

7. Sisters and Spouses Names: Ms. Ernestine W. Brazeal, none.

*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. JEFFORDS (for himself, Mr. BINGAMAN, Mrs. LINCOLN, and Mrs. MURRAY):

S. 2819. A bill to amend title XXI of the Social Security Act to permit qualifying States to use a portion of their unspent allotments under the State children's health insurance program to expand health coverage under that program or for expenditures under the medicaid program, and for other purposes; to the Committee on Finance.

By Mrs. CARNAHAN (for herself and Mr. LEAHY):

S. 2820. A bill to increase the priority dollar amount for unsecured claims, and for other purposes; to the Committee on the Judiciary.

By Mr. FRIST (for himself, Mr. BINGAMAN, Mr. DODD, Mr. STEVENS, Mrs. CLINTON, Mr. WARNER, Mrs. MURRAY, Mr. DEWINE, and Mr. LUGAR):

S. 2821. A bill to establish grants to provide health services for improved nutrition, increased physical activity, obesity prevention, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WYDEN:

S. 2822. A bill to prevent publicly traded corporations from issuing stock options to top management in a manner that is detrimental to the long-term interests of shareholders; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. AKAKA (for himself and Mr. CRAIG):

S. 2823. A bill to amend the Organic Act of Guam for the purposes of clarifying the local judicial structure of Guam; to the Committee on Energy and Natural Resources.

By Mr. KERRY (for himself and Mr. KENNEDY):

S. 2824. A bill to amend the Internal Revenue Code of 1986 to provide for the treatment of single sum deferred compensation payments received by survivors of terrorist attack victims; to the Committee on Finance.

By Mr. DORGAN (for himself and Mr. WARNER):

S. 2825. A bill to amend the Internal Revenue Code of 1986 to allow a nonrefundable tax credit for contributions to congressional candidates; to the Committee on Finance.

By Mr. SCHUMER (for himself, Mr. CRAIG, Mr. KENNEDY, and Mr. MCCAIN):

S. 2826. A bill to improve the national instant criminal background check system, and for other purposes; to the Committee on the Judiciary.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. KERRY (for himself, Mr. JEFFORDS, Mrs. MURRAY, Mr. LIEBERMAN, Mr. AKAKA, Mr. DURBIN, Mrs. BOXER, Ms. CANTWELL, Mr. TORRICELLI, Mr. LEAHY, Mr. FEINGOLD, and Mr. BINGAMAN):

S. Res. 311. A resolution expressing the Sense of the Senate regarding the policy of the United States at the World Summit on Sustainable Development and related matters; to the Committee on Foreign Relations.

By Mrs. FEINSTEIN (for herself and Mr. LEAHY):

S. Con. Res. 133. A concurrent resolution expressing the sense of Congress that the United States should not use force against Iraq, outside of the existing Rules of Engagement, without specific statutory authorization or a declaration of war under Article I, Section 8, Clause 11 of the Constitution of the United States; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 654

At the request of Mr. TORRICELLI, the name of the Senator from Massachusetts (Mr. KERRY) was added as a cosponsor of S. 654, a bill to amend the Internal Revenue Code of 1986 to restore, increase, and make permanent the exclusion from gross income for amounts received under qualified group legal services plans.

S. 1291

At the request of Mr. HATCH, the names of the Senator from New Mexico (Mr. BINGAMAN) and the Senator from Maryland (Mr. SARBANES) were added as cosponsors of S. 1291, a bill to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to permit States to determine State residency for higher education purposes and to authorize the cancellation of removal and adjustment of status of certain alien college-bound students who are long term United States residents.

S. 1339

At the request of Mr. CAMPBELL, the name of the Senator from Michigan (Mr. LEVIN) was added as a cosponsor of S. 1339, a bill to amend the Bring Them Home Alive Act of 2000 to provide an asylum program with regard to American Persian Gulf War POW/MIAs, and for other purposes.

S. 1394

At the request of Mr. ENSIGN, the name of the Senator from Nebraska (Mr. HAGEL) was added as a cosponsor of S. 1394, a bill to amend title XVIII of the Social Security Act to repeal the medicare outpatient rehabilitation therapy caps.

S. 1785

At the request of Mr. CLELAND, the names of the Senator from Maryland (Mr. SARBANES) and the Senator from Washington (Mrs. MURRAY) were added as cosponsors of S. 1785, a bill to urge the President to establish the White House Commission on National Military Appreciation Month, and for other purposes.

S. 1867

At the request of Mr. LIEBERMAN, the name of the Senator from North Caro-

lina (Mr. EDWARDS) was added as a cosponsor of S. 1867, a bill to establish the National Commission on Terrorist Attacks Upon the United States, and for other purposes.

