

received by the Senate and appeared in the Congressional Record of September 4, 2003.

PN908 Air Force nominations (75) beginning Kimberly L. * Arnao, and ending James M. Winner, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2003.

PN909 Air Force nominations (118) beginning David H. * Adams, Jr., and ending James A. * Young, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2003.

PN910 Air Force nominations (92) beginning Laurie A. Abney, and ending Deedra L. * Zabokrtsky, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2003.

PN911 Air Force nominations (1875) beginning John T. Aalborg, Jr., and ending William A. Zutt, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2003.

ARMY

PN1128 Army nominations (30) beginning Stephen G. Beardsley, III, and ending Patrick O. Wilson, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2003.

PN1149 Army nominations (2) beginning John R. Angelloz, Jr., and ending Michael C. McDaniel, which nominations were received by the Senate and appeared in the Congressional Record of November 20, 2003.

PN1150 Army nominations of James R. Ward, which was received by the Senate and appeared in the Congressional Record of November 20, 2003.

PN1165 Army nomination of Michael K. Vaughan, which was received by the Senate and appeared in the Congressional Record of November 21, 2003.

PN1177 Army nominations (11) beginning David S. Feigin, and ending John E. Hartmann, which nominations were received by the Senate and appeared in the Congressional Record of November 25, 2003.

PN1178 Army nominations (2) beginning Joseph L. Craver, and ending William Hann, which nominations were received by the Senate and appeared in the Congressional Record of November 25, 2003.

PN1179 Army nomination of Carol Ann Mitchell, which was received by the Senate and appeared in the Congressional Record of November 25, 2003.

PN1180 Army nominations (4) beginning Carol A. Bossone, and ending Curtis M. Klages, which nominations were received by the Senate and appeared in the Congressional Record of November 25, 2003.

PN1182 Army nominations (23) beginning Daniel G. Rendeiro, and ending Diane K. Patterson, which nominations were received by the Senate and appeared in the Congressional Record of November 25, 2003.

PN1183 Army nominations (11) beginning Michael T. Endres, and ending James A. Chervoni, which nominations were received by the Senate and appeared in the Congressional Record of November 25, 2003.

NAVY

PN1151 Navy nominations (2299) beginning Tab E. Austin, and ending Sabrina M. Stedman, which nominations were received by the Senate and appeared in the Congressional Record of November 20, 2003.

PN1167 Navy nominations (29) beginning Albert A. Alarcon, and ending Jeffrey W. Winters, which nominations were received by the Senate and appeared in the Congressional Record of November 21, 2003.

PN1184 Navy nominations (92) beginning Craig I. Abraham, and ending Sarah L. Wright, which nominations were received by the Senate and appeared in the Congressional Record of November 25, 2003.

LEGISLATIVE SESSION

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

UNANIMOUS CONSENT REQUEST— S. 1072

Mr. FRIST. Mr. President, I have been in discussions with a number of Senators regarding next week's schedule. We had previously stated that it would be our intention to begin consideration of the highway bill on Monday.

I had hoped we could start with opening statements on the bill on Monday and limit Monday to debate only to allow the Finance Committee to complete their work on their section of the highway bill. Unfortunately, we were unable to reach a consent to begin; therefore, it will be necessary that I file cloture on a motion to proceed.

Having said that, I now ask unanimous consent that at 2 p.m. on Monday, February 2, the Senate proceed to the consideration of Calendar No. 426, S. 1072, the highway bill.

Mr. REID. Mr. President, on behalf of Senator GRAHAM of Florida, I object.

The PRESIDING OFFICER. The objection is heard.

SAFE TRANSPORTATION EQUITY ACT OF 2003—MOTION TO PROCEED

CLOTURE MOTION

Mr. FRIST. With that objection, I now move to proceed to the consideration of S. 1072, and I send a cloture motion to the desk on the motion to proceed.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

CLOTURE MOTION

We the undersigned Senators, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to Calendar No. 426, S. 1072, a bill to authorize funds for Federal-aid highways, highway safety programs, transit programs, and for other purposes:

Bill Frist, James M. Inhofe, John Cornyn, Susan Collins, Craig Thomas, Pat Roberts, Conrad Burns, Thad Cochran, Norm Coleman, Richard Shelby, Mike Crapo, Robert F. Bennett, George V. Voinovich, Ted Stevens, Lamar Alexander, Lindsey O. Graham.

