
PAUL E. VAN MALDEGHEM, 0000  
BRIAN J. WELSH, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

##### To be colonel

JORGE ACEVEDO, 0000  
EDWARD N. ADDISON, 0000  
LINDA S. ALDRICH, 0000  
JOHN M. AMRINE, 0000  
RICHARD L. ANDERSON II, 0000  
SHERI W. ANDINO, 0000  
STEPHEN J. APPLE, 0000  
JOSE R. ARAGON, 0000  
THOMAS ARKO, 0000  
STEVEN E. ARMSTRONG, 0000  
BRADLEY D. ARNOLD, 0000  
MICHAEL W. ARNOLD, 0000  
JARED A. ASTIN, 0000  
LAWRENCE G. AVERY JR., 0000  
PETER R. AXUP, 0000  
RICHARD R. AYRES, 0000  
ROBERT P. BAINE III, 0000  
HOWARD B. BAKER, 0000  
MICHAEL K. BAKER, 0000  
SHELEY G. BALL, 0000  
RAMONA G. BALL, 0000  
EDMUND L. BARNETTE JR., 0000  
REBECCA L. BEAMAN, 0000  
GROVER P. BEASLEY III, 0000  
STEVEN J. BEATTY, 0000  
ALLAN R. BECK, 0000  
JEFFREY K. BEENE, 0000  
ROBERT J. BELETIC, 0000  
MICHAEL A. BENJAMIN, 0000  
STEVEN W. BERNARD, 0000  
SCOTT A. BETHEL, 0000  
STEVEN K. BIBLE, 0000  
GREGORY M. BILLMAN, 0000  
DANIEL J. BISANTI, 0000  
JEAN E. BITNER, 0000  
EILEEN A. BJORKMAN, 0000  
STEVEN M. BLACK, 0000  
DAVID A. BLEHM, 0000  
JOHN V. BOGGE, 0000  
KEVIN G. BOGGS, 0000  
KIM A. BOWLING, 0000  
MARK E. BRACICH, 0000  
JEFFREY A. BRAND, 0000  
THOMAS M. BRENN, 0000  
DAVID C. BREWER, 0000  
JAMES G. BREWSTER JR., 0000  
DEIDRE E. BRIGGS, 0000  
VENETIA E. BROWN, 0000  
JAMES S. BROWNE, 0000  
NORMAN J. BROZENICK JR., 0000  
THOMAS J. BRUNS, 0000  
DANIEL M. BRYAN, 0000  
MICHAEL K. BUCK, 0000  
JOHN N. BUCKALEW, 0000  
HAROLD E. BULLOCK, 0000  
STEPHEN L. BURGESS, 0000  
DARRYL W. BURKE, 0000  
RICHARD L. BURLINGAME, 0000  
BRUCE A. BUSH, 0000  
MICHAEL S. BUTLER, 0000  
DIANE M. BYRNE, 0000  
ANTHONY C. CAIN, 0000  
JOSEPH T. CALLAHAN III, 0000  
JAMES J. CAMPBELL JR., 0000  
JESSIE W. CANADAY, 0000  
DAVID K. CANNON, 0000  
SAMUEL G. CARBAUGH, 0000  
DOUGLAS W. CARROLL, 0000  
JOHN R. CARTER, 0000  
THERESA C. CARTER, 0000  
MICHAEL D. CARTNEY, 0000  
ROBERT M. CATLIN, 0000  
JEFFREY L. CATON, 0000  
SCOTT D. CHAMBERS, 0000  
CHRISTOPHER R. CHAMBLISS, 0000  
WILLIAM J. CHANGOSE, 0000  
JOHN J. CHERNIGA, 0000  
CARY C. CHUN, 0000  
GREGG A. CLARK, 0000  
RAY M. CLARK, 0000  
WILLIAM J. CLECKNER, 0000  
DEAN R. CLEMONS, 0000  
TERESA H. CLINE, 0000  
HELEN M. COCKRELL, 0000  
JEFFREY S. COHEN, 0000  
JEFFREY M. COLEMAN, 0000  
BRIAN J. COLLINS, 0000  
GAIL B. COLVIN, 0000  
TED D. CONNALLY, 0000  
DOUGLAS K. COOKE, 0000  
JOHN B. COOPER, 0000  
JOSEPH P. CORSO, 0000  
WILLIAM M. CORSON, 0000