

COMMITTEE ON FOREIGN RELATIONS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, June 16, 2004 at 2 p.m. to hold a Nominations Hearing.

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

COMMITTEE ON INDIAN AFFAIRS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Wednesday, June 16, 2004, at 10 a.m. in Room 485 of the Russell Senate Office Building to conduct a Business Meeting on pending committee matters, to be followed immediately by an oversight hearing on the implementation in Native American communities of the "No Child Left Behind Act."

Mr. President, I ask unanimous consent that the Committee on Indian Affairs also be authorized to meet again on Wednesday, June 16, 2004, at 2 p.m. in Room 485 of the Russell Senate Office Building to conduct a hearing on S. 1996, the Oglala Sioux Tribe Angostura Irrigation Project Rehabilitation and Development Act.

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

COMMITTEE ON THE JUDICIARY

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on Wednesday, June 16, 2004 at 10 a.m., on "Judicial Nominations" in the Dirksen Office Building, Room 226.

Witness List:

Panel I: Senators.

Panel II: Richard A. Griffin, to be United States Circuit Judge for the Sixth Circuit; and David W. McKeague, to be United States Circuit Judge for the Sixth Circuit.

Panel III: Virginia Maria Hernandez Covington, to be United States District Judge for the Middle District of Florida.

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

PRIVILEGES OF THE FLOOR

Mr. REID. Mr. President, I ask unanimous consent that Sandra Wilkinson, a detailee from the Department of Justice assigned to the Judiciary Committee, be granted floor privileges for the duration of the debate on the Leahy amendment with regard to war profiteering.

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

Mr. HARKIN. Mr. President, I ask unanimous consent that privilege of the floor be granted to Roberto Alvarez from my office during consideration of this legislation.

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

Mr. REID. Mr. President, I ask unanimous consent, on behalf of Senator

BINGAMAN, that during the pendency of the DOD authorization bill, S. 2400, Sherrick Roanhorse and Rebecca Wilcox, interns on Senator BINGAMAN's staff, be given the privilege of the floor.

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

APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the Majority Leader pursuant to Public Law 107-252, Title II, Section 214, appoints the following individual to serve as a member of the Election Assistance Board of Advisors: Wesley R. Kliner, Jr. of Tennessee.

The Chair, on behalf of the Majority Leader pursuant to Public Law 108-176, Section 411(b)(1)(B), appoints the following individual to serve as a member of the National Commission of Small Community Air Service: Philip H. Trenary of Tennessee.

REMOVAL OF INJUNCTION OF
SECRECY

Mr. SESSIONS. Mr. President, in executive session, I ask unanimous consent that the Injunction of Secrecy be removed from the following treaty transmitted to the Senate on June 16, 2004, by the President of the United States:

Agreement with Canada on Pacific Hake/Whiting (Treaty Document 108-24).

I further ask that the treaty be considered as having been read the first time; that it be referred, with 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 Agreement between the Government of the United States of America and the Government of Canada on Pacific Hake/Whiting (the "Agreement"), done at Seattle, November 21, 2003. I am also enclosing, for the information of the Senate, the report of the Secretary of State on the Agreement.

The Agreement establishes, for the first time, agreed percentage shares of the transboundary stock of Pacific hake, also known as Pacific whiting. It also creates a process through which U.S. and Canadian scientists and fisheries managers will recommend the total catch of Pacific hake each year, to be divided by a set percentage formula. Stakeholders from both countries will have significant input into this process.

The Agreement not only allows the Parties to redress the overfishing that has led to a recent decline in stock levels, but also provides long-term sta-

bility for U.S. fishers and processors and a structure for future scientific collaboration.

The recommended legislation necessary to implement the Agreement will be submitted separately to the Congress.

I recommend that the Senate give favorable consideration to this Agreement and give its advice and consent to ratification at an early date.

RECOGNIZING THE ACCOMPLISHMENTS AND CONTRIBUTIONS OF
RAY CHARLES TO THE WORLD
OF MUSIC

Mr. SESSIONS. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 381, introduced earlier today by Senator NELSON of Florida.

The PRESIDING OFFICER. The clerk will state the resolution by title. The legislative clerk read as follows:

A resolution (S. Res. 381) recognizing the accomplishments and significant contributions of Ray Charles to the world of music.

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

Mr. NELSON of Florida. Mr. President, today I rise on behalf of myself, the Senior Senator from Florida, BOB GRAHAM, and my esteemed colleagues from Georgia, Senators ZELL MILLER and SAXBY CHAMBLISS, to commend to my colleagues a resolution commemorating Ray Charles for his great contributions to the world of music and culture.

It is with great sadness that as our Nation mourned the death of former President Reagan, we received the news that this great and talented musician, Ray Charles, succumbed to liver disease at age 73.

Ray Charles was born in Albany, GA on September 23, 1930, but he made Florida his home for many years. As a baby he moved with his family to Greenville, FL where he developed an early appreciation for music. There are stories from friends and family telling how at age 3 he began playing the piano, and showed a strong interest in music.

Ray Charles wasn't born blind, but lost his sight to a childhood illness. His mother, Aretha Robinson, enrolled him in the St. Augustine School for the Deaf and Blind, where he learned not only how to read and write Braille, but learned how to write music, and plan the piano, clarinet, trumpet and saxophone. In the late 1940s, after graduating from St. Augustine's, Ray Charles left Florida and began to work in honing his craft full time. And, as they say, the rest is history.

Ray Charles began recording in the 1950's, experiencing success on the musical charts that culminated in his winning the first of many Grammy Music Awards in 1960 for Georgia on My Mind. This great song was adopted in 1979 by the State of Georgia as their State song.

Ray Charles received eleven additional Grammy Awards, with the last of these awards coming in 1993.

The list of honors he has received in his lifetime is impressive and reflects the impact that he has had on American music and culture. His music cannot be categorized or limited to one genre, which cannot be said of many artists. He was influenced by all types of music, and his music in turn influenced all types of artists—from rhythm and blues to country artists to rock and roll.

Ray Charles's story is an American story, and one that should serve as an inspiration to us all; a story that shows how a strong spirit can overcome the greatest of obstacles.

Ray Charles once said that his family was so poor that "nothing was below us but the floor." Despite this poor beginning, and the racism and prejudice he undoubtedly faced as a blind black man during this time, he triumphed.

The PRESIDING OFFICER. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, with no intervening action or debate, and that any statements be printed in the RECORD.

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

The resolution (S. Res. 381) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 381

Whereas Ray Charles, born Ray Charles Robinson on September 23, 1930, to Bailey and Aretha Robinson in Albany, Georgia, was one of the greatest musical artists of the United States;

Whereas Ray Charles, who as an infant moved with his family to Greenville, Florida, and, after suffering an illness that left him blind, attended the St. Augustine School for the Deaf and Blind from 1937 to 1945, where he learned not only how to read Braille, but how to write music and play the piano, trumpet, clarinet, and alto saxophone;

Whereas during the course of his 58-year career, Ray Charles defied easy classification, as his music spanned all genres, and many talented musicians from the world of rhythm and blues, popular music, jazz, gospel, country, and rock and roll have noted his strong influence on their careers;

Whereas his talent has long been recognized by the recording industry and his many fans, as he has received 12 Grammy Awards, with the first in 1960 and the most recent award in 1993, and had 32 of his songs reach the national Billboard's top 40 pop charts between 1957 and 1971;

Whereas his influence and contributions to the world are evidenced by the numerous honors he has received from organizations, and institutions, including: the Blues Foundation's Hall of Fame, Rock and Roll Hall of Fame, Songwriters Hall of Fame, Georgia Music Hall of Fame, Florida Artists Hall of Fame, a Lifetime Achievement Award as part of the Black Achievement Awards television show sponsored by Johnson Publishing Company, a star on the Hollywood Walk of Fame, the Helen Keller Personal Achievement Award from the American Foundation for the Blind, and an honorary doctorate of fine arts from the University of South Florida in Tampa;

Whereas Ray Charles has received praise from Republican and Democratic Adminis-

trations with the adoption of "Georgia on My Mind" as the Georgia State song in 1979, an invitation in 1984 to perform at the Republican National Convention and President Reagan's inaugural ball in 1985, recognition in 1986 as a legend by the Kennedy Center Honors, and the presentation of a National Medal of Arts by President Clinton in 1993;

Whereas Ray Charles was a great humanitarian and activist who provided financial support to Dr. Martin Luther King, Jr., during the civil rights struggle, and joined with other recording artists to record "We Are the World", a project that brought world awareness and financial assistance to the millions dying from starvation in Africa;

Whereas during the course of his life he persevered, overcoming the tremendous obstacles that he encountered in the early stages of his career due to racism and prejudice because of his blindness, to become one of the greatest and defining musical talents of all time; and

Whereas this great American, Ray Charles, died on June 10, 2004: Now, therefore, be it Resolved, That the Senate—

(1) recognizes Ray Charles as one of the greatest American musicians of all time;

(2) honors Ray Charles for his contributions to music, culture, community, and the United States;

(3) offers its appreciation to Ray Charles for sharing his musical gifts with the world; and

(4) extends its deepest sympathy to the family and the loved ones of Ray Charles.

ORDERS FOR THURSDAY, JUNE 17, 2004

Mr. SESSIONS. Mr. President, on behalf of the majority leader, BILL FRIST, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m. on Thursday, June 17. 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 Calendar No. 503, S. 2400, the Department of Defense authorization bill; provided further, that Senator BOND be recognized in order to call up the Bond-Harkin amendment.

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

PROGRAM

Mr. SESSIONS. Mr. President, tomorrow the Senate will resume the Defense authorization bill. Under the previous order, when we resume consideration of the bill tomorrow morning, the Bond-Harkin energy employee amendment will be the pending business. It is the hope of the bill managers that we can adopt the amendment without a rollcall vote.

For the remainder of the day, we will continue the consideration of amendments to the bill. There is another amendment that I will offer related to death benefits, and there are several missile defense amendments we hope to consider early in the day. Senators should expect rollcall votes throughout the day as the Senate continues to make progress on the bill. As a re-

minder, a cloture motion was filed on the Defense bill.

In addition, there will be additional votes on judicial nominations during Thursday's session as well.

Mr. President, I will just add, on the death benefits bill, legislation I have offered, that it is important, in my view, we examine the extent of death benefits to men and women who serve our country in combat. Frankly, it is not where it should be. This bill would increase those benefits. It will be done in a way that will not engender a budget point of order. But I think we can make some progress with that tomorrow, and I hope Senators will be alert to this issue. I think, frankly, we are not where we should be in generosity toward those who give their lives for their country.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. SESSIONS. 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 7:17 p.m., adjourned until Thursday, June 17, 2004, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate June 16, 2004:

THE JUDICIARY

MICHAELA ALVAREZ, OF TEXAS, TO BE UNITED STATES DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF TEXAS, VICE DAVID HITTNER, RETIRING.

IN THE COAST GUARD

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT IN THE UNITED STATES COAST GUARD TO THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 271:

To be rear admiral

REAR ADM. (LH) DALE G. GABEL, 0000
REAR ADM. (LH) JEFFREY M. GARRETT, 0000
REAR ADM. (LH) STEPHEN W. ROCHON, 0000

IN THE ARMY

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS AND FOR REGULAR APPOINTMENT (IDENTIFIED BY AN ASTERISK(*)) UNDER TITLE 10, U.S.C., SECTIONS 624, 531, AND 3064:

To be lieutenant colonel

STEPHAN A. * ALKINS, 0000
ROMNEY C. ANDERSEN, 0000
GEORGE N. * APPENZILLER, 0000
MARTIN F. BAECHELER, 0000
MATTHEW T. * BAKER, 0000
VINCENT * BATTISTA, 0000
ANDREW J. * BAUER, 0000
BRIAN M. * BELSON, 0000
ELIZABETH P. BERBANO, 0000
STEPHEN A. BERNSTEIN, 0000
ELISABETH G. BEYERNOLEN, 0000
JEFFREY G. BLUE, 0000
BRET R. * BOYLE, 0000
KEVIN J. * BOYLE, 0000
DAMON W. * BRANTLEY, 0000
MATTHEW L. * BRENGMAN, 0000
BRUCE A. * BROWN, 0000
JEROME L. * BULLER, 0000
MARK W. * BURNETT, 0000
WAYNE B. * CHUN, 0000
YONG H. * CHUN, 0000
DANIEL L. * CRUSER, 0000
JAMES F. * CUMMINGS, 0000
JAMES E. CZARNIK, 0000
ERIK A. DAHL, 0000
ANTHONY M. DANIELS, 0000
CHRISTIAN * DEGRIGORIO, 0000
LEON S. * DEMARTELAERE, 0000
ROBERT C. * DINSMORE, 0000
MICHAEL DLUGOPOLSKI, 0000
MARIA R. DORIA, 0000
JOHN F. * FARR III, 0000
GARY D. * FLEISCHER, 0000