Mr. FRIST. I now ask consent that the mandatory quorum be waived and that the vote on the motion to invoke cloture occur at 5:45 on Monday, February 2.

Mr. REID. Mr. President, reserving the right to object, let me just say that I am disappointed we are not going to move forward on the bill Monday. That is very valuable time. We are not going to have a lot of time to finish this bill. This is a bipartisan bill. This is my fourth highway bill, third or fourth

highway bill, and this is a most fair bill. We have every State that will get at least 95 percent of the money they pay in. Every State gets an increase of what they have gotten in the last bill. It is fair.

In the past, some States did extremely well and some States did poorly. Take the States of California and Texas, for example. At the end of this bill they will get 95 percent of the money they pay in. That is very costly. Therefore, that being the case, and it certainly seems fair to me that they should get 95 percent of what they pay in, their 5 percent that they are not getting pays for a lot of the States that do not have many people. These are bridge States. They still have the interstate going through them and there is a lot for maintenance.

The bill is far from perfect. We have done the best we can to try to make it a better bill than those in the past. We need to get to it. This is an extremely important bill. This is not a bill for the Democrats or a bill for the Republicans. It is a bill that will allow the construction to go forward on highways and transit for the next 5 or 6 years.

The reason that is important, we can come back and do a 1-year bill like we did last year. But there is no way—and the Presiding Officer was a Governor of a very large and important State—there is no ability to plan with a 1-year program.

I hope we can get this done. It is important to every State in the Union. I know some people are not happy with what is in the bill. We have done the best we can; if everyone wants their dollars back, we cannot. We will find a lot of States that will not be very happy. If we want everyone to get the average, there is no average.

We are happy to work with every State and are doing better than we had done in the bill. But the allocation will not be changed. It was done with a computer. The information was fed into the computer. It would be extremely difficult to start all over again and come up with a new allocation, especially in a timeframe when we will have to work on this bill.

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

Mr. FRIST. Mr. President, I very much appreciate the comments by the assistant Democratic leader. It is absolutely critical we get to this bill. I suspect this cloture vote on Monday will be overwhelming, probably 95 to 5 or 98 to 2 or 99 to 1. Maybe everybody will vote for it. But what it does, from a scheduling standpoint, on a bill that deserves debate, as good a bill as it is—and it is the most fair bill it could possibly be, as we have just heard it described—there is going to be debate. I think both the assistant Democratic leader and myself, and the leadership on both sides of the aisle, have agreed to bring this bill to the floor at the earliest possible date.

I am disappointed because I literally said 3 months ago we were going to go

to the highway bill on Monday, and that we were going to spend the appropriate amount of time on it, that people would be able to debate and amend it as necessary. A few people, for whatever reason—maybe some good reasons—are going to set us back. It sets the overall agenda of the Senate back. And what, in effect, it does is it causes us to lose a day when we were going to have debate only. We were not going to have amendments on Monday but, in effect, we lose the opportunity to start on a very important bill.

I mention that now because it is early in the second session of this Congress, and we have to have cooperation. I plead with our Members to have cooperation so we can do what this body does best, and that is to debate, bring bills to the floor and debate them, and vote them up, vote them down, defeat them, pass them. It is inevitable we will get there.

People are going to watch what the vote is going to be Monday night. It will be overwhelming. And I am not pointing just my finger at the person who objected because he is really speaking for, probably, a couple other people as well, but we have to proceed with this bill. It is an important bill.

Leadership on both sides of the aisle has said that we are going to spend an appropriate amount of time on this bill. So people have some idea, it could be a week, and it could be as long as 2 weeks, but we have to get to the bill. Then we can bring amendments up and debate them.

Mr. REID. Will the distinguished leader yield?

Mr. FRIST. I am happy to yield.

Mr. REID. I will make a suggestion. After the vote is completed, it will be approximately—let's see, what time are we going to vote?

