

“(B) A disaster or emergency referred to in this subparagraph is any disaster or emergency follows:

“(i) A major disaster or emergency declared by the President under the Robert B. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

“(ii) A disaster or emergency in which the National Disaster Medical System is activated.

“(3) The Secretary may give a higher priority to the furnishing of care and services under this section than to the furnishing of care and services to any other group of persons eligible for care and services in medical facilities of the Department with the exception of veterans with service-connected disabilities.

“(4) In this section, the terms ‘hospital care’, ‘nursing home care’, and ‘medical services’ have the meanings given such terms by sections 1701(5), 101(28), and 1701(6) of this title, respectively.”

#### TITLE IV—RESEARCH CORPORATIONS

##### SEC. 401. MODIFICATION OF CERTAIN AUTHORITIES ON RESEARCH CORPORATIONS.

(a) RESTATEMENT AND ENHANCEMENT OF AUTHORITY ON AVAILABILITY OF FUNDS.—Section 7362 is amended—

(1) by redesignating subsection (b) as subsection (c);

(2) by striking the second sentence of subsection (a); and

(3) by inserting after subsection (a) the following new subsection (b):

“(b)(1) Any funds, other than funds appropriated for the Department, that are received by the Secretary for the conduct of research or education and training may be transferred to and administered by a corporation established under this subchapter for the purposes set forth in subsection (a).

“(2) Funds appropriated for the Department are available for the conduct of research or education and training by a corporation, but only pursuant to the terms of a contract or other agreement between the Department and such corporation that is entered into in accordance with applicable law and regulations.

“(3) A contract or agreement executed pursuant to paragraph (2) or section 8153 of this title may facilitate only research or education and training described in subsection (a). Such contract or agreement may not be executed for the provision of a health-care resource unless such health-care resource is related to such research or education and training.”

(b) TREATMENT OF CORPORATIONS AS AFFILIATED INSTITUTIONS FOR SHARING OF HEALTH-CARE RESOURCES.—Section 8153(a)(3) is amended—

(1) by redesignating subparagraphs (C), (D), and (E) as subsections (D), (E), and (F), respectively;

(2) by inserting after subparagraph (B) the following new subparagraph (C):

“(C) If the resource required is research or education and training (as that term is defined in section 7362(c) of this title) and is to be acquired from a corporation established under subchapter IV of chapter 73 of this title, the Secretary may make arrangements for acquisition of the resource without regard to any law or regulation (including any Executive order, circular, or other administrative policy) that would otherwise require the use of competitive procedures for acquiring the resource.”

(3) in subparagraph (D), as so redesignated, by striking “(A) or (B)” and inserting “(A), (B), or (C)”;

(4) in subparagraph (E), as so redesignated, by striking “(A)” and inserting “(A) or (B)”.

##### SEC. 402. COVERAGE OF RESEARCH CORPORATION PERSONNEL UNDER FEDERAL TORT CLAIMS ACT AND OTHER TORT CLAIMS LAWS.

(a) IN GENERAL.—Subchapter IV of chapter 73 is amended by inserting after section 7364 the following new section:

##### “§ 7364A. Coverage of employees under certain Federal tort claims laws

“(a) An employee of a corporation established under this subchapter who is described by subsection (b) shall be considered an employee of the government, or a medical care employee of the Veterans Health Administration, for purposes of the following provisions of law:

“(1) Section 1346(b) of title 28.

“(2) Chapter 171 of title 28.

“(3) Section 7316 of this title.

“(b) An employee described in this subsection is an employee who—

“(1) has an appointment with the Department, whether with or without compensation;

“(2) is directly or indirectly involved or engaged in research or education and training that is approved in accordance with procedures established by the Under Secretary for Health for research or education and training; and

“(3) performs such duties under the supervision of Department personnel.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 73 is amended by inserting after the item relating to section 7364 the following new item:

“7364A. Coverage of employees under certain Federal tort claims laws.”

##### SEC. 403. PERMANENT AUTHORITY FOR RESEARCH CORPORATIONS.

(a) REPEAL OF SUNSET.—Section 7368 is repealed.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 73 is amended by striking the item relating to section 7368.

**SA 4470.** Mr. REID (for Mr. ROCKEFELLER) proposed an amendment to the bill H.R. 3253. To amend title 38, United States Code, to provide for the establishment within the Department of Veterans Affairs of improved emergency medical preparedness, research, and education programs to combat terrorism, and for other purposes; as follows:

Amend the title to read: “A bill to amend title 38, United States Code, to enhance the emergency preparedness of the Department of Veterans Affairs, and for other purposes.”

