

(b) To the extent that the submission of any report described in subsection (a) coincides with the submission of any other report on matters relevant to this joint resolution otherwise required to be submitted to Congress pursuant to the reporting requirements of Public Law 93-148 (the War Powers Resolution), all such reports may be submitted as a single consolidated report to the Congress.

(c) To the extent that this information required by section 3 of Public Law 102-1 is included in the report required by this section, such report shall be considered as meeting the requirements of section 3 of Public Law 102-1.

SA 4857. Mr. GRAHAM proposed an amendment to amendment SA 4856 proposed by Mr. LIEBERMAN (for himself, Mr. WARNER, Mr. BAYH, Mr. MCCAIN, Ms. LANDRIEU, Mr. MCCONNELL, Mr. MILLER, Mr. DOMENICI, Mr. EDWARDS, Mr. HUTCHINSON, Mr. JOHNSON, Mr. ALLARD, Mr. BAUCUS, Mr. HELMS, Mr. BUNNING, Mr. LOTT, Mr. SHELBY, Mr. THOMPSON, and Mr. NICKLES) to the joint resolution S.J. Res. 45, to authorize the use of United States Armed Forces against Iraq; as follows:

In lieu of the matter proposed to be inserted by the amendment, insert the following:

SECTION 1. SHORT TITLE.

This joint resolution may be cited as the "Authorization for the Use of Military Force Against Iraq and International Terrorists Resolution".

SEC. 2. SUPPORT FOR UNITED STATES DIPLOMATIC EFFORTS.

The Congress of the United States supports the efforts by the President to—

(1) strictly enforce through the United Nations Security Council all relevant Security Council resolutions applicable to Iraq and encourages him in those efforts; and

(2) obtain prompt and decisive action by the Security Council to ensure that Iraq abandons its strategy of delay, evasion, and noncompliance and promptly and strictly complies with all relevant Security Council resolutions.

SEC. 3. AUTHORIZATION FOR USE OF UNITED STATES ARMED FORCES.

(a) AUTHORIZATION.—The President is authorized to use the Armed Forces of the United States as he determines to be necessary and appropriate in order to—

(1) defend the national security of the United States against the continuing threat posed by Iraq;

(2) enforce all relevant United Nations Security Council Resolutions regarding Iraq; and

(3) defend the national security of the United States against the threat posed by the following terrorist organizations:

- (A) The Abu Nidal Organization.
- (B) HAMAS.
- (C) Hizballah.
- (D) Palestine Islamic Jihad.
- (E) Palestine Liberation Front.

(b) PRESIDENTIAL DETERMINATION.—In connection with the exercise of the authority granted in paragraph (1) or (2) of subsection (a) to use force, the President shall, prior to such exercise or as soon thereafter as may be feasible, but not later than 48 hours after exercising such authority, make available to the Speaker of the House of Representatives and the President pro tempore of the Senate his determination that—

(1) reliance by the United States on further diplomatic or other peaceful means alone either (A) will not adequately protect the na-

tional security of the United States against the continuing threat posed by Iraq, or (B) is not likely to lead to enforcement of all relevant United Nations Security Council resolutions regarding Iraq; and

(2) acting pursuant to this resolution is consistent with the United States and other countries continuing to take the necessary actions against international terrorists and terrorist organizations, including those nations, organizations or persons who planned, authorized, committed or aided the terrorists attacks that occurred on September 11, 2001.

(c) WAR POWERS RESOLUTION REQUIREMENTS.—

(1) SPECIFIC STATUTORY AUTHORIZATION.—Consistent with section 8(a)(1) of the War Powers Resolution, the Congress declares that this section is intended to constitute specific statutory authorization within the meaning of section 5(b) of the War Powers Resolution.

(2) APPLICABILITY OF OTHER REQUIREMENTS.—Nothing in this resolution supersedes any requirement of the War Powers Resolution.

SEC. 4. REPORTS TO CONGRESS.

(a) The President shall, at least once every 60 days, submit to the Congress a report on matters relevant to this joint resolution, including actions taken pursuant to the exercise of authority granted in section 3 and the status of planning for efforts that are expected to be required after such actions are completed, including those actions described in section 7 of Public Law 105-338 (the Iraq Liberation Act of 1998).

(b) To the extent that the submission of any report described in subsection (a) coincides with the submission of any other report on matters relevant to this joint resolution otherwise required to be submitted to Congress pursuant to the reporting requirements of Public Law 93-148 (the War Powers Resolution), all such reports may be submitted as a single consolidated report to the Congress.