Mr. FRIST. At 5:45.

Mr. REID. So starting at 6:15 on Monday maybe the two subcommittee leaders and the two full committee leaders could begin their statements, and then we could go right to the meat of the bill on Tuesday. I would certainly recommend we try to get Senators INHOFE, JEFFORDS, BOND, and REID to get their statements out of the way Monday night, and then go to the bill Tuesday. That way we will not have lost any time except a little time of the staff.

Mr. FRIST. Mr. President, I think we should encourage that proposal. Again, the whole purpose is to get the bill to the floor, and to debate it and appropriately amend it and do what we all want to do to support appropriately the infrastructure that is very much the foundation upon which our economy works day in and day out.

ORDERS FOR THURSDAY, JANUARY 29, 2004 AND MONDAY, FEBRUARY 2, 2004

Mr. FRIST. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 11 a.m., Thursday, January

29, for a pro forma session only; provided that the Senate then immediately stand in adjournment until 1 p.m., Monday, February 2. I further ask consent that on Monday, 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 a period of morning business with the time until 2 p.m. equally divided between the two leaders or their designees, with Senator GRAHAM of Florida controlling the minority time; provided that at 2 p.m. the Senate resume consideration of the motion to proceed to the consideration of S. 1072, the highway bill.

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

PROGRAM

Mr. FRIST. Tomorrow morning, the Senate will convene a pro forma session. No business will be transacted during Thursday's session. The Senate will then reconvene on Monday, February 2 at 1 p.m. At 2 p.m. we will resume debate on the motion to proceed. Under the order, the Senate will vote on invoking cloture on the motion to proceed to the highway bill at 5:45 p.m. Monday. If cloture is invoked, we will stay on that motion until it is disposed of. I encourage Members to come to the floor on Monday to begin their opening statements on the highway legislation.

ADJOURNMENT UNTIL THURSDAY, JANUARY 29, 2004, AT 11 A.M.

Mr. FRIST. 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 6:42 p.m., adjourned until Thursday, January 29, 2004, at 11 a.m.

NOMINATIONS

Executive nominations received by the Senate January 28, 2004:

EXPORT-IMPORT BANK OF THE UNITED STATES

LINDA MYSLIWI CONLIN, OF NEW JERSEY, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE EXPORT-IMPORT BANK OF THE UNITED STATES FOR A TERM EXPIRING JANUARY 20, 2007, VICE APRIL H. FOLEY.

DEPARTMENT OF EDUCATION

EUGENE HICKOK, OF PENNSYLVANIA, TO BE DEPUTY SECRETARY OF EDUCATION, VICE WILLIAM D. HANSEN, RESIGNED.

DEPARTMENT OF VETERANS AFFAIRS

PAMELA M. IOVINO, OF THE DISTRICT OF COLUMBIA, TO BE AN ASSISTANT SECRETARY OF VETERANS AFFAIRS (CONGRESSIONAL AFFAIRS), VICE GORDON H. MANSFIELD.

IN THE MARINE CORPS

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

To be colonel

MATTHEW T. ASHE JR., 0000
MARIAELENA AUGUSTIN, 0000
ROBERT A. BALLARD, 0000
BRADLEY A. BARKER, 0000
PAMELA G. BARNES, 0000