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Agriculture, Nutrition, and Forestry be allowed to meet during the session of the Senate on Thursday, August 1, 2002. The purpose of this business meeting will be to consider the nomination of Mr. Tom Dorr to be the Under Secretary of Agriculture for Rural Development at the U.S. Department of Agriculture and to consider disaster assistance legislation at 9:30 a.m.

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

##### COMMITTEE ON ARMED SERVICES

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on Thursday, August 1, 2002, at 9:00 a.m., in both open and closed sessions to continue to receive testimony on the national security implications of the strategic offensive reduction treaty.

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

##### COMMITTEE ON ARMED SERVICES

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet during the session of the Senate on Thursday, August 1, 2002, at 1:30 p.m., in closed session to consider a pending reprogramming.

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

##### COMMITTEE ON FINANCE

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Thursday, August 1, 2002, immediately following a vote on the Senate Floor, at a time to be announced, to consider favorably reporting the following nominations: Ms. Charlotte A. Lane, to be a Member of the United States International Trade Commission, and Pamela F. Olson, to be Assistant Secretary of the Treasury, U.S. Department of Treasury.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Thursday, August 1, 2002, at 10:00 a.m., to hear testimony on the Nomination of Pamela F. Olson to be Assistant Secretary of the Treasury.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, August 1, 2002 at 9:30 a.m. to hold a business meeting.

#### Agenda

The Committee will consider and vote on the following agenda items:

#### TREATIES

1. Treaty Doc. 106-10; Amendment to the Montreal Protocol on Substances that Deplete the Ozone Layer (the “Montreal Protocol”), adopted at Montreal on September 15-17, 1997, by the Ninth Meeting of the Parties to the Montreal Protocol.

2. Treaty Doc. 106-32, Amendment to the Montreal Protocol on Substances that Deplete the Ozone Layer (the “Montreal Protocol”), adopted at Beijing on December 3, 1999, by the Eleventh Meeting of the Parties to the Montreal Protocol (the “Beijing Amendment”).

#### Legislation

S. 2712, A bill to authorize economic and democratic development assistance for Afghanistan and to authorize military assistance for Afghanistan and certain other foreign countries, with amendments.

2. 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, with an amendment.

3. S. Con. Res. 122, A concurrent resolution expressing the sense of Congress that security, reconciliation, and prosperity for all Cypriots can be best achieved within the context of membership in the European Union which will provide significant rights and obligations for all Cypriots, and for other purposes, with amendments.

4. H.R. 2121; An act to make available funds under the Foreign Assistance Act of 1961 to expand democracy, good governance, and anti-corruption programs in the Russian Federation in order to promote and strengthen democratic government and civil society in that country and to support independent media, with amendments.

5. H.R. 4558, An act to extend the Irish Peace Process Cultural and Training Program.

#### Nominations

1. Ms. Nancy J. Powell, of Iowa, to be Ambassador to the Islamic Republic of Pakistan.

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

#### COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, August 1, 2002 at 10 a.m. to hold a hearing on Iraq.

#### Agenda

#### Witnesses:

Panel IV: The Day After: Dr. Phebe Marr, Former Senior Fellow, Institute for National Strategic Studies, National Defense University, Washington, DC; Mrs. Rahim Francke, Executive Director, Iraq Foundation, Washington, DC.

Additional witnesses to be announced.

Panel V: Summing Up: National Security Perspectives: Mr. Samuel R. Berger, Chairman, Stonebridge International LLC, Washington, DC.

Additional witnesses to be announced.

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

#### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSION

Mr. REID. Mr. President, I ask unanimous consent that the HELP Committee be authorized to meet at 2:50 p.m. today, August 1, 2002 to consider the following attached agenda.

S. 2394. A bill to amend the Federal Food, Drug and Cosmetic Act to require labeling containing information applicable to pediatric patients

S. 2445. The Book Stamp Act

#### Presidential Nominations

Edward Fitzmaurice, Jr., of Texas, to be a Member of the National Mediation Board and Harry R. Hoglander, of Massachusetts, to be a Member of the National Mediation Board.

