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Senate

The Senate met at 9:30 a.m. and was called to order by the Honorable DEBBIE STABENOW, a Senator from the State of Michigan.

PRAYER

The guest Chaplain, Rev. Jim Henry, First Baptist Church Orlando, in Orlando, FL, offered the following prayer: Dear Sovereign Father, we humble ourselves in recognition of Your holiness, majesty, grace, love, and goodness. I come to beseech you in behalf of those who serve You and represent the people of our Republic:

For Ambition to be the yokefellow of humility;
For Behavior worthy to be copied;
For Courage in the face of difficulties;
For Decisions based on eternal principles;
For Encouragement when the walls of loneliness surround them;
For Faith when doubt knocks on the door;
For Gentleness to rule over harshness;
For Hope in the midst of despair;
For Impulsiveness to be counteracted with thoughtfulness;
For Joy in their journey of service;
For Knowledge to grapple with the monumental challenges;
For Light to shatter strongholds of darkness;
For Modesty to be the wardrobe of ego;
For Nobility to be the pathway of choice;
For Objectivity to grace every vote;
For Protection for their families and those dear to their thoughts;
For Quiet times to hear Your whispers to their hearts;
For Richness of character to be the most sought after office;
For Servanthood to be more significant than success;
For Truth to outduel falsehood at every encounter;
For Urgent to be under the thumb of the important;

For Vision to be Your hand in the events of the world;

For Wisdom milked from worship, Your Word, and Your will;

For X-ray perception to see through the scams and schemes;

For Your strength as a teammate in the yoke of weariness;

For Zest to run well and finish strong in the race of life;

In the name of our Lord and Savior Jesus Christ, Amen.

PLEDGE OF ALLEGIANCE

The Honorable DEBBIE STABENOW led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. BYRD).

The assistant legislative clerk read the following letter:

U.S. SENATE,
PRESIDENT PRO TEMPORE,
Washington, DC, April 25, 2002.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable DEBBIE STABENOW, a Senator from the State of Michigan, to perform the duties of the Chair.

ROBERT C. BYRD,
President pro tempore.

Ms. STABENOW thereupon assumed the chair as Acting President pro tempore.

RECOGNITION OF THE ACTING MAJORITY LEADER

The ACTING PRESIDENT pro tempore. The acting majority leader is recognized.

SCHEDULE

Mr. REID. The Senate will shortly conduct two rollcall votes on judicial nominations. Following the votes, the Senate will resume consideration of the energy reform bill. Rollcall votes in relation to the amendments on the bill will occur throughout the day. We expect to complete action on the energy bill sometime, we hope, early this afternoon.

I ask now that prior to beginning the votes, the Senator from Florida, Mr. NELSON, be recognized as if in morning business and that time count against the 30 hours.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

The Senator from Florida.

WELCOME REVEREND JIM HENRY

Mr. NELSON of Florida. Madam President, it is a privilege for me to call to the attention of the Senate that our guest Chaplain today is from Orlando, FL. He is quite a noteworthy individual, and that is why I had particularly requested of our leadership the opportunity that he might come and be our guest Chaplain. Not only has Jim Henry been the pastor of the largest church in the central Florida area since 1977, but he rose to the rank of the president of the Southern Baptist Convention.

The reason I make note of that is that a schism among church leadership had occurred and they needed a leader of that convention, someone who could be a reconciler, a healer, who could bring people together in the midst of their differences.

We deal with that every day here, but we are dealing in the political world

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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where, as the Good Book says, we should come and reason together, work out our differences, achieve consensus, and try to help govern the Nation in a way that the people would want the Nation governed.

So, too, as many other things, including in the faith-based arena, we find deep schisms and we find a difficulty in people coming together. We have seen that, unfortunately, throughout the history of man. So often religion has been the dividing factor that has called people to war, to hate, and to kill. We see that among a faith that ought to be a unifying case in Northern Ireland. Yet because one group calls themselves Protestant and another Catholic, they have chosen the path of war. We see that now where the United States has so much interest in central Asia as a result of one religion playing off against another, people attacking us because of religion.

In the Scriptures, from the ancient Scriptures in the Old Testament through to the New Testament, we find the true word of the Lord was that He wanted people to love one another, to bring people together, to be reconcilers instead of dividers. I share that little glimpse into history which was taught in the Old Testament. Clearly, the message of Jesus of Nazareth was: Love God, and love others as yourself. That was the sum of all the law that had been handed down.

I share this little religious history lesson as I proudly introduce my friend, Jim Henry. He found himself in a position where he had to be a reconciler, a healer, someone who brought people together in the midst of a storm. I am very honored that our guest Chaplain today has been the Reverend Jim Henry from the First Baptist Church of Orlando.

I yield the floor.

EXECUTIVE SESSION

NOMINATION OF PERCY ANDERSON, OF CALIFORNIA, TO BE UNITED STATES DISTRICT JUDGE FOR THE CENTRAL DISTRICT OF CALIFORNIA

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will now go into executive session and proceed to the vote on Executive Calendar Nos. 776 and 781.

The legislative clerk read the nomination of Percy Anderson, of California, to be United States District Judge for the Central District of California.

The ACTING PRESIDENT pro tempore. The question is, Will the Senate advise and consent to the nomination of Percy Anderson, of California, to be United States District Judge for the Central District of California? On this question, the yeas and nays have been ordered and the clerk will call the roll.

The bill clerk called the roll.

Mr. NICKLES. I announce that the Senator from North Carolina (Mr. HELMS) is necessarily absent.

The PRESIDING OFFICER (Mr. MILLER). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 99, nays 0, as follows:

[Rollcall Vote No. 85 Ex.]

YEAS—99

Akaka	Dorgan	Lugar
Allard	Durbin	McCain
Allen	Edwards	McConnell
Baucus	Ensign	Mikulski
Bayh	Enzi	Miller
Bennett	Feingold	Murkowski
Biden	Feinstein	Murray
Bingaman	Fitzgerald	Nelson (FL)
Bond	Frist	Nelson (NE)
Boxer	Graham	Nickles
Breaux	Gramm	Reid
Brownback	Grassley	Reid
Bunning	Gregg	Roberts
Burns	Hagel	Rockefeller
Byrd	Harkin	Santorum
Campbell	Hatch	Sarbanes
Cantwell	Hollings	Schumer
Carnahan	Hutchinson	Sessions
Carper	Hutchison	Shelby
Chafee	Inhofe	Smith (NH)
Cleland	Inouye	Smith (OR)
Clinton	Jeffords	Snowe
Cochran	Johnson	Specter
Collins	Kennedy	Stabenow
Conrad	Kerry	Stevens
Corzine	Kohl	Thomas
Craig	Kyl	Thompson
Crapo	Landrieu	Thurmond
Daschle	Leahy	Torricelli
Dayton	Levin	Voinovich
DeWine	Lieberman	Warner
Dodd	Lincoln	Wellstone
Domenici	Lott	Wyden

NOT VOTING—1

Helms

The nomination was confirmed.

NOMINATION OF JOHN F. WALTER, OF CALIFORNIA, TO BE UNITED STATES DISTRICT JUDGE FOR THE CENTRAL DISTRICT OF CALIFORNIA

The PRESIDING OFFICER. The clerk will report the nomination of John F. Walter, of California, to be United States District Judge for the Central District of California.

The senior assistant bill clerk read the nomination of John F. Walter, of California, to be United States District Judge for the Central District of California.

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the nomination of John F. Walter, of California, to be United States District Judge for the Central District of California? The yeas and nays were previously ordered on this nomination. The clerk will call the roll.

The senior assistant bill clerk called the roll.

Mr. NICKLES. I announce that the Senator from North Carolina (Mr. HELMS) is necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 99, nays 0, as follows:

[Rollcall Vote No. 86 Ex.]

YEAS—99

Akaka	Allen	Bayh
Allard	Baucus	Bennett

Biden	Enzi	McConnell
Bingaman	Feingold	Mikulski
Bond	Feinstein	Miller
Boxer	Fitzgerald	Murkowski
Breaux	Frist	Murray
Brownback	Graham	Nelson (FL)
Bunning	Gramm	Nelson (NE)
Burns	Grassley	Nickles
Byrd	Gregg	Reid
Campbell	Hagel	Reid
Cantwell	Harkin	Roberts
Carnahan	Hatch	Rockefeller
Carper	Hollings	Santorum
Chafee	Hutchinson	Sarbanes
Cleland	Hutchison	Schumer
Clinton	Inhofe	Sessions
Cochran	Inouye	Shelby
Collins	Jeffords	Smith (NH)
Conrad	Johnson	Smith (OR)
Corzine	Kennedy	Snowe
Craig	Kerry	Specter
Crapo	Kohl	Stabenow
Daschle	Kyl	Stevens
Dayton	Landrieu	Thomas
DeWine	Leahy	Thompson
Dodd	Levin	Thurmond
Domenici	Lieberman	Torricelli
Dorgan	Lincoln	Voinovich
Durbin	Lott	Warner
Edwards	Lugar	Wellstone
Ensign	McCain	Wyden

NOT VOTING—1

Helms

The nomination was confirmed.

STATEMENTS ON THE NOMINATIONS OF PERCY ANDERSON AND JACK WALTER

Mr. LEAHY. Madam President, today, the Senate is voting on the 47th and 48th judicial nominees to be confirmed since last July when the Senate Judiciary Committee reorganized after the shift in the Senate majority. With today's votes on Percy Anderson and Jack Walter to the U.S. District Court for the Central District of California, the Senate will have confirmed its 38th and 39th district court judges in the less than 10 months since I became chairman this past summer. This is addition to the 9 judges confirmed to the Courts of Appeals. So the total number of Federal judges confirmed since the change in Senate majority will now be 48. Moreover, with the confirmations of these nominees, the Senate will have resolved 9 judicial emergencies since we returned to session and helped fill 16 emergency vacancies since I became chairman this past summer. The confirmation of these nominees today demonstrates, again, the speed with which President Bush's nominees are receiving consideration by the Judiciary Committee and the Senate.

Percy Anderson, is a nominee to the U.S. District Court in the District of California. He is filling a judicial emergency vacancy that has been pending for more than 1,360 days. Mr. Anderson was nominated to fill the vacancy left by the elevation of Kim McLane Wardlaw in 1998. I recall that President Clinton nominated Frederic Woocher to fill this judicial emergency vacancy on May 27, 1999. Mr. Woocher was one of those who received a hearing before the Judiciary Committee but was never placed on the agenda to receive a vote. He was one of the lucky judicial nominees who got a hearing, with the support of his home-state Senators, but his nomination was ultimately frustrated by never being considered by the Judiciary Committee. Like Allen Snyder of the District of Columbia, Bonnie