MARK L. BATCHELOR, 0000
ROSS P. BERTUCCI, 0000
WILLIAM M. BLACK JR., 0000
STEVEN L. BOGGS, 0000
CALVIN F. BOLES IV, 0000
MARK J. BOURDON, 0000
MARK A. BOWEN, 0000
DAVID E. BRASUELL, 0000
TIMOTHY M. BRUTON, 0000
SHELIA F. BRYANTTUCKER, 0000
AYDIN D. BUDAK, 0000
MILES A. BURDINE, 0000
FREDERICK C. BURK, 0000
PAUL V. BURKE, 0000
DOUGLAS D. BURPEE, 0000
MICHAEL M. BUSH, 0000
JEFFREY S. BUTTER, 0000
PERRY L. BUXO, 0000
JUSTIN P. CARLITTI, 0000
RAYMOND A. CELESTE JR., 0000
PETER F. CIESLA, 0000
DAVID J. CLEMENT, 0000
JOSEPH M. CODEGA, 0000
FRANS J. COETZEE, 0000
JAMES T. COLE, 0000
FRANK J. CORTE JR., 0000
PHILIP M. CROSSWAIT, 0000
EDWARD D. DANIEL, 0000
BRIAN E. DELAHAUT, 0000
THOMAS F. DIETRICH, 0000
ANSELM J. DYER, 0000
ANTHONY FERNANDEZ III, 0000
WILLIAM A. FOX III, 0000
VAL T. FRANKLIN, 0000
JEFFREY W. FREEMAN, 0000
TIMOTHY G. FROEBE, 0000
NANCY R. GADZALA, 0000
JAMES C. GARMAN, 0000
TIMOTHY R. GAUGHAN, 0000
WILLIAM P. GOGGINS JR., 0000
ERIK GRABOWSKY, 0000
MARK C. GRAHAM, 0000
OLIVER M. GRANT, 0000
SUZANNE M. HANNI, 0000
DONALD J. HARD, 0000
JAMES S. HARTSELL, 0000
WILLIAM E. HATTON, 0000
JINCY L. HAYES, 0000
MARCELINO HERNANDEZ, 0000
LOUIS HERRERA JR., 0000
TODD J. HIXSON, 0000
JEFFREY M. HORGAN, 0000
NEIL J. HORNUNG, 0000
JOHN D. HORRES, 0000
FRANK W. IRELAND, 0000
ALLEN D. JOHNSON, 0000
MICHAEL JOHNSON, 0000
RICHARD T. JOHNSON, 0000
WADE M. JOHNSON, 0000
WILLIAM KANE, 0000
WILLIAM E. KAUFER JR., 0000
PATRICK C. KELLEY, 0000
WARREN C. KELLIS, 0000
ROBERT A. KNIEF, 0000
KAVIN G. KOWIS, 0000
CARL R. LAMMERS, 0000
MICHAEL D. LENTZ, 0000
DOUGLAS C. LINDEN, 0000
BRIAN J. LOUF, 0000
KARL E. LUNDBERG, 0000
ROGER R. MACHUT, 0000
MARK M. MANCINI II, 0000
PETER MARTINO, 0000
ERNEST A. MATACOTTA, 0000
CHARLES J. MAY II, 0000
JOHN F. MCCABE IV, 0000
KEVIN J. MCCARTHY, 0000
MICHAEL F. MCCARTHY, 0000
LINDA L. MCGOWAN, 0000
DAVID M. McMILLER, 0000
STEVEN L. MERRILL, 0000
CLARK W. METZ, 0000
JOSE A. MICHEL, 0000
BRUCE A. MILTON, 0000
ROBERT A. MONTGOMERY, 0000
JEFFREY J. MORSCH, 0000
ALVIN S. MOSHER, 0000
EDWARD V. NAKAS, 0000
BORISFRANK A. NAZAROFF, 0000
CHARLES R. NICHOLS, 0000
MARK A. OLSON, 0000
JAMES A. PAVLIK, 0000
RICHARD P. PERKINS, 0000
LORE M. PESONEN, 0000
JAMES L. PILLOW, 0000
ANTHONY E. POLETTI, 0000
JEFFREY A. PORTER, 0000
DAVID W. PRAKA, 0000
GREGORY J. RASSEL, 0000
SCOTT E. RESKE, 0000
RONALD H. RIVE, 0000
WILLIAM L. RODGERS, 0000
DAVID C. ROSSBERG, 0000
STEVEN M. RUBIN, 0000
RAYMOND E. RUHLMANN III, 0000
RANDOL D. RULE, 0000
DAVID R. SAHM, 0000
MARK W. SAMOLINE, 0000
DONALD W. SAMPSON, 0000
MARK A. SCHULTE, 0000
WARD E. SCOTT, 0000
GLEN R. SMITH, 0000
LUTHER B. SMITH III, 0000
GARY M. SPRULL, 0000
JAMES R. SWENEY II, 0000
MARK T. TABERT, 0000
PHILLIP E. TAGGART, 0000