(c) To the extent that this information required by section 3 of Public Law 102-1 is included in the report required by this section, such report shall be considered as meeting the requirements of section 3 of Public Law 102-1.

NOTICES OF HEARINGS/MEETINGS

COMMITTEE ON INDIAN AFFAIRS

Mr. INOUE. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Wednesday, October 9, 2002, at 10 a.m. in Room 485 of the Russell Senate Office Building to conduct a Hearing on S. 2694, the Thomasina E. Jordan Indian Tribes of Virginia Federal Recognition Act of 2002.

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the committee on banking, housing, and urban affairs be authorized to meet during the session of the Senate on Tuesday, October 8, 2002, at 10 a.m. to conduct an oversight hearing on "Perspectives on America's Transit Needs."

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

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Tuesday, October 8, 2002, immediately following the party luncheons, to conduct a mark-up on the nominations of Mr. Alberto Faustino Trevino, of California, to be Assistant Secretary of Housing and Urban Development for Policy Development and Research; Mr. Armando J. Bucelo, Jr., of Florida, to be a director of the Securities Investor Protection Corporation; Ms. Carolyn Y. Peoples, of Maryland, to be Assistant Secretary of Housing and Urban Development for Fair Housing and Equal Opportunity; Ms. Deborah Doyle McWhinney, of California, to be a director of the Securities Investor Protection Corporation; Mr. John M. Reich, of Virginia, to be Vice Chairperson of the Board of directors of the Federal Deposit Insurance Corporation; Mr. Rafael Cueller, of New Jersey, to be a member of the board of directors of the National Consumer Cooperative Bank; Mr. Michael Scott, of North Carolina, to be a member of the board of directors of the National Consumer Cooperative Bank; and Mr. Philip Merrill, of Maryland, to be President of the Export-Import Bank of the United States.

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet on Tuesday, October 8, 2002, at 9:30 a.m. to conduct an oversight hearing entitled, "The Clean Water Act—Then and Now" to commemorate the 30th anniversary of the Clean Water Act.

The hearing will be held in SD-406.

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

COMMITTEE ON FOREIGN RELATIONS

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, October 8, 2002 at 2:15 p.m. to hold a Business Meeting.

AGENDA

Treaties

1. Treaty Doc. 107-13; Treaty Between the Government of the United States of America and the Government of Belize on Mutual Legal Assistance in Criminal Matters.

2. Treaty Doc. 107-9; Treaty between the Government of the United States of America and the Government of Ireland on Mutual Legal Assistance in Criminal Matters.

3. Treaty Doc. 107-3; Treaty Between the Government of the Republic of India on Mutual Legal Assistance in Criminal Matters.

4. Treaty Doc. 107-16; Treaty Between the Government of the United States of America and the Principality of Liechtenstein on Mutual Legal Assistance in Criminal Matters.

5. Treaty Doc. 107-6; Extradition Treaty Between the United States of America and the Republic of Peru.

6. Treaty Doc. 107-4; Extradition Treaty Between the Government of the United States of America and the Government of the Republic of Lithuania.

7. Treaty Doc. 107-11; Second Protocol Amending Treaty on Extradition Between the Government of the United States of America and the Government of Canada, as amended.

8. Treaty Doc. 107-15; Treaty between the Government of the United States of America and the Government of the Republic of Honduras for the Return of Stolen, Robbed, or Embezzled Vehicles and Aircraft, with Annexes and a related exchange of notes.

Legislation

9. S. 3032; A bill to amend the Microenterprise for Self-Reliance Act of 2000 and the Foreign Assistance Act of 1961 to increase assistance for the poorest people in developing countries under microenterprise assistance programs under those Acts, and for other purposes.

10. S. 2667; A bill to amend the Peace Corps Act to promote global acceptance of the principles of international peace and non-violent coexistence among peoples of diverse cultures and systems of government, and for other purposes, with an amendment in the nature of a substitute.

11. H.R. 3656; An act to amend the International Organizations Immunities Act to provide for the applicability of that Act to the European Central Bank.

Nominations

12. Mr. Joaquin F. Blaya, of Florida, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2002.

13. The Honorable Wendy Chamberlin, of Virginia, to be Assistant Administrator of the Agency for International Development for Asia and the Near East.

14. Mr. Gene B. Christy, of Texas, to be Ambassador to Brunei Darussalam.

15. Mr. Seth Cropsey, of the District of Columbia, to be Director of the International Broadcasting Bureau, Broadcasting Board of Governors.

