

Republican Senators beginning at noon on January 10.

Second, the resolution provides that committee budgets and office space will be divided equally, subject to the customary set-asides for administrative expenses and so-called non-designated staff. It is our expectation that the details of those arrangements will be negotiated and agreed to by the respective chairman and ranking members of the committee, in consultation with other members of each committee. It will also be left to the committees, as is customary at the beginning of each new Congress, to agree to committee rules of procedure.

Further, the resolution provides that committee administrative expenses may be increased where necessary, but that the total administrative expense allocation for all committees shall not exceed historic levels. I would add that my understanding of this provision is that it will result in little or no net increase in the total amounts spent by committees on administrative expenses.

Third, it provides, in the case of a tie vote in committee on a bill or nomination, that either leader may move to discharge the committee, and that after 4 hours of debate, equally divided, the Senate proceed to vote on the motion to discharge. If the motion is agreed to, the bill or nomination would be placed on the calendar. Similarly, in the case of a tie vote in a subcommittee on a legislative item or nomination, the resolution authorizes the committee chairman to discharge the subcommittee and place the legislative item or nomination on the full committee agenda.

Fourth, the resolution provides that no cloture motion shall be filed by either party except to bring to a close debate, and that in no case shall cloture be filed before the expiration of 12 hours of debate.

Fifth, it stipulates that it shall continue to be considered the prerogative of the majority leader to make motions to proceed—although the resolution does not affect the existing right of every Senator to make a motion to proceed if he or she chooses to do so.

Sixth, it provides that in scheduling and debating all legislative and executive business in the Senate, both leaders shall seek to attain an equal balance of the interests of the two parties.

Finally, it provides that should either party attain a majority of the whole number of Senators during the 107th Congress, a new organizing resolution would be required. I would add that it is the expectation of the two leaders that if the ratio in the full Senate changes to 51–49, then a resolution instituting one-seat margins in all committees would be necessary.

That summarizes the basic provisions of the resolution. Does the distinguished Republican leader wish to comment?

Mr. LOTT. The majority leader has described the resolution accurately. I

would add only that it is my hope and expectation that tie votes in committee will be the exception and not the norm in this Congress, and that the discharge provisions of the resolution will rarely if ever have to be used. Given the unique nature of this 50–50 Senate, and the closely-divided nature of the country, it is my hope that committee chairmen and ranking members will strive to achieve strong, bipartisan majorities for all legislation and nominations considered in their committees, and that all Senators will work together in that spirit. Senator DASCHLE and I agree that this represents the wisest approach and will give us the best chance of success in addressing the needs of the American people.

With respect to the ratios of members on conferences, we both understand that under previous Senate practices, those ratios are suggested by the majority party and if not acceptable by the minority party, their right to amend and debate is in order. We both agree that the intention of this resolution is not to alter that practice and this resolution does not serve to set into motion any action that would alter that practice in any way. The two leaders agree to work together to ensure that conferees are appointed in a fair and bipartisan manner.

Mr. DASCHLE. In addition to the provisions just discussed, the distinguished Republican leader and I have reached understandings on several related matters, which I believe he would like to describe.

Mr. LOTT. The Senator is correct; we have reached understandings on the following related issues.

First, I have discussed with the majority leader concerns that have been raised about the floor procedure known as “filling the amendment tree.” Senator DASCHLE and I appreciate and understand those concerns, and we wish to assure Senators that it is our intention that the Senate have full and vigorous debates in this 107th Congress, and that the right of all Senators to have their amendments considered will be honored. We have therefore jointly agreed that neither leader, nor their designees in the absence of the leader, will offer consecutive amendments to fill the amendment tree so as to deprive either side of the right to offer an amendment. We both agree that nothing in this resolution or colloquy limits the majority leader’s right to amend a nonrelevant amendment nor does it limit the sponsor of that nonrelevant amendment from responding with a further amendment after the majority leader’s amendment or amendments are disposed of.

Second, we have agreed that the two parties will have equal access to common space in the Capitol complex for purposes of holding meetings, press conferences, and other events.

Finally, we have agreed that henceforth the duties of presiding officer of the Senate, now under the control of

the majority party, will be shared in part by the minority party.

