

## SUBCOMMITTEE ON ENERGY

Mr. HATCH. Madam President, I ask unanimous consent that the Subcommittee on Energy of the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Thursday, March 4, at 2:30 p.m., to receive testimony regarding new nuclear power generation in the United States.

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

SUBCOMMITTEE ON MARKETING, INSPECTION,  
AND PRODUCT PROMOTION

Mr. HATCH. Madam President, I ask unanimous consent that the Subcommittee on Marketing, Inspection, and Product Promotion of the Committee on Agriculture, Nutrition, and Forestry be allowed to conduct a hearing during the session of the Senate on Thursday, March 4, 2004. The purpose of this hearing will be to discuss the development of a national animal identification plan.

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

## SUBCOMMITTEE ON PERSONNEL

Mr. HATCH. Madam President, I ask unanimous consent that the Subcommittee on Personnel of the Committee on Armed Services be authorized to meet during the session of the Senate on March 4, 2004, at 2:30 p.m., in open session to receive testimony on compensation, benefits and health care for active and reserve military personnel and their families, in review of the defense authorization request for fiscal year 2005.

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

## PRIVILEGES OF THE FLOOR

Mr. HARKIN. Madam President, I ask unanimous consent that the privilege of the floor be granted to Rob Sand of my staff for the duration of the day.

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

Mr. THOMAS. Madam President, I ask unanimous consent that Cathleen West, a fellow on the Finance Committee staff, be granted the privileges of the floor for the remainder of the debate on S. 1637.

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

UNANIMOUS CONSENT AGREE-  
MENT—BUDGET RESOLUTION

Mr. MCCONNELL. Mr. President, I ask unanimous consent that on Monday, March 8, at noon, the Senate proceed to the budget resolution, if available and qualified.

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

GALISTEO BASIN ARCHAEO-  
LOGICAL SITES PROTECTION  
ACT

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Sen-

ate proceed to the immediate consideration of Calendar No. 368, H.R. 506.

The PRESIDING OFFICER. The clerk will state the bill by title.

The assistant legislative clerk read as follows:

A bill (H.R. 506) to provide for the protection of archaeological sites and the Galisteo Basin in New Mexico, and for other purposes.

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

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the bill be read the third time, passed, that the motion to reconsider be laid upon the table, and that any statements relating thereto be printed in the RECORD as if read, without intervening action or debate.

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

The bill (H.R. 506) was read the third time and passed.

FORT BAYARD NATIONAL  
HISTORIC LANDMARK ACT

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 286, H.R. 2059.

The PRESIDING OFFICER. The clerk will state the bill by title.

The assistant legislative clerk read as follows:

A bill (H.R. 2059) to designate Fort Bayard Historic District in the State of New Mexico as a National Historic Landmark, and for other purposes.

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

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the bill be read the third time, passed, and the motion to reconsider be laid upon the table; that any statements relating thereto be printed in the RECORD as if read, without intervening action or debate.

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

The bill (H.R. 2059) was read the third time and passed.

## APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the Democratic Leader pursuant to Public Law 108-176, appoints the following individual to serve as a member of the National Commission of Small Community Air Service: Robb B. Sexauer of South Dakota.

The Chair, on behalf of the Democratic Leader, pursuant to Public Law 108-199, appoints the following individuals to serve as members of the Abraham Lincoln Study Abroad Fellowship Program: the Senator from Illinois, RICHARD J. DURBIN and Brad R. Heegel of South Dakota.

ORDERS FOR MONDAY, MARCH 8,  
2004

Mr. MCCONNELL. Mr. President, I ask unanimous consent that when the

Senate completes its business today, it adjourn until 12 noon, Monday, March 8. I further ask unanimous consent 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 begin consideration of the fiscal year 2005 budget resolution, if available, as provided under the previous order. I further ask unanimous consent that notwithstanding the Senate's adjournment, it be in order for the Foreign Relations and Budget Committees to file legislation from 10 a.m. to 12 noon tomorrow.

Mr. REID. Reserving the right to object.

The PRESIDING OFFICER. The Senator from Nevada.