S. 1967

At the request of Mr. KERRY, the name of the Senator from New Jersey (Mr. CORZINE) was added as a cosponsor of S. 1967, a bill to amend title XVIII of the Social Security Act to improve outpatient vision services under part B of the medicare program.

S. 2013

At the request of Mr. HARKIN, the name of the Senator from Wisconsin (Mr. KOHL) was added as a cosponsor of S. 2013, a bill to clarify the authority of the Secretary of Agriculture to prescribe performance standards for the reduction of pathogens in meat, meat products, poultry, and poultry products processed by establishments receiving inspection services.

S. 2027

At the request of Mr. DURBIN, the name of the Senator from California (Mrs. FEINSTEIN) was added as a cosponsor of S. 2027, a bill to implement effective measures to stop trade in conflict diamonds, and for other purposes.

S. 2057

At the request of Mrs. LINCOLN, the name of the Senator from Louisiana (Mr. BREAU) was added as a cosponsor of S. 2057, a bill to amend title XVIII of the Social Security Act to permit expansion of medical residency training programs in geriatric medicine and to provide for reimbursement of care coordination and assessment services provided under the medicare program.

S. 2237

At the request of Mr. ROCKEFELLER, the name of the Senator from Arkansas (Mr. HUTCHINSON) was added as a cosponsor of S. 2237, a bill to amend title 38, United States Code, to enhance compensation for veterans with hearing loss, and for other purposes.

S. 2268

At the request of Mr. MILLER, the name of the Senator from Nebraska (Mr. NELSON) was added as a cosponsor of S. 2268, a bill to amend the Act establishing the Department of Commerce to protect manufacturers and sellers in the firearms and ammunition industry from restrictions on interstate or foreign commerce.

S. 2480

At the request of Mr. LEAHY, the names of the Senator from New Hampshire (Mr. SMITH) and the Senator from Nebraska (Mr. NELSON) were added as cosponsors of S. 2480, a bill to amend title 18, United States Code, to exempt qualified current and former law enforcement officers from state laws prohibiting the carrying of concealed handguns.

S. 2513

At the request of Mr. BIDEN, the names of the Senator from Idaho (Mr. CRAPO), the Senator from Virginia (Mr. WARNER), the Senator from Washington (Mrs. MURRAY) and the Senator

from Missouri (Mrs. CARNAHAN) were added as cosponsors of S. 2513, a bill to assess the extent of the backlog in DNA analysis of rape kit samples, and to improve investigation and prosecution of sexual assault cases with DNA evidence.

S. 2554

At the request of Mr. SMITH of New Hampshire, the name of the Senator from Colorado (Mr. ALLARD) was added as a cosponsor of S. 2554, a bill to amend title 49, United States Code, to establish a program for Federal flight deck officers, and for other purposes.

S. 2562

At the request of Mr. REID, the name of the Senator from Hawaii (Mr. INOUE) was added as a cosponsor of S. 2562, a bill to expand research regarding inflammatory bowel disease, and for other purposes.

S. 2576

At the request of Mr. BINGAMAN, the name of the Senator from New Mexico (Mr. DOMENICI) was added as a cosponsor of S. 2576, a bill to establish the Northern Rio Grande National Heritage Area in the State of New Mexico, and for other purposes.

S. 2606

At the request of Mrs. BOXER, the name of the Senator from North Dakota (Mr. DORGAN) was added as a cosponsor of S. 2606, a bill to require the Secretary of Labor to establish a trade adjustment assistance program for certain service workers, and for other purposes.

S. 2626

At the request of Mr. KENNEDY, the name of the Senator from Vermont (Mr. LEAHY) was added as a cosponsor of S. 2626, a bill to protect the public health by providing the Food and Drug Administration with certain authority to regulate tobacco products.

S. 2653

At the request of Mr. SANTORUM, the name of the Senator from Kentucky (Mr. BUNNING) was added as a cosponsor of S. 2653, a bill to reduce the amount of paperwork for special education teachers, to make mediation mandatory for all legal disputes related to individualized education programs, and for other purposes.

S. 2663

At the request of Mr. BREAUX, the name of the Senator from Kansas (Mr. BROWNBACK) was added as a cosponsor of S. 2663, a bill to permit the designation of Israeli-Turkish qualifying industrial zones.

S. 2734

At the request of Mr. KERRY, the names of the Senator from New Jersey (Mr. TORRICELLI) and the Senator from Michigan (Mr. LEVIN) were added as cosponsors of S. 2734, a bill to provide emergency assistance to non-farm small business concerns that have suffered economic harm from the devastating effects of drought.