Mr. DASCHLE. I appreciate the remarks of the distinguished Republican leader. I also want to assure him that during the 17 days in which Democrats will hold the majority, we intend to operate in the most bipartisan manner possible. As I have said before, in a 50–50 Senate, bipartisanship is not just an option, it’s a requirement. This resolution enables the Senate to get to work immediately on the Nation’s business—including nomination hearings, some of which have already begun. I thank my friend the Republican leader, and all Members of the Senate, for their cooperation and good faith in allowing us to reach agreement on this important measure. I yield the floor.

#### REMOVAL OF INJUNCTION OF SECRECY

Mr. REID. Mr. President, as in executive session, I ask unanimous consent that the injunction of secrecy be removed from the following treaty transmitted to the Senate on January 8, 2001, by the President of the United States: Protocol to Amend the 1949 Convention on the Establishment of an Inter-American Tropical Tuna Commission (Treaty Document 107–2).

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 PRESIDENT pro tempore. 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 Protocol to Amend the 1949 Convention on the Establishment of an Inter-American Tropical Tuna Commission, done at Guayaquil, June 11, 1999, and signed by the United States, subject to ratification, in Guayaquil, Ecuador, on the same date. In addition, I transmit, for the information of the Senate, the report of the Department of State with respect to the Protocol. The Protocol will not require implementing legislation.

The Protocol amends the Convention for the Establishment of an Inter-American Tropical Tuna Commission, done at Washington May 31, 1949, and entered into force March 3, 1950 (the “Convention”), to allow the European Union to become a member of the Inter-American Tropical Tuna Commission (IATTC) created under the Convention. Presently, the Convention is only open to governments of states. The Protocol will, upon entry into force, allow regional economic integration organizations like the European Union to become a party to the Convention and a full member of the

IATTC provided all parties to the Convention give their consent to such adherence. The Protocol also provides that the Member States of any regional economic integration organization that is allowed to adhere to the Protocol are barred from joining or continuing as a party to the Convention except with respect to the Member States' territories that are outside the territorial scope of the treaty establishing the regional economic integration organization.

Allowing the European Union to accede to the Convention is important to the United States because it would mean that the vessels operating under the jurisdiction of the European Union and its Member States would be bound by the conservation and management measures adopted by the IATTC for the fishery resources of the eastern Pacific Ocean.

I recommend that the Senate give early and favorable consideration to the Protocol and give its advice and consent to ratification.

WILLIAM J. CLINTON,  
THE WHITE HOUSE, *January 8, 2001.*

Mr. REID. Mr. President, I ask unanimous consent that two notices of hearings be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

#### NOTICE OF HEARINGS

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will take place on Thursday, January 18, 2000, at 2:30 p.m., in room SD-106 of the Dirksen Senate Office Building in Washington, DC, and will continue, if necessary, on Friday, January 19, 2000, at 9 a.m., in room SH-216 of the Hart Senate Office Building in Washington, DC.

The purpose of the hearing is to consider the intent to nominate Gale A. Norton to be the Secretary of the Interior.

Those wishing to submit written statements on the nomination should address them to the Committee on Energy and Natural Resources, U.S. Senate, Washington, DC 20510-6150.

For further information, please contact Vicki Thorne at (202) 224-4103.

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will take place on Thursday, January 18, 2000, at 9 a.m., in room SD-106 of the Dirksen Senate Office Building in Washington, DC.

The purpose of the hearing is to consider the intent to nominate Spencer

Abraham to be the Secretary of Energy.

Those wishing to submit written statements on the nomination should address them to the Committee on Natural Resources, U.S. Senate, Washington, DC 20510-6150.

For further information, please contact Vicki Thorne at (202) 224-4103.

### MORNING BUSINESS

#### PRESENTATION OF PETITIONS AND MEMORIALS

The PRESIDENT pro tempore. The Chair calls for the presentation of petitions and memorials.

#### REPORTS OF COMMITTEES

There being none, reports of committees are now in order.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

There being no reports, the introduction of bills and joint resolutions is now in order.

#### SUBMISSION OF RESOLUTIONS

The PRESIDENT pro tempore. The Chair calls for the submission of resolutions.

### CONCLUSION OF MORNING BUSINESS

The PRESIDENT pro tempore. There being no resolutions to come over under the rule, morning business is now closed.

### CALL OF THE CALENDAR

The PRESIDENT pro tempore. The call of the calendar under Rule VIII will now occur, but there are no items on the calendar. Therefore, the call of the calendar of general orders is dispensed with.

### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Evans, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting a treaty and sundry nominations which were referred to the Committee on Health, Education, Labor, and Pensions.

(The nominations received today are printed at the end of the Senate proceedings.)

### RECESS UNTIL SATURDAY, JANUARY 20, 2001, at 3 P.M.

The PRESIDENT pro tempore. The Senate will now stand in recess under the provisions of House Concurrent Resolution No. 1 until 3 post meridian on Saturday, January 20, in the year of our Lord 2001.

Thereupon, the Senate, at 12:05 p.m., recessed until Saturday, January 20, 2001, at 3 p.m.

### NOMINATIONS

Executive nominations received by the Senate January 8, 2001:

#### PUBLIC HEALTH SERVICE

THE FOLLOWING CANDIDATES FOR PERSONNEL ACTION IN THE REGULAR COMPONENT OF THE PUBLIC HEALTH SERVICE SUBJECT TO QUALIFICATIONS THEREFOR AS PROVIDED BY LAW AND REGULATIONS:

#### *To be medical director*

ROBERT F. ANDA  
RICHARD T. CALDWELL  
RUTH A. ETZEL  
JOHN T. FRIEDRICH  
SCOTT D. HOLMBERG  
JONATHAN E. KAPLAN  
NEIL J. MAKELA  
THOMAS R. NAVIN  
FRANK O. RICHARDS JR.  
MARY K. SERDULA  
PHILLIP L. SMITH  
HUGH K. TYSON  
RONALD J. WALDMAN  
ALLEN J. WILCOX  
RAY YIP

#### *To be senior surgeon*

RICHARD J. CALVERT  
GRANT L. CAMPBELL  
ROBERT L. DANNER JR.  
LUIS G. ESCOBEDO  
ARTHUR J. FRENCH III  
STEVEN K. GALSON  
MARTA L. GWINN  
DAVID M. HARLAN  
CLARE HELMINIAK  
PAUL J. HIGGINS  
KATHLEEN L. IRWIN  
WILLIAM J. KASSLER  
VIRGINIA B. KOPELMAN  
SANDRA L. KWEDER  
WILLIAM C. LEVINE  
JAMES A. LEWIS  
FRANK J. MAHONEY  
WILLIAM J. MARX JR.  
PHUC NGUYEN-DINH  
ROGER D. PROCK  
ROBERT E. QUICK III  
STEPHEN J. RITH-NAJARIAN  
LISA S. ROSENBLUM  
ANNE SCHUCHAT  
MITCHELL SINGAL  
DANIEL M. SOSIN  
THOMAS K. STEMPEL  
JORDAN W. TAPPERO  
JUDITH THIERRY  
WALTER W. WILLIAMS

#### *To be surgeon*

D. W. CHEN  
SCOTT F. DOWELL  
KAREN L. PARKO

#### *To be senior assistant surgeon*

WILLIAM H. DUNN JR.  
DIANA L. DUNNIGAN  
DAVID R. GAHN  
JOHN M. HARDIN  
TANIA A. HURLBUTT  
DOROTHY A. JENSEN  
PAUL D. MAHER  
MARIE A. RUSSELL  
JOHN W. VANDERHOOF  
JULIA C. WATKINS

#### *To be dental director*

BARBARA B. BEACH  
M. ANN DRUM  
RICHARD T. HIGHAM  
MICHAEL L. MARK  
GENE J. MCELHINNEY  
STEVEN R. NEWMAN  
MIGUEL RICO  
JOHN L.M. ROBINSON  
BARRY H. WATERMAN  
RICHARD H. WHITE  
RUSSELL C. WILLIAMS JR.

#### *To be senior dental surgeon*

THOMAS L. BERMEL  
MITCHEL J. BERNSTEIN  
SAMUEL L. BUNDRANT  
APRIL C. BUTTS  
WILLIAM L. CANADA  
ROGER L. CHO  
DAVID L. CLEMENS  
MICHAEL E. CRUTCHER  
MARGARET L. LAMY  
JAMES E. LEONARD  
STEVE J. MESCHER  
LYNN G. PRICE  
JOSEPH P. ROSE JR.  
LEE S. SHACKELFORD  
WILLIAM D. WOOD  
JOHN T. ZIMMER

#### *To be dental surgeon*

ANITA L. BRIGHT

#### *To be nurse director*

MELISSA M. ADAMS