Mr. REID. Mr. President, this has been a difficult week from many perspectives. We had two contentious pieces of legislation, and we certainly understand that on this side. As far as the legislation now before the Senate, it should not be such. I think there is no question that the majority of the Senate by far wants to pass the legislation that has been before the Senate today and yesterday.

The issue that is now holding up this legislation is whether the Senate is going to vote on an overtime amendment that is being offered by Senator HARKIN. It is an issue that we feel strongly about on this side. We want to vote on whether the President should go forward with these regulations. We want to vote. We will take a half hour evenly divided, we will take 20 minutes evenly divided to get a vote on this amendment. We are not stalling for time.

This is something that will have to be dealt with sometime during the next month or so in this legislature. We are willing to work in any way to cooperate and get this bill done, but one of the things we can't do is not have a vote on this overtime issue. Senator DASCHLE and I have talked with Senator HARKIN on four occasions at my last count. We said: Senator HARKIN, don't offer this amendment; this legislation is important; we are trying to get it passed. He has reluctantly agreed every time not to move forward with this legislation.

That is no longer part of what we are able to do. We talked with Senator HARKIN. He has been such a gentleman as to how we proceeded on this. He will continue to be a gentleman, but he is not going to relent offering this legislation because we do not think he should anymore.

I say that with the full knowledge that on this very important piece of legislation we are willing to vote, we are willing to discuss the amendments that Senators GRASSLEY and BAUCUS have. They want to improve the legislation. I think they can do that, and I think their amendments will be supported.

The second-degree amendment now before the Senate is not a bad amendment. I think the tax credit should be extended to sun and geothermal, but this extends it to wind. That is certainly a small bite of the apple that needs to be done.

I know the obligations and the burdens of the majority are difficult. We, not too long ago, were in the majority, and it is very hard to move legislation through this body. We need a vote on this overtime issue, and we hope and we are going to press as hard as we can to get a vote on it sometime in the near future.

The PRESIDING OFFICER. The Senator from Kentucky.

Mr. McCONNELL. Mr. President, there is no objection then?

Mr. REID. No objection whatsoever.

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

Mr. McCONNELL. Mr. President, let me say to my friend from Nevada, we fully understand the minority or, for that matter, any Member of the Senate has a right to offer a nongermane amendment to an underlying piece of legislation, but we had an unfortunate experience earlier this very week in which the offering and the adoption of amendments unrelated to the underlying bill ended up killing the bill that

both the Senator from Nevada and myself had hoped would pass.

We already had one vote on the overtime issue late last year. I do not know how many times the minority would like for us to repeat that vote.

It is the belief of this Senator that on a bipartisan basis Senator GRASSLEY and Senator BAUCUS would like to pass the FSC/ETI bill without any unrelated amendments on it. There is some resistance on this side of the aisle to repeatedly voting over and over again on amendments upon which we have already had a vote.

That having been said, I fully understand what the Senator is saying, that they would like to have a vote on the overtime issue. I don't think that is necessarily the view of everyone on that side of the aisle but may well be the view of the majority on that side of the aisle.

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#### PROGRAM

Mr. McCONNELL. Mr. President, on Monday, the Senate will begin consideration of the budget resolution. Senator NICKLES and Senator CONRAD will be here on Monday morning to kick off the debate on that important matter and receive any amendments that may be offered on Monday.

It is the intention of the managers to have a full day of debate on the resolution during Monday's session. At this time, I will say that rollcall votes are possible Monday evening. A vote or votes may occur in relation to amendments on the budget resolution or judicial nominations. We will alert Members when a vote becomes locked in for a certain time.

I remind my colleagues that under budget procedures, there will be up to 50 hours of debate on the resolution, and we will complete action on the budget prior to adjourning for the March recess. Therefore, our colleagues should expect a very busy week next week with late night sessions and votes throughout the week. I encourage all Members to arrange their schedules accordingly.

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#### ADJOURNMENT UNTIL MONDAY, MARCH 8, 2004

Mr. McCONNELL. 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 7:02 p.m. adjourned until Monday, March 8, 2004, at 12 noon.