S. 2770

At the request of Mr. DODD, the name of the Senator from California (Mrs.

FEINSTEIN) was added as a cosponsor of S. 2770, a bill to amend the Federal Law Enforcement Pay Reform Act of 1990 to adjust the percentage differentials payable to Federal law enforcement officers in certain high-cost areas.

S. 2800

At the request of Mr. BAUCUS, the names of the Senator from North Dakota (Mr. DORGAN), the Senator from Nebraska (Mr. NELSON) and the Senator from Nevada (Mr. REID) were added as cosponsors of S. 2800, a bill to provide emergency disaster assistance to agricultural producers.

S.J. RES. 41

At the request of Mr. SPECTER, the name of the Senator from Vermont (Mr. LEAHY) was added as a cosponsor of S.J. Res. 41, a joint resolution calling for Congress to consider and vote on a resolution for the use of force by the United States Armed Forces against Iraq before such force is deployed.

S. RES. 309

At the request of Mr. SMITH of Oregon, his name was added as a cosponsor of S. Res. 309, a resolution expressing the sense of the Senate that Bosnia and Herzegovina should be congratulated on the 10th anniversary of its recognition by the United States.

At the request of Mr. SARBANES, his name was added as a cosponsor of S. Res. 309, *supra*.

S. CON. RES. 107

At the request of Mr. CRAIG, the name of the Senator from Washington (Ms. CANTWELL) was added as a cosponsor of S. Con. Res. 107, a concurrent resolution expressing the sense of Congress that Federal land management agencies should fully support the Western Governors Association "Collaborative 10-year Strategy for Reducing Wildland Fire Risks to Communities and the Environment", as signed August 2001, to reduce the overabundance of forest fuels that place national resources at high risk of catastrophic wildfire, and prepare a National prescribed Fire Strategy that minimizes risks of escape.

AMENDMENT NO. 4326

At the request of Mr. MCCONNELL, the name of the Senator from Wyoming (Mr. ENZI) was added as a cosponsor of amendment No. 4326 proposed to S. 812, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide greater access to affordable pharmaceuticals.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. JEFFORDS (for himself
Mr. BINGAMAN, Mrs. LINCOLN,
and Mrs. MURRAY):

S. 2819. A bill to amend title XXI of the Social Security Act to permit qualifying States to use a portion of their unspent allotments under the State children's health insurance program to expand health coverage under that program or for expenditures under

the Medicaid program, and for other purposes; to the Committee on Finance.

Mr. JEFFORDS. Mr. President, today I am pleased to introduce the SCHIP Budget Allocation Bill of 2002. This important legislation addresses the allocation of budgeted but unspent SCHIP funds that are currently out of the reach of States and are scheduled to be returned to the treasury at the end of fiscal year 2002 under BIPA provisions. With our economy in recession, the healthcare needs of the pediatric Medicaid and SCHIP populations have not been in greater jeopardy in recent memory. Our bill will address several important and essential issues. First, it will financially reward those States that are doing an outstanding job with their SCHIP and Medicaid pediatric populations. Second, it will provide financial incentives to those States that have not yet achieved SCHIP eligibility standards. Third, it will provide additional Medicaid revenue, through an enhancement of the Federal Medicaid Assistant Percentage, FMAP, to States experiencing budget shortfalls due to the current recession. And lastly, it will protect children's healthcare services during this period of Medicaid cutbacks on benefits and services.

SCHIP's first year of implementation was 1998. At that time program budgeting was not done based on an actuarial estimate of per capita program costs, but rather excessive funds were committed to insure adequate funding. What has evolved since 1998 is a surplus of budgeted funds whose allocation and fate has been determined by a complex State-by-State budgeting process that allows for cross subsidization between States and has resulted in large sums of unspent funds to accumulate. An unintended consequence of this intricate budgeting process is that it allows States with unspent allocated funds and States with unspent redistributed funds to lose access to these funds at the end of this fiscal year. In total, over forty States will lose access to allocated monies, only to see budgeted funds diverted back to the treasury; money that could be used to shore up the health care needs of children in Medicaid. In reviewing available options, we see the opportunity to merge the original goals of SCHIP, namely to provide for the health care needs of as many children as possible, while addressing the major budget problems currently being experienced by most States. Our bill would accomplish this by allowing unspent SCHIP monies to be used to enhance the FMAP for State Medicaid services for pediatric and pregnant women beneficiaries. Prior to initiating and introducing this bill, we evaluated the SCHIP budget, with CMS and CBO data, and found that the program had adequate residual funds to allow for these monies to be used by States to weather these difficult economic times without financially damaging the actuarially projected needs of SCHIP.