

designate, and may authorize successive re-delegations of such functions as may be necessary or appropriate. No delegation of functions under this subsection or under any other provision of this title shall relieve the official to whom a function is transferred under this title of responsibility for the administration of the function.

On page 254, strike lines 14 through 19 and insert the following:

Border Affairs (except for the border patrol function and primary and secondary immigration inspection functions);

(iii) the transfer to the Directorate of Border and Transportation Security of the border patrol function and primary and secondary immigration inspection functions; and

(iv) the transfer of such other functions as are required to be made under this division; and

SA 4731. Mr. ALLEN submitted an amendment intended to be proposed by him to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 338, insert between lines 2 and 3 the following:

SEC. 2205. ANNUITY COMPUTATION ADJUSTMENT FOR PERIODS OF DISABILITY.

Section 8415 of title 5, United States Code, is amended—

(1) by redesignating the second subsection (i) and subsection (j) as subsections (j) and (k), respectively; and

(2) by adding at the end the following:
“(1) In the case of any annuity computation under this section that includes, in the aggregate, at least 1 year of credit under section 8411(d) for any period while receiving benefits under subchapter I of chapter 81, the percentage otherwise applicable under this section for that period so credited shall be increased by 1 percentage point.”

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet on Tuesday, September 24, 2002, at 9 a.m. to conduct a hearing to look at the Federal Government's response to September 11th and the continuing role of the Federal Government in the recovery efforts. The hearing will be held in SD-406.

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

COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, September 24, 2002 at 2:30 p.m. to hold a Members; Briefing on Iraq.

AGENDA

Briefers: The Honorable George J. Tenet, Director of Central Intelligence, Washington, DC; The Honorable Carl W. Ford, Jr., Assistant Secretary for Intelligence and Research, Department of State, Washington, DC; RADM Lowell E. Jacoby, Acting Director, Defense Intelligence Agency, Department of

Defense, Washington, DC; and Dr. Rhys, Williams, Director, Nuclear Non-Proliferation Division, Office of Intelligence, Department of Energy, Washington, DC.

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

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, RESTRUCTURING AND THE DISTRICT OF COLUMBIA

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions and Committee on Governmental Affairs, Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia be authorized to meet for a joint hearing on West Nile Fever. Challenges for Public Health during the session of the Senate on Tuesday, September 24, 2002, at 10 a.m. in SD-342.

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

COMMITTEE ON INDIAN AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Tuesday, September 24, 2002, at 10:00 a.m. in Room 485 of the Russell Senate Office Building to conduct an Oversight Hearing on the Role of the Special Trustee within the Department of Interior.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. REID. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Tuesday, September 24, 2002 at 10:00 a.m. to hold a joint hearing with the House Permanent Select Committee on Intelligence concerning the Joint Inquiry into the events of September 11, 2002.

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

SUBCOMMITTEE ON ADMINISTRATIVE OVERSIGHT AND THE COURTS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Administrative Oversight and the Courts be authorized to meet to conduct a hearing on “The DC Circuit: The Importance of Balance on the Nation's Second Highest Court” on Tuesday, September 24, 2002, at 10:00 a.m. in Room 226 of the Dirksen Senate Office Building.

Tentative Witness List

The Honorable Abner Mikva, University of Chicago Law School, Chicago, IL; Mr. Fred Fielding, Wiley Rein, and Fielding, Washington, DC; Professor Christopher Schroeder, Duke University School of Law, Durham, NC; Professor Brad Clerk, George Washington University Law School, Washington, DC; Professor Michael Gottesman, Georgetown University Law Center, Washington, DC.

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

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, RESTRUCTURING AND THE DISTRICT OF COLUMBIA

COMMITTEE ON HEALTH, EDUCATION, LABOR AND PENSIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia and the Committee on Health, Education, Labor, and Pensions be authorized to meet on Tuesday, September 24, 2002 at 10:00 a.m. for a joint hearing entitled, “Responding to the Threat of West Nile Virus.”

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

PRIVILEGE OF THE FLOOR

Mr. WELLSTONE. Madam President, I ask unanimous consent that Jeffrey Scholder and Robert Kerr, a fellow, be granted the privilege of the floor during the debate today.

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

NATIONAL MAMMOGRAPHY DAY

Mr. REID. Mr. President, I ask unanimous consent the Judiciary Committee be discharged from consideration of S. Res. 326, and the Senate proceed to its consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 326) designating October 18, 2002, as “National Mammography Day.”

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

Mr. REID. I ask unanimous consent the resolution and preamble be agreed to en bloc, the motion to reconsider be laid on the table, and any statements relating thereto be printed in the RECORD.

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

The resolution (S. Res. 326) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 326

Whereas according to the American Cancer Society, in 2002, 203,500 women will be diagnosed with breast cancer and 39,600 women will die from this disease;

Whereas it is estimated that about 2,000,000 women were diagnosed with breast cancer in the 1990s, and that in nearly 500,000 of those cases, the cancer resulted in death;

Whereas the risk of breast cancer increases with age, with a woman at age 70 years having twice as much of a chance of developing the disease as a woman at age 50 years;

Whereas at least 80 percent of the women who get breast cancer have no family history of the disease;

Whereas mammograms, when operated professionally at a certified facility, can provide safe screening and early detection of breast cancer in many women;

Whereas mammography is an excellent method for early detection of localized breast cancer, which has a 5-year survival rate of more than 97 percent;

Whereas the National Cancer Institute and the American Cancer Society continue to recommend periodic mammograms; and

Whereas the National Breast Cancer Coalition recommends that each woman and her health care provider make an individual decision about mammography: Now, therefore, be it

Resolved, That the Senate—

(1) designates October 18, 2002, as “National Mammography Day”; and

(2) requests that the President issue a proclamation calling upon the people of the United States to observe the day with appropriate programs and activities.

ORDER FOR PRINTING STATEMENTS OF TRIBUTE

Mr. REID. Mr. President, I ask unanimous consent the Members have until Friday, October 4, at 12 noon to submit statements of tribute to Senator Strom Thurmond and the tributes then be printed as a Senate document.

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

ORDERS FOR WEDNESDAY, SEPTEMBER 25, 2002

Mr. REID. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m. tomorrow morning, September 25; that following the prayer and the pledge, the morning hour be deemed expired, the Journal of proceedings be deemed approved to date, the time for the two leaders be reserved for their use later in the day, and there be a period for morning business until 10:30 a.m. with Senators permitted to speak for up to 10 minutes each, with the time equally divided between the two leaders or their designees; that at 10:30 the Senate resume consideration of the Interior Appropriations Act and vote on cloture on the Byrd amendment to the Interior Appropriations Act regarding firefighting and drought; that, if cloture is not invoked, the Senate immediately vote on cloture on the Lieberman substitute amendment to the Homeland Security Act; further, that Senators have until 10 a.m. tomorrow in order to file second-degree amendments.

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

PROGRAM

Mr. REID. Mr. President, the next rollcall vote will occur at 10:30 a.m., on

cloture on the Byrd amendment to the Interior Appropriations Act.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. REID. Mr. President, I know of no further business to come before the Senate. Therefore, I ask unanimous consent the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 6:36 p.m., adjourned until Wednesday, September 25, 2002, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate September 24, 2002:

THE JUDICIARY

ALAN G. LANCE, SR., OF IDAHO, TO BE A JUDGE OF THE UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS FOR THE TERM OF THIRTEEN YEARS, VICE FRANK QUILL NEBEKER, RESIGNED.

IN THE COAST GUARD

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 271 AND TO SERVE AS THE DIRECTOR OF THE COAST GUARD RESERVE PURSUANT TO TITLE 14, U.S.C. SECTION 53:

To be rear admiral (lower half)

REAR ADM. (SELECTEE) ROBERT J. PAPP, 0000

THE FOLLOWING NAMED OFFICERS OF THE COAST GUARD PERMANENT COMMISSIONED TEACHING STAFF FOR APPOINTMENT IN THE GRADE INDICATED IN THE UNITED STATES COAST GUARD UNDER TITLE 14, U.S.C., SECTION 188:

To be captain

KURT J. COLELLA, 0000
LUCRETIA FLAMMANG, 0000

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

To be commander

ALAN N ARSENAULT, 0000
KEVIN M BALDERSON, 0000
WEBSTER D BALDING, 0000
STEVEN A BANKS, 0000
KIRK A BARTNIK, 0000
MARK D BERKELEY, 0000
KEITH R BILLS, 0000
BYRON L BLACK, 0000
WILLIAM J BOEH, 0000
JOHN E BORIS, 0000
SCOTT W BORNEMANN, 0000
LARRY D BOWLING, 0000
GARY L BRUCE, 0000
SEAN M BURKE, 0000
TINA L BURKE, 0000
JONATHAN C BURTON, 0000
SCOTT A BUTTRICK, 0000
THOMAS E CAFFERTY, 0000
CHARLES S CAMP, 0000
JAMES CARLSON, 0000
MICHAEL P CAROSOTTO, 0000
ALAN W CARVER, 0000
CHARLES L CASHIN, 0000
ERIC P CHRISTENSEN, 0000
DAVID A CINALLI, 0000
BRADFORD CLARK, 0000
THOMAS D COMBS, 0000
PAULINE F COOK, 0000
CALEB CORSON, 0000
DONNA L COTTRELL, 0000
DANIEL S CRAMER, 0000
MATTHEW K CREELMAN, 0000
DAVID P CROWLEY, 0000
EDWARD J CUBANKSI, 0000
DONALD E CULKIN, 0000
STEPHEN P CZERWONKA, 0000
PAT DEQUATTRO, 0000
DAVID M DERMANELIAN, 0000
JOEL D DOLBECK, 0000
ROBERT R DUBOIS, 0000
BRIAN C EMRICH, 0000
JANET R FLOREY, 0000
RICHARD T GATLIN, 0000
FRANCIS E GENCO, 0000

AUSTIN J GOULD, 0000
BRUCE E GRAHAM, 0000
MARC A GRAY, 0000
DARCY D GUYANT, 0000
BRIAN P HALL, 0000
JAMES E HANZALIK, 0000
DAVID L HARTLEY, 0000
BEVERLY A HAVLIK, 0000
ROBERT P HAYES, 0000
JOHN A HEALY, 0000
TIMOTHY J HEITSCH, 0000
JOSEPH F HESTER, 0000
JOHN E HURST, 0000
VICTORIA A HUYCK, 0000
JAMES D JENKINS, 0000
GWYN R JOHNSON, 0000
KELLY L KACHELE, 0000
JOSEPH P KELLY, 0000
WILLIAM R KELLY, 0000
LARRY R KENNEDY, 0000
HAN KIM, 0000
ROGER R LAFERRIERE, 0000
MARC P LEBEAU, 0000
STUART L LEBRUSKA, 0000
ROCKY S LEE, 0000
ANTHONY S LLOYD, 0000
MICHAEL J LOPEZ, 0000
JOSEPH J LOSCIUTO, 0000
JASON LYUKE, 0000
ROBERT T MCCARTY, 0000
STEPHEN P MCCLEARY, 0000
PATRICK J MCGUIRE, 0000
BRIAN T MCTAGUE, 0000
CHRISTOPHER J MEADE, 0000
WILLIAM R MEESE, 0000
MICHAEL A MEGAN, 0000
MICHAEL A MOHN, 0000
JESSE K MOORE, 0000
JOHN F MORIARTY, 0000
JIM L MUNRO, 0000
CAMERON T NARON, 0000
THOMAS G NELSON, 0000
CHRISTOPHER D NICHOLS, 0000
LAURA H OHARE, 0000
ANDREW C PALMIOTTO, 0000
FRANK R PARKER, 0000
DAWAYNE R PENBERTHY, 0000
JOHN J PLUNKETT, 0000
STEVEN W POORE, 0000
LAURENCE J PREVOST, 0000
CHARLES E RAWSON, 0000
JOHN C RENDON, 0000
CHARLES A RICHARDS, 0000
KEITH A RUSSELL, 0000
MICHAEL P RYAN, 0000
STEPHEN M SABELLICO, 0000
RICHARD A SANDOVAL, 0000
GREGORY J SANIAL, 0000
ADAM J SHAW, 0000
PHILIP J SKWRONEK, 0000
JOEL D SLOTTEN, 0000
KEITH M SMITH, 0000
MATTHEW C STANLEY, 0000
JANET E STEVENS, 0000
CYNTHIA L STOWE, 0000
GLENN M SULMASY, 0000
JAMES TABOR, 0000
TROY K TAIRA, 0000
THOMAS TARDIBUONO, 0000
JOHN G TURNER, 0000
DAVID A WALKER, 0000
JAMES H WHITEHEAD, 0000
KEITH T WHITEMAN, 0000
ROBERT C WILSON, 0000
JOHN D WOOD, 0000
MATTHEW J ZAMARY, 0000

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

LT. GEN. THOMAS B. GOSLIN JR., 0000

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

To be brigadier general

COL. THOMAS F. DEPPE, 0000

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be general

LT. GEN. KEVIN P. BYRNES, 0000