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

#### COMMITTEE ON INDIAN AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on

Indian Affairs be authorized to meet on Thursday, August 1, 2002, at 10 a.m. in Room 485 of the Russell Senate Office Building to conduct a business meeting to mark up S. 1344, a bill to provide training and technical assistance to Native Americans who are interested in commercial vehicle driving careers; S. 2017, a bill to amend the Indian Financing Act of 1974 to improve the effectiveness of the Indian loan guarantee and insurance program; and S. 2711, a bill to reauthorize and improve programs relating to Native Americans, to be followed immediately by an oversight hearing on the Interior Secretary's report on the Hoopa Yurok Settlement Act.

The committee will meet again on Thursday, August 1, 2002 at 2 p.m. in Room 485 of the Russell Senate Office Building to conduct an oversight hearing on problems facing native youth.

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

#### COMMITTEE ON INDIAN AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Thursday, August 1, 2002, at 10 a.m. in Room 485 of the Russell Senate Office Building to conduct an oversight hearing on the Interior Secretary's report on the Hoopa Yurok Settlement Act.

I also ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Thursday, August 1, 2002, at 2 p.m. in Room 485 of the Russell Senate Office Building to conduct an oversight hearing on Problems Facing Native Youth.

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

#### COMMITTEE ON THE JUDICIARY

Mr. REID. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on "Judicial Nominations" on Thursday, August 1, 2002 in Dirksen room 226 at 2 p.m.

#### PANEL I

The Honorable Arlen Specter, U.S. Senator (R-PA); The Honorable Phil Gramm, U.S. Senator (R-TX); The Honorable Kay Bailey Hutchison, U.S. Senator (R-TX); The Honorable Rick Santorum, U.S. Senator (R-PA); The Honorable Charles Schumer, U.S. Senator (D-NY); and The Honorable Hilary Rodham Clinton, U.S. Senator (D-NY).

#### PANEL II

Reena Raggi to be a U.S. Circuit Court Judge for the 2nd Circuit.

#### PANEL III

Lawrence J. Block to be Judge for the U.S. Court of Federal Claims; James Knoll Gardner to be U.S. District Court Judge for the Eastern District of PA; and Ronald H. Clark to be U.S. District Court Judge for the Eastern District of Texas.

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

#### COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate for a roundtable en-

titled "Promoting Small Business Regulatory Compliance and Entrepreneurial Education—The Role of the SBDC Network" on Thursday, August 1, 2002, beginning at 2:00 p.m. in room 428 A of the Russell Senate Office Building.

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

#### SUBCOMMITTEE ON CRIME AND DRUGS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Crime and Drugs be authorized to meet to conduct a hearing on "Criminal and Civil Enforcement of Environmental Laws: Do We Have All The Tools We Need?" on Thursday, August 1, 2002, at 2:15 p.m. in SD-226.

#### WITNESS LIST

#### PANEL I

The Hon. Thomas L. Sansonetti, Assistant Attorney General for the Environment and Natural Resources Division, Washington, DC.

The Hon. Timothy M. Burgess, United States Attorney for the District of Alaska, Anchorage, AK.

#### PANEL II

Eric V. Schaeffer, Former Director of the Office of Regulatory Enforcement, U.S. Environmental Protection Agency, Director, Environmental Integrity Project, Rockefeller Family Fund, Washington, DC.

Judson W. Starr, Former Chief, Environmental Crimes Section, U.S. Department of Justice, Partner, Venable LLP, Washington, DC.

Ronald A. Sarachan, Former Chief, Environmental Crimes Section, U.S. Department of Justice, Partner, Ballard Spahr Andrews & Ingersoll, LLP, Philadelphia, PA.

Michael J. Penders, Former Director of Legal Counsel, Office of Criminal Enforcement, Forensics and Training, U.S. Environmental Protection Agency, President and CEO, Environmental Protection International, Washington, DC.

Nicholas A. DiPasquale, Secretary Delaware Department of Natural Resources and Environmental Control, Dover, DC.

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

#### SUBCOMMITTEE ON INTERNATIONAL TRADE

Mr. REID. Mr. President, I ask unanimous consent that the subcommittee on international trade and finance of the committee on banking, housing, and urban affairs be authorized to meet during the session of the senate on Thursday, August 1, 2002, at 2:30 p.m. to conduct an oversight hearing on "the role of charities and N.G.O.s in the financing of terrorist activities."

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

#### PRIVILEGES OF THE FLOOR

Mr. GRASSLEY. Madam President, I ask unanimous consent that Heather Marshall Byers and Norman A. MacLean be allowed on the Senate floor for today, the first day of August.

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

Mr. REED. I ask unanimous consent that Joyce Iutovich, a fellow in my office, be granted floor privileges for the remainder of today.