

## NOTICES OF HEARINGS/MEETINGS

COMMITTEE ON ENERGY AND NATURAL  
RESOURCES

Mr. DOMENICI. Mr. President, I would like to announce for the information of the Senate and the public that the following hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will be held on Thursday, March 11, 2004, at 10 a.m., in room 366 of the Dirksen Senate Office Building in Washington, DC.

The purpose of the hearing is to receive testimony on the following bills: S. 2086, a bill to amend the Surface Mining Control and Reclamation Act of 1977 to improve the reclamation of abandoned mines; S. 2049, a bill to amend the Surface Mining Control and Reclamation Act of 1977 to reauthorize collection of reclamation fees, revise the abandoned mine reclamation program, promote remining, authorize the Office of Surface Mining to collect the black lung excise tax, and make sundry other changes.

Because of the limited time available for the hearings, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send a copy of their testimony electronically to [kristin.whitman@energy.senate.gov](mailto:kristin.whitman@energy.senate.gov).

For further information, please contact Karen Billups at (202) 224-2576 or Kristin Whitman at (202) 224-5305.

COMMITTEE ON ENERGY AND NATURAL  
RESOURCES

Mr. DOMENICI. Mr. President, I would like to announce for the information of the Senate and the public that the following hearing has been scheduled before the Committee on Energy and Natural Resources.

On Tuesday, February 24, at 10 a.m., in room SD-366, to receive testimony concerning the reliability of the Nation's electricity grid. Specifically, the recommendations in the February 10 "North American Reliability Council Report" regarding the August 14 black-out will be reviewed and implementation of the proposed solutions will be discussed.

(Contact: Lisa Epifani at 202-224-5269 or Shane Perkins at 202-224-7555.)

## SUBCOMMITTEE ON ENERGY

Mr. ALEXANDER. Mr. President, I would like to announce for the information of the Senate and the public that the following hearing has been scheduled before the Subcommittee on Energy of the Committee on Energy and Natural Resources.

Thursday, March 4, at 2:30 p.m., in room SD-366, to receive testimony regarding "New Nuclear Power Generation" in the United States.

(Contact: Pete Lyons at 202-224-5861 or Shane Perkins at 202-224-7555.)

## SUBCOMMITTEE ON NATIONAL PARKS

Mr. THOMAS. Mr. President, I would like to announce for the information of the Senate and the public that the following hearing has been scheduled before the Subcommittee on National

Parks of the Committee on Energy and Natural Resources.

The hearing will be held on Tuesday, March 9, 2004, at 2:30 p.m., in room SD-366 of the Dirksen Senate Office Building in Washington, DC.

The purpose of the hearing is to receive testimony on the following bills: H.R. 1446 and S. 1306, to support the efforts of the California Missions Foundation to restore and repair the Spanish colonial and mission-era missions in the State of California and to preserve the artworks and artifacts of these missions, and for other purposes; and H.R. 1521, to provide for additional lands to be included within the boundary of the Johnstown Flood National Memorial in the State of Pennsylvania, and for other purposes.

Because of the limited time available for the hearings, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, U.S. Senate, SD-364 Dirksen Senate Office Building, Washington, DC 20510-6150.

For further information, please contact Tom Lillie at (202) 224-5161 or Sarah Creachbaum at (202) 224-6293.

## PRIVILEGES OF THE FLOOR

Mr. CORNYN. Mr. President, I ask unanimous consent that Tiffany Kebodeaux, a member of my staff who does not currently have floor privileges, be given floor privileges for the duration of my remarks.

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

Mr. REID. Mr. President, I ask unanimous consent that Michael Hughes, a deputy U.S. marshal who is serving in Senator FRANK LAUTENBERG's office on a detail, be given floor privileges during consideration of S. 1805 and S. 1806.

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

MEASURE PLACED ON THE  
CALENDAR—S. 295

Mr. FRIST. Mr. President, I understand there is a bill at the desk that is due for a second reading.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

A bill (S. 295) to enhance energy conservation and research and development and to provide for security and diversity in the energy supply for the American people.

Mr. FRIST. I object to further proceedings on the measure at this time.

The PRESIDING OFFICER. The bill will be placed on the calendar pursuant to rule XIV.

REMOVAL OF INJUNCTION OF SECRECY—TREATY DOCUMENT NO.  
108-16

Mr. FRIST. As in executive session, I ask unanimous consent the injunction

of secrecy be removed from the following treaty transmitted to the Senate on February 23, 2004, by the President of the United States, U.N. Convention against Transnational Organized Crime, Treaty Document 108-16.

I further ask that the treaty be considered as having been read the first time; that it be referred with the accompanying papers to the Committee on Foreign Relations and ordered to be printed; and that the President's message be printed in the RECORD.

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

The message of the President is as follows:

*To the Senate of the United States:*

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith the United Nations Convention Against Transnational Organized Crime (the "Convention"), as well as two supplementary protocols: (1) the Protocol to Prevent, Suppress, and Punish Trafficking in Persons, Especially Women and Children, and (2) the Protocol Against Smuggling of Migrants by Land, Sea and Air, which were adopted by the United Nations General Assembly on November 15, 2000. The Convention and Protocols were signed by the United States on December 13, 2000, at Palermo, Italy.

Accompanying the Convention and Protocols are interpretative notes for the official records (or "travaux préparatoires") that were prepared by the Secretariat of the Ad Hoc Committee that conducted the negotiations, based on discussions that took place throughout the process of negotiations. These notes are being submitted to the Senate for information purposes. I also transmit the report of the Department of State with respect to the Convention and Protocols.

The Convention and Protocols are the first multilateral treaties to address the phenomenon of transnational organized crime. Their provisions are explained in the accompanying report of the Department of State. The report also sets forth proposed reservations and understandings that would be deposited by the United States with its instruments of ratification. With these reservations and understandings, the Convention and Protocols will not require implementing legislation for the United States.

The Convention and Protocols will be effective tools to assist in the global effort to combat transnational organized crime in its many forms, such as trafficking and smuggling of persons. They provide for a broad range of cooperation, including extradition, mutual legal assistance, and measures regarding property, in relation to serious crimes committed by an organized group that has a transnational element.

The Convention also imposes on the States Parties an obligation to criminalize, if they have not already done so, certain types of conduct characteristic of transnational organized

crime. For the Convention, these are: participation in an organized criminal group (i.e., conspiracy), money laundering, bribery of domestic public officials, and obstruction of justice. The Protocols require parties to criminalize trafficking in persons and smuggling of migrants. These provisions will serve to create a global criminal law standard for these offenses, several of which (e.g., trafficking in persons) currently are not criminal in many countries. The Trafficking Protocol also includes important provisions regarding assistance to and protection of victims of trafficking.

I recommend that the Senate give early and favorable consideration to the Convention and Protocols, and that it give its advice and consent to ratification, subject to the reservations and understandings described in the accompanying report of the Department of State.

GEORGE W. BUSH,  
THE WHITE HOUSE, *February 23, 2004*

#### ORDERS FOR TUESDAY, FEBRUARY 24, 2004

Mr. FRIST. I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m. Tuesday, February 24. I further ask that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and the Senate then resume consideration of the motion to proceed to S. 2061, the OB/GYN medical malpractice bill.

I further ask consent that the Senate recess from 12:30 p.m. to 2:15 p.m. for the weekly party luncheons.

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

#### PROGRAM

Mr. FRIST. Tomorrow, the Senate will resume consideration of the motion to proceed to S. 2061, the OB/GYN medical malpractice bill. Senators who do wish to speak on this important bill are encouraged to come to the floor during tomorrow's session.

Under the previous order, at 5 p.m. tomorrow the Senate will vote on the motion to invoke cloture on the motion to proceed to that bill. It is my hope that our colleagues on the other side of the aisle will allow us to take up this important issue.

As a reminder, just a few minutes ago I filed cloture on the motion to proceed to S. 1805, the gun liability bill. While I did not want to have to file cloture, it became apparent that our Democratic colleagues would not let us move forward with this legislation either. The cloture vote on the motion to proceed to the gun liability bill will occur on Wednesday.

I inform my colleagues that the cloture vote on the medical malpractice

bill will be the first vote of the day tomorrow. Additional votes are possible and Members will be notified if any additional votes are scheduled.

#### ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. FRIST. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 6:32 p.m., adjourned until Tuesday, February 24, 2004, at 9:30 a.m.

#### NOMINATIONS

Executive nominations received by the Senate February 23, 2004:

#### DEPARTMENT OF STATE

PAUL V. APPLEGARTH, OF CONNECTICUT, TO BE CHIEF EXECUTIVE OFFICER, MILLENNIUM CHALLENGE CORPORATION. (NEW POSITION)

JOHN CAMPBELL, OF VIRGINIA, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE FEDERAL REPUBLIC OF NIGERIA.

#### UNITED STATES SENTENCING COMMISSION

RICARDO H. HINOJOSA, OF TEXAS, TO BE CHAIR OF THE UNITED STATES SENTENCING COMMISSION, VICE DIANA E. MURPHY, RESIGNED.

MICHAEL O'NEILL, OF MARYLAND, TO BE A MEMBER OF THE UNITED STATES SENTENCING COMMISSION FOR A TERM EXPIRING OCTOBER 31, 2009. (REAPPOINTMENT)

#### IN THE COAST GUARD

THE FOLLOWING NAMED OFFICER TO SERVE AS THE DIRECTOR OF THE COAST GUARD RESERVE PURSUANT TO TITLE 14, U.S.C. SECTION 53 IN THE GRADE INDICATED:

#### TO BE REAR ADMIRAL (LOWER HALF)

RADM (L) JAMES C. VAN SICE, 3714

#### FOREIGN SERVICE

THE FOLLOWING-NAMED PERSONS OF THE AGENCIES INDICATED FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF THE CLASS STATED, AND ALSO FOR THE OTHER APPOINTMENTS INDICATED HEREWITHE:

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS FOUR, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

#### DEPARTMENT OF STATE

CHRISTINA JEANNE AGOR, OF NEW YORK  
JEFFREY J. ANDERSON, OF PENNSYLVANIA

SIMONE BAER, OF THE DISTRICT OF COLUMBIA  
BRADFORD JOSEPH BELL, OF PENNSYLVANIA

NANCY BARICKMAN BRANNAMAN, OF IOWA  
CELESTE A. CONNORS, OF HAWAII

JAMES TODD CROW, OF NEW MEXICO  
JENNIFER DENISE DAVIS, OF GEORGIA

JEFFERSON KENNEDY DUBEL, OF FLORIDA  
MICHAEL BENJAMIN GOLDMAN, OF WASHINGTON

MICHAEL C. GONZALES, OF CALIFORNIA  
MOLLY ANN GOWER, OF MARYLAND

RIAN HARKER HARRIS, OF VIRGINIA  
THOMAS R. HASTINGS, OF MARYLAND

ELAINE JONES, OF OHIO  
JEANNETTE M. JURICIC, OF ILLINOIS

KEVIN KABUMOTO, OF ILLINOIS  
WILLIAM HUGH KLEIN JR., OF CALIFORNIA

ANDREW ROBERT LORENZ, OF MINNESOTA  
ALISON VICTORIA MAHER, OF MICHIGAN

MARCOS CHRISTINA MANDOJANA, OF TENNESSEE  
KATHLEEN ANNE MCCOWAN, OF TEXAS

EDWARD P. MESSMER, OF VIRGINIA  
KRISTINA INDIRA MIDHA, OF ILLINOIS

JENNIFER H. MOORE, OF GEORGIA  
REBECCA HOSINGTON NEFF, OF MICHIGAN

THOMAS W. OHLSON, OF FLORIDA  
DAVID A. OSGOOD, OF OREGON

KRISTEN L. PISANI, OF NEW YORK  
KATHRYN PONGONIS, OF KENTUCKY

CAMILLE C. PURVIS, OF TEXAS  
COLLEEN ANN QUINN, OF THE DISTRICT OF COLUMBIA

TRACY ELIZABETH ROBERTS, OF MISSOURI  
DOROTHY BROWNING ROGERS, OF PENNSYLVANIA

MATTHEW SCOTT ROSENSTOCK, OF PENNSYLVANIA  
REBECCA A. ROSS, OF FLORIDA

KENNETH MICHAEL ROY, OF MICHIGAN  
ROBERT PATRICK SANDERS, OF CALIFORNIA

STEPHEN C. SIMPSON, OF FLORIDA  
REGGIE SINGH, OF MARYLAND

KEVIN D. SKILLIN, OF PENNSYLVANIA  
RAKESH SURAMPUDI, OF PENNSYLVANIA

SHERRY ZALIKA SYKES, OF FLORIDA  
MICHAEL P. TAYLOR, OF WEST VIRGINIA

LISSA CLAIRE WELDON, OF MINNESOTA

KIRSTEN S. WIVEL, OF MARYLAND  
DEREK SCHILLING WORMAN, OF MINNESOTA

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE DEPARTMENT OF STATE TO BE CONSULAR OFFICERS AND/OR SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA, AS INDICATED:

CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:  
DEPARTMENT OF STATE

ELLEN M. AHRENS, OF VIRGINIA  
STACEY L. AKERS, OF FLORIDA  
TANYA A. ALLEN, OF MARYLAND  
ERIC R. ALLISON, OF VIRGINIA  
ANTHONY J. ALTIMORE, OF MICHIGAN  
ERIC S. ANTHONY, OF VIRGINIA  
JEFFREY L. BAKER, OF VIRGINIA  
TIMOTHY DAVID BIRNER, OF INDIANA  
ALISON B. BLOSSER, OF OHIO  
NEDA ANTOINETTE BROWN, OF NORTH CAROLINA  
TRACY R. BROWN, OF UTAH  
SANDRA F. CASTILLO, OF VIRGINIA  
FARAH N. CHERY-MEDOR, OF MARYLAND  
CHRISTOPHER WILLIAM CLAYTON, OF THE DISTRICT OF COLUMBIA  
CAROLYN N. COOLEY, OF GEORGIA  
WILLIAM STUART DARLING, OF VIRGINIA  
STEVEN B. DELAGE, OF VIRGINIA  
KAREN L. DENNEY, OF VIRGINIA  
MARK S. DIEKER, OF OHIO  
TRACIE L. DOBBINS, OF VIRGINIA  
H. BRETT DOODY, OF VIRGINIA  
ANDREA LUZ DOYLE, OF VIRGINIA  
JON M. DURKOS, OF VIRGINIA  
ANA A. ESCROGIMA, OF NEW YORK  
STEVEN LYNN EVERETT, OF NORTH CAROLINA  
TED FATOVIC, OF VIRGINIA  
CYRIL M. FERENCHAK, OF FLORIDA  
CASEY D. FICKLIN, OF VIRGINIA  
DOUGLAS A. FISK, OF NEW MEXICO  
HARRISON S. FORD III, OF VIRGINIA  
DAVID M. FRIEDMAN, OF VIRGINIA  
NANCY GALLAGHER, OF THE DISTRICT OF COLUMBIA  
MICHAEL R. GASKELL, OF VIRGINIA  
MARILYN R. GAYTON, OF CALIFORNIA  
LORI J. GIL, OF INDIANA  
GEOFFREY N. GILES, OF THE DISTRICT OF COLUMBIA  
CLAUDIA D. V. GONZALES, OF VIRGINIA  
YVONNE MARIE GONZALES, OF CALIFORNIA  
RACHEL DIANE GRAAP, OF MARYLAND  
KHATERA HABIBZAI, OF VIRGINIA  
MARIELLE HALLER MARTIN, OF INDIANA  
RAPHAEL HART, OF FLORIDA  
DARRYL E. HASKELL, OF VIRGINIA  
HUGH F. HAWLEY, OF VIRGINIA  
ROBERT G. HECHLER, OF VIRGINIA  
CAMERON R. HECK, OF VIRGINIA  
CHERYL A. HEPBURN, OF VIRGINIA  
STEPHANIE M. HERGENROEDER, OF VIRGINIA  
SCOTT CHARLES HIGGINS, OF VIRGINIA  
JEFFREY HILSGEN, OF FLORIDA  
KATHRYN HOFFMAN, OF THE DISTRICT OF COLUMBIA  
LAUREN G. HOLT-HANSEN, OF CALIFORNIA  
NATALIYA YEVENIYEVNA IOFFE, OF THE DISTRICT OF COLUMBIA  
DAVID JOHN JEA, OF FLORIDA  
TODD JOHNSON, OF THE DISTRICT OF COLUMBIA  
JEHAN SADIA JONES, OF VIRGINIA  
KEVIN V. JONES, OF NEVADA  
JEANNE D. KATZ, OF MARYLAND  
ANGELA B. KELLOGG, OF MARYLAND  
VIRGINIA KENT, OF TEXAS  
JOEY E. KLINGER, OF PENNSYLVANIA  
SEAMAN ARTHUR KNAPP IV, OF VIRGINIA  
JASON F. KNEELAND, OF VERMONT  
SRI KULKARNI, OF TEXAS  
MARY H. LANGFORD, OF VIRGINIA  
JILL MARY LARSON, OF THE DISTRICT OF COLUMBIA  
ANDREW NICHOLAS LENTZ, OF VIRGINIA  
HENRY L. LEW, OF VIRGINIA  
DEBRA LO, OF CALIFORNIA  
CHARLES A. LOBDELL III, OF FLORIDA  
KEITH ALAN LOMMEL, OF NORTH CAROLINA  
JULIANA L. MABREY, OF MISSOURI  
MITCHELL GEORGE MABREY, OF MISSOURI  
ANDREW T. MACDONALD, OF TEXAS  
WILLIAM M. MACMILLAN, OF VIRGINIA  
ERIK J. MAGDANZ, OF CALIFORNIA  
ELIZABETH MANAK, OF VIRGINIA  
LAUREN MARCUS, OF THE DISTRICT OF COLUMBIA  
HOLLY P. MARKHAM, OF THE DISTRICT OF COLUMBIA  
JENNIFER N. MATHIS, OF VIRGINIA  
KEVIN L. MATHIS, OF VIRGINIA  
TAWNIE A. MCNEIL, OF ARIZONA  
MATTHEW CAVIN MEADOWS, OF WASHINGTON  
ERIC REDPATH MEHLER, OF WASHINGTON  
MICHAEL J. MEKEOWN, OF VIRGINIA  
DENNY J. MERIDETH III, OF MISSOURI  
COLLEEN MIHAILOVICH, OF VIRGINIA  
MICHAEL A. MISLOCK, OF THE DISTRICT OF COLUMBIA  
MICHAEL P. L. MITCHEM, OF MARYLAND  
JAMES G. NORMAN, OF VIRGINIA  
JEFF OGREN, OF ILLINOIS  
TED M. ONEAL, OF VIRGINIA  
SUE ELLEN KRISTINE OSTREM, OF NEW JERSEY  
ROSS EMERSON PARK, OF IDAHO  
JONATHAN MATTHEW PERKINS, OF VIRGINIA  
EMILY E. PFIFFNER, OF THE DISTRICT OF COLUMBIA  
MARTIAL PIERRE, OF VIRGINIA  
JEAN L. PIERRE-Louis, OF FLORIDA  
RICHARD ERIC POUND, OF VIRGINIA  
ANDREW RAHAMAN, OF TEXAS  
ROBERT ADRIAN RAINES, OF MAINE  
RONDA R. RANDLE, OF MARYLAND  
LAWRENCE M. RANDOLPH, OF MASSACHUSETTS