16. Mr. John R. Dawson, of the District of Columbia, to be Ambassador to the Republic of Peru.

17. Mr. Samuel Ebbesen, of the Virgin Islands, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

18. Mr. Antonio O. Garza, Jr., of Texas, to be Ambassador to Mexico.

19. Mr. D. Jeffrey Hirschberg, of Wisconsin, to be a Member of the Broadcasting Board of Governors.

20. Ms. Nancy Jacklin, of New York, to be United States Executive Director of the International Monetary Fund.

21. Mr. David L. Lyon, of California, to be Ambassador to the Republic of Fiji, and to serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, Ambassador to the Kingdom of Tonga, and Ambassador to Tuvalu.

22. Mrs. Diane Ruebling, of Utah, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

23. Mr. Ned Siegel, of Florida, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

24. Mr. Steven J. Simmons, of Connecticut, to be Member of the Broadcasting Board of Governors.

25. Mr. C. William Swank, of Ohio, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

26. Mrs. Linda E. Watt, of Florida, to be Ambassador to the Republic of Panama.

ESO Promotion list

27. Mr. Dean B. Wooden, *et al.*, dated June 21, 2002.

The PRESIDING OFFICER Without objection, it is so ordered.

COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on Government Affairs be authorized to meet on Tuesday, October 8, 2002 at 9 a.m. to consider the nominations of Ruth Goldway and Tony Hammond to be Commissioners at the Postal Rate Commission.

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

COMMITTEE ON THE JUDICIARY

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on "The Feres Doctrine; an Examination of this Military Exception to the Federal Tort Claims Act" on Tuesday, October 8, 2002 in Dirksen Room 226 at 2 p.m.

Witness List

Panel I: Paul Harris, Deputy Associate Attorney General, United States Department of Justice, Washington, DC, and Christopher Weaver, Rear Admiral and Commandant, United States Navy, Washington, DC.

Panel II: John Altenberg, Major General, Retired and Assistant Judge Advocate General, United States Army, Washington, DC; Eugene Fidell, Counsel, Feldesman, Tucker, Leifer, & Bank, LLP, Washington, DC; Daniel Joseph, Counsel, Akin, Gump, Strauss, Hauer & Feld, LLP, Washington, DC; Bonnie O'Neill, Kingston, PA; Nolan Sklute, Major General, Retired and Judge Advocate General, United States Air Force, North Bethesda, MD; and Richard A. Sprague, Counsel, Sprague & Sprague, Philadelphia, PA.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. LIEBERMAN. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Tuesday, October 8, 2002 at 10 a.m. to hold an open hearing with the House Permanent Select Committee on Intelligence concerning the Joint Inquiry into the events of September 11, 2001.

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

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

Mr. LIEBERMAN. Mr. President, I ask unanimous consent the Committee on Governmental Affairs Subcommittee on Oversight of Government Management, Restructuring, and the District of Columbia be authorized to meet on Tuesday, October 8, 2002 at 10 a.m. for a hearing entitled "Dietary Supplements: Who is Protecting American Consumers?"

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

PRIVILEGE OF THE FLOOR

Mrs. LINCOLN. Mr. President, I ask unanimous consent that Elizabeth

Pika from my staff be granted floor privileges.

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

ORDER OF BUSINESS

Mr. REID. Mr. President, we have some more business tonight, and we will get to that very shortly. In the meantime, I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. REID. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

ORDERS FOR WEDNESDAY, OCTOBER 9, 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., Wednesday, October 9; 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 there be a period of morning business until 11 a.m., with Senators permitted to speak for up to 10 minutes each, with the first half of the time under the control of the Democratic leader or his designee, and the second half of the time under the control of the Republican leader or his designee; that at 11 a.m., the Senate resume consideration of S.J. Res. 45; and that the live quorum with respect to the cloture motion filed earlier today be waived.

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

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

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

There being no objection, the Senate, at 7:25 p.m., adjourned until Wednesday, October 9, 2002, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate October 8, 2002:

FOREIGN SERVICE

THE FOLLOWING-NAMED CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE DEPARTMENT OF STATE FOR PROMOTION IN THE SENIOR FOREIGN SERVICE TO THE CLASSES INDICATED:

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF CAREER MINISTER:

WILLIAM JOSEPH BURNS, OF PENNSYLVANIA
PRUDENCE BUSHNELL, OF